

At a special meeting of the Town Board of the Town of Oswego held the 11th day of February, 2013 at 7:00 p.m. at the Oswego Town Hall, 2320 County Route 7, Oswego, New York 13126.

RESOLUTION No. 2013-28

RESOLUTION AUTHORIZING THE TOWN OF SCRIBA TO INVESTIGATE THE STATUS OF THE AMBULANCE SERVICE CERTIFICATE ISSUED TO THE CITY OF OSWEGO

WHEREAS, the Town of Oswego recently entered into a contract with Oswego County Ambulance Service, Inc. (Menter) for the provision of ambulance services to the residents of the Town of Oswego; the contract with Menter runs from January 1, 2013 to December 31, 2013; and

WHEREAS, the Town of Oswego, together with the Towns of Minetto and Scriba entered into identical contracts simultaneously with Menter; all three Towns having previously contracted for ambulance service with the City of Oswego; and

WHEREAS, the current Ambulance Service Certificate issued to the City of Oswego Fire Department by the New York State Department of Health identifies the City Fire Department's primary territory as "the City of Oswego, Towns of Oswego, Minetto and Scriba;" and

WHEREAS, the officials of the City of Oswego have publicly stated their refusal to respond to calls for mutual aid in the three Towns in the event Menter is unable to handle a particular call, for any reason; and

WHEREAS, the Towns of Minetto, Oswego and Scriba support Governor Cuomo's initiative for shared services and the entering into a contract with Menter is an example of municipal cooperation and reducing tax payer burdens by shifting a previous service offered by government to the private sector; and

WHEREAS, the Town of Scriba has offered to initiate an inquiry to the New York State Department of Health and New York State Emergency Management Council into the status of the Ambulance Service Certificate issued to the City of Oswego Fire Department and the Town of Oswego desires to partner with the Town of Scriba and the Town of Minetto in this endeavor.

NOW, THEREFORE, upon motion made by Town Councilmember Victoria Mullen and seconded by Town Councilmember Timothy DeSacia, it is an shall hereby be

RESOLVED, that the Town Board for the Town of Oswego hereby authorizes the Town of Scriba, together with the Town Supervisor and its Town Attorney to initiate a formal inquiry and legal proceeding, if necessary into the status of the Ambulance Service Certificate issued to the City of Oswego Fire Department on or about October 2, 2012; and it is further

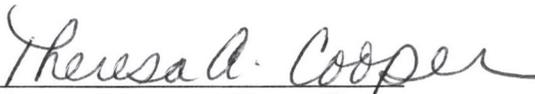
RESOLVED, that the Town of Oswego hereby authorizes the Town of Scriba, the Scriba Town Supervisor and its Town Attorney to take such action as it is necessary by an on behalf of the Town of Oswego concerning the status of the Ambulance Service Certificate, and any remedial action necessary to remove the Town of Oswego from the City's primary territory; it is further

RESOLVED, that the Town of Scriba, the Town Supervisor and its Town Attorney shall report back to the Town of Oswego in regular intervals of no more than 30 days to provide the Oswego Town Board with appropriate updates into the status of all actions contemplated and taken in furtherance of this authorization.

Motion having been voted on by town board members present and constituting a quorum as adopted pursuant to the following roll call vote at follows:

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| Victoria Mullen, | Supervisor -Aye |
| Timothy DeSacia, | Deputy Supervisor - Aye |
| Margaret Mahaney, | Councilwoman- Aye |
| Greg Herrmann, | Councilman Absent |
| Richard Tesoriero, | Councilman- Aye |

Dated: February 11, 2013


Theresa A. Cooper, Town Clerk
Town of Oswego