

BILL NO. 27

ORDINANCE NO. 26

AN ORDINANCE PROVIDING FOR MUTUAL FIRE PROTECTION SERVICES WITH CERTAIN CITIES, VILLAGES AND FIRE PROTECTION DISTRICTS IN ST. LOUIS COUNTY, AND PROVIDING FOR THE TERMS AND CONDITIONS THEREOF.

WHEREAS, in order to enhance the public safety and welfare of all people within St. Louis County, it is found desirable for each municipality within St. Louis County and each fire protection district organized under Chapter 321 R.S.Mo., within St. Louis County, to respond to requests from each other for fire protection assistance;

WHEREAS, pursuant to Section 70.210 to 70.320, inclusive, of the Revised Statutes of Missouri, as amended, municipalities and Fire Protection Districts may contract and cooperate with each other for a common service, and by the provisions of Section 71.370 and 71.510, inclusive, of the Revised Statutes of Missouri, as amended, municipalities may provide for an interchange of service of their fire departments; and

WHEREAS, the Normandy Fire Protection District presently has contracts with the following municipalities and fire districts:

Berkeley Fire Department
Black Jack Fire Protection District
Community Fire Protection District
Ferguson Fire Department
Florissant Fire Protection District
Hazelwood Fire Department
Jennings Fire Department
Kinloch Fire Protection District
Moline Fire Protection District
Pine Lawn Fire Department
Riverview Fire Protection District
Spanish Lake Fire Protection District
Wellston Fire Protection District

NOW, THEREFORE, BE IT ORDAINED BY THE NORMANDY FIRE PROTECTION DISTRICT, AS FOLLOWS:

SECTION 1: The Normandy Fire Protection District of St. Louis County, Missouri hereby contracts with the following:

Affton Fire Protection District
Ballwin Fire Protection District
Brentwood Fire Department
Chesterfield Fire Protection District
Clayton Fire Department
Crestwood Fire Department
Creve Coeur Fire Protection District
Des Peres Fire Department
Fenton Fire Protection District
Frontenac Fire Department
Gardenville Fire Protection District
Glendale Fire Department
Kirkwood Fire Department
City of Ladue Fire Department
Lemay Fire Protection District
Manchester Fire Protection District
Maplewood Fire Department
Maryland Heights Fire Protection District
Meacham Park Fire Protection District
Mehlville Fire Protection District
Olivette Fire Department
Pacific Fire Department
Pattonville-Bridgeton Terrace Fire Protection District
Richmond Heights Fire Department
Robertson Fire Protection District
Rock Hill Fire Department
Sherman Fire Department
Shrewsbury Fire Department
Town and Country Fire Department
University City Fire Department
Valley Park Fire Protection District
Webster Groves Fire Department
West Overland Fire Protection District

effective upon the passage and approval of a like ordinance by the legislative bodies of any of said cities, villages and fire protection districts, for the interchange of service of the fire departments of said cities, villages and fire protection districts respectively, upon the condition and provision hereinafter contained.

SECTION 2: The fire department of Normandy Fire Protection District shall respond to fire alarms on call to any of the said cities, villages and Fire Protection Districts, and the fire departments of those cities, villages and Fire Protection Districts shall respond to fire alarms on call in any part of this District.

SECTION 3: This Ordinance shall take effect when it is passed and approved, and shall remain in full force and effect until terminated. This Ordinance may be terminated by the passage of an Ordinance so providing by the legislative body of the Fire Protection Districts or the legislative body the municipalities. Notice of the passage of such Ordinance shall be given by written notice to the Chief Officer of the respective parties and the termination shall take effect at least sixty (60) days from the date of service of such notice.

SECTION 4: Exchange of Copies. Forthwith upon the enactment of this Ordinance, the President and Secretary of the Normandy Fire Protection District of St. Louis County are each hereby authorized and directed that they shall duly make a copy of this Ordinance, certifying the same to be a true copy hereof as adopted by this District, and affixing their names in their respective offices and the seal of the District thereto as evidencing such certification, and to deliver such certified copy to the aforesaid other parties.

SECTION 5: The consideration for the service of the fire department of each party hereto shall be the service given for the protection of the lives and property in the cities, villages and Fire Protection Districts. No compensation shall accrue or be paid by either party for the service of the fire departments of the other parties hereto.

SECTION 6: None of the cities, villages and Fire Protection Districts shall be liable to the other for failure to respond to any call by the other or for delay or negligence or mistake in receiving or responding to any call. This Ordinance shall not be interpreted as being for the benefit of any person, firm or corporation not a party hereto.

