

A public hearing was held by the Town Board of the Town of Moreau on November 12, 2015 in the Town of Moreau Municipal Building, 351 Reynolds Road, Moreau, New York for a proposed amendment to the fee schedule for the Moreau Emergency Squad.

Supervisor Jenkins opened the public hearing at 6:30 p.m.

Town Board Members Present

Bob Prendergast Councilman
 Gina LeClair Councilwoman
 Todd Kusnierz Councilman
 Robert J. Vittengl, Jr. Councilman
 Preston L. Jenkins, Jr. Supervisor

Town Board Members Absent

None

Also present: Leeann McCabe, Town Clerk; Reed Antis and Andre Delvaux & Steve VanGuilder from the Moreau Emergency Squad.

The Supervisor welcomed everyone to the public hearing and asked that all electronic devices be silenced or turned off.

The following order setting the public hearing was published as a legal ad in the Glens Falls Post Star Newspaper on October 29, 2015.

TOWN OF MOREAU

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN pursuant to Section 122-B of the General Municipal Law, that the Town Board of the Town of Moreau will conduct a public hearing on November 12, 2015 at 6:30 P.M. at the Town Municipal Complex located at 351 Reynolds Road, Moreau, New York for the purpose of considering an amendment to the Moreau Emergency Squad, Inc. Fee Schedule. A copy of the proposed Fee Schedule is available for review at the Town Hall.

Published: October 29, 2015

Leeann McCabe, Town Clerk
 Town of Moreau

The proposed fee schedule is as follows:

<u>CATEGORY</u>	<u>FEE</u>	<u>% OF CALLS</u>
BLS	\$850.00	30%
ALS 1	\$950.00	40%
ALS 2	\$1050.00	3%
RMA	\$100.00	6%
ALS-RMA	\$200.00	N/A
SPECIALTY CARE TRANSPORTS	\$1800.00	N/A
ALS FLY CAR	\$250.00	1%
MILEAGE	\$20/LOADED MILE	N/A

Councilman Kusnierz asked what had changed since the last time they were here.

Andre Delvaux stated that they've received MAC approval for Specialty Care Transports and it should be in place by early next year.

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Supervisor Jenkins stated that the proposed fee for this service is \$1,800 and he asked what it was before. Mr. Delvaux replied that they don't currently provide this service and therefore this would be a new fee.

Reed Antis asked how their rates compare to the competitive market and Mr. Delvaux replied that their rates are quite low. He asked who their competition was and Mr. Delvaux replied, any agency in Saratoga County. Mr. Delvaux stated that there are services that other agencies don't provide so the level of service isn't comparable. Mr. Delvaux stated that they had sent out a request for fee schedules from other agencies in the past and it caused problems.

Reed Antis stated that Not-for-profit laws have changed and he asked how disclosure has changed. Mr. Delvaux stated that this is being reviewed by their attorney. There's a date when it has to be implemented. He also stated that the Town Board has been working with their agency.

Supervisor Jenkins stated that they're not subject to most of the law because of the level of income. They don't have to have an audit. They're not-for-profit so the records aren't public. The Supervisor stated that the Town has a contract with them and therefore the Town has the right to records that are within the contract. The general public has no access to the records because they aren't subject to FOIL.

Mr. Antis asked what records they do have to disclose. The Supervisor stated that he couldn't tell him. It's a whole law. Mr. Antis asked who does know what they have to disclose. The Supervisor stated that they have to file a 990 form each year, which is a disclosure. He stated that anyone can get a copy of that form. He also stated that you can look at the law on-line.

Councilman Prendergast thought that it would make sense to have the attorney for the Town look at the law and make sure that the Town has everything in the contract so that we have access to everything the law says.

Mr. Antis stated that the Board should get a very clear answer and make it public so that everyone knows what to expect from the squad.

Councilman Kusnierz stated that it's not this Boards responsibility to make them abide by the not-for-profit laws.

Mr. Antis replied to Councilman Kusnierz that he understood what he was saying but that isn't what he asked. He stated again that the Board should find out what those things are so that the Board gets the information that should be disclosed.

Supervisor Jenkins stated that he knows they're not subject to any of the auditing functions by law. He stated that beyond that, he doesn't know what's in the law. Mr. Antis stated again that the Board should find out.

Councilman Prendergast asked when their contract is due to expire and the answer was December 31, 2015. Supervisor Jenkins stated that they don't anticipate any changes in the language of the contract. Mr. Antis stated that the rates would be different. It was replied that the rates aren't in the contract.

Councilman Kusnierz stated that the update to the not-for-profit law from April 2015 revolved around changes to conflicts of interest. What officers can and can't do within the agency.

Steve VanGuilder stated that he and Andre sit on the Board of Directors and they don't vote. They don't have voting rights. Mr. Antis asked if it was part of the by-laws and the answer was yes. Mr. Delvaux stated that the duties of the Board Members are in the by-laws as well.

Councilman Kusnierz stated that he believed the changes revolved around charities and transparency.

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Mr. Antis asked how many full-time employees they have and the answer was 3. He asked how many part-time and the answer was 28. He asked if Mr. Delvaux was full-time and the answer was yes. He asked if he was part-time at another location and Mr. Delvaux replied that he was full-time there as well. Mr. Antis asked if he has two full-time jobs and the answer was yes.

Supervisor Jenkins stated that on the surface it looks like a pretty good increase in the fee schedule but also stated that the last rate increase was seven years ago.

Councilman Kusnierz stated that he was on board when the fees were first instituted. He supported this then and he still does because of expansion in the level of service. With these proposed fees there are two new higher levels of care. He stated that they should move forward on a decision to increase the fee schedule.

Supervisor Jenkins stated that quality of care is critical. He stated that the only problem he's ever had was looking at their information and now that's been done. He stated that the biggest complaints come from people who don't have insurance. His concern is that people who don't have insurance have to pay the full price. People who are on Medicare have some of the cost written off. Mr. Delvaux stated that they go by poverty level for those who have no insurance. The Supervisor stated that he was comfortable with what he sees.

Councilwoman LeClair stated that she thought he had said if they do this, they will have two ambulances on at all times. Mr. Delvaux stated that they have an ambulance from 6:00 a.m. to 6:00 p.m. and an ambulance from 6:00 p.m. to 6:00 a.m. and they have a mid-day crew from 9:00 a.m. to 9:00 p.m. Their goal is to increase staff to 2 crews 24-7 especially when they get the SCT program up and running.

Supervisor Jenkins stated that an increase in senior housing is going to cause an issue. Mr. Delvaux stated that between 2013-2014 calls were up 25%. It's gone up another 15% for 2014-2015. They've already surpassed their year-end numbers from 2014 for 2015.

Mr. Delvaux stated that the last increase was in 2008.

The Supervisor asked if there were any more questions. There were no responses.

It was agreed to keep the public hearing open until the next regularly scheduled Board meeting.

The public hearing was adjourned at 6:55 p.m.

Respectfully submitted,

Leeann McCabe
Town Clerk

The above minutes are not intended to be a complete transcript, only a summary. To hear the complete audio, you may visit the Town's website at: www.townofmoreau.org