

EAST LYME BOARD OF SELECTMEN
SPECIAL MEETING OF DECEMBER 30, 2010
MINUTES

PRESENT: Mark Nickerson, John Birmingham, (Rob Wilson, Jack Hogan by phone).

EXCUSED: Paul M. Formica, Rose Ann Hardy.

ALSO PRESENT: Town Attorney Andrew Cellamme.

Deputy First Selectman Mark Nickerson called the meeting to order at 3:00 p.m.

Attorney Cellamme said this meeting was called for one reason, to consider withdrawing from Ledge Light Health District. CT State Statute 19a-246 states that a municipality can withdraw from a health district with a vote made by January 1st of the year the action will take effect. The Town of East Lyme joined Ledge Light in 2006 so we have satisfied the 24 month requirement. He added that the operational agreement between Ledge Light and the Town of East Lyme mirrors the state statute. He said this action would be effective July 1, 2011 if the Board votes to withdraw from the district and then would have to revert back to what was before or the Town could join another health district recognized by the State. He added that the action taken today could be rescinded and revoked at the next meeting.

MOTION (1)

Mr. Birmingham moved the following:

RESOLUTION of the Town of East Lyme Board of Selectman
Regarding Withdrawal from the Ledge Light Health District

WHEREAS, on April 19, 2006 the East Lyme Board of Selectmen voted for the Town to join the Ledge Light Health District (the "District") as a member; and

WHEREAS, on June 1, 2006 and October 10, 2008 the Town and the District entered an Operations Agreement. The Operations Agreement provides that the Agreement may be terminated when "The Town legally withdraws from the District pursuant to state statutes"; and

WHEREAS, Connecticut General Statutes Section 19a-246 provides that the Town ". . . may, by vote passed prior to January first in any year, withdraw from the district, such withdrawal to become effective on the first day of July following, provided such town shall have been a member of the district for at least twenty-four months prior to such vote of withdrawal"; and

WHEREAS, the Town has been a member of the District for more than twenty-four months prior to this Resolution.

IT IS RESOLVED that in accordance with Connecticut General Statutes Section 19a-246 the East Lyme Board of Selectman hereby votes to withdraw the Town from the District effective July 1, 2011, and authorizes the First Selectman to execute and deliver such documents as may be necessary or desirable to effectuate such withdrawal.

Seconded by Mr. Wilson. Motion passed 4-0.

MOTION (2)

Mr. Wilson moved to adjourn the special meeting at 3:08 p.m.

Seconded by Mr. Birmingham. Motion passed 4-0.

Respectfully submitted,

Darlene C. Stevens, Recording Secretary