SECTION 7: None of the municipalities and Fire Protection Districts shall be liable by virtue of this Ordinance to any firemen, official or employee of the other, nor shall any fireman, official or employee be considered, for any purpose, a fireman, official or employee other than the one by which he is regularly employed.

SECTION 8: In case of loss or damage to the equipment or property of any party while responding to fire alarms, such loss or damage shall be borne by the municipality or Fire Protection District owning such equipment or property.

SECTION 9: Except as otherwise provided for in this Ordinance, when the fire department of a municipality or fire district responds to an alarm in other municipalities or Fire Protection Districts it shall, during the time that its equipment and personnel are in said municipalities or Fire Protection Districts, have the same status and be subject to and protected by all of the laws and ordinances of said municipalities and Fire Protection Districts that have application to such municipalities and Fire Protection Districts.

SECTION 10: Mutual Aid. If there shall occur within the area encompassed by either party to such agreement any fire or other occurrence requiring the use of fire department equipment of any kind, and if the Fire Chief (or other senior officer then present, of whatever rank) of the party to such agreement within whose area such occurrence is located shall notify the other party to such agreement that the help of such other party is requested, then such other party shall immediately dispatch such of its fire department equipment and personnel as may be required for the handling of such fire or other occurrence, to the scene thereof, to assist the notifying party within whose area such fire or other occurrence is located. Such notification may be given by any practicable method, whether by radio, by telephone, or in any other manner. While within the area of the notifying party, such fire department, its equipment and personnel shall be under the command of the ranking officer then present of the notifying party within whose area such fire or other occurrence is located, for all purposes relating thereto. However, if at the time of such notification there is then any situation within the area of the party notified, which in the judgment of its Senior Officer then present requires that some or all of its fire department equipment and personnel remain within the area of such notified party by reason of any such situation, such Senior Officer shall so notify the person calling for aid hereunder, and the notified party may retain and not send such of its fire department, equipment and personnel as is so needed.

SECTION 11: In the event any word, words, phrase, phrases, sentence, sentences, paragraph, paragraphs, section or sections, contained and appearing in this Ordinance shall be held or declared to be invalid, unlawful or unconstitutional for any cause or reason then it is hereby declared that the remaining such portions and provisions of this Ordinance shall be and remain unaffected thereby and shall remain in full force and effect.

SECTION 12: Emergency. It being deemed that the situation intended to be met by such agreement constitutes an emergency directly affecting the lives and health of the inhabitants of the areas encompassed by the parties to such agreement, and the protection of property within those areas, such agreement and this Ordinance shall take effect and be in force and effect immediately from and after the enactment of this Ordinance by this District.

This Ordinance No. 26, having been duly considered and voted upon by the Board of Directors of the Normandy Fire Protection District of St. Louis County, was enacted as an Ordinance of said District on the 4th day of May, 1969.

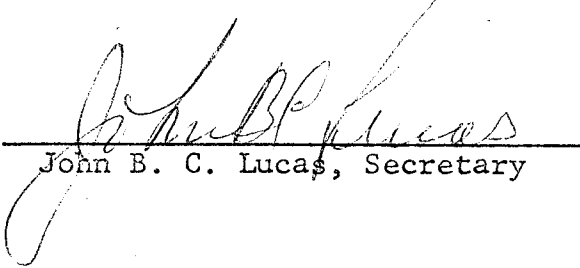
Emmett L. Roseman
Chairman and Director

ATTEST:

John H. [Signature]
Secretary and Director

CERTIFICATION OF ORDINANCE OF N
NORMANDY FIRE PROTECTION DISTRICT

I, JOHN B. C. LUCAS, being the duly constituted and acting Secretary of the Normandy Fire Protection District, Normandy, Missouri, a corporation duly incorporated on the 24th day of April, 1948, under and by virtue of a decree of the Circuit Court of St. Louis County, Missouri, Cause No. 182660, do hereby certify that the above and foregoing is a true and complete copy of the Resolution duly adopted at a meeting of the Board of Directors of the Normandy Fire Protection District held on the 4th day of May, 1969, at which time all the Directors of said Normandy Fire Protection District were present, namely, Emmett L. Roseman, Leo B. Painter and John B. C. Lucas, and that said Resolution was unanimously adopted at said meeting.



John B. C. Lucas, Secretary

ATTEST (SEAL)