

AN ORDINANCE PROVIDING FOR AUTOHORIZATION FOR THE NORMANDY FIRE PROTECTION DISTRICT OF ST. LOUIS COUNTY TO ENTER INTO A MUTUAL AID CONTRACT WITH VARIOUS MUNICIPALITIES AND FIRE PROTECTION DISTRICTS.

WHEREAS, Chapter 321 of the Revised Statutes of the State of Missouri authorize the Board of Directors of each fire protection district to enter into mutual aid ordinances with a neighboring and supporting municipality or fire department and neighboring fire protection districts, and

WHEREAS, in order to enhance the public safety and welfare of all the people and inhabitants of the Normandy Fire Protection District of St. Louis County, the Normandy Fire Protection District of St. Louis County is desirous of providing for an interchange of services with fire departments and fire protection districts within the County of St. Charles, County of Jefferson, County of Franklin, and the County of St. Louis.

WHEREAS, pursuant to Section 321.600 R.S. Mo. and pursuant to Section 70.210 to 70.320 R.S.Mo., the Normandy Fire Protection District may provide by Ordinance for reciprocal and cooperative action, including common service between various cities, towns, villages, fire protection districts and other political subdivisions which are authorized to provide fire protection and prevention services.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE NORMANDY FIRE PROTECTION DISTRICT OF ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

SECTION 1. The Normandy Fire Protection District of St. Louis County is hereby authorized to enter into a mutual aid contract for the providing of fire protection service, a copy of which is attached hereto and made a part hereof, with the following municipalities and fire protection districts:

Affton Fire Protection District
Ballwin Fire Protection District
Berkeley Fire Department
Black Jack Fire Protection District
Brentwood Fire Department
Chesterfield Fire Protection District
Clayton Fire Department
Community Fire Protection District
Crestwood Fire Department
Creve Coeur Fire Protection District
Des Peres Fire Department
Eureka Fire Protection District
Fenton Fire Protection District
Ferguson Fire Department
Florissant Valley Fire Protection District
Frontenac Fire Department
Gardenville Fire Protection District
Glendale Fire Department
Hazelwood Fire Department
High Ridge Fire Protection District
Jennings Fire Department

Kinloch Fire Protection District
Kirkwood Fire Department
Lemay Fire Protection District
Ladue Fire Department
Manchester Fire Protection District
Maplewood Fire Department
Maryland Heights Fire Protection District
Mehlville Fire Protection District
Olivette Fire Department
Pacific Fire Protection District
Pattonville Fire Protection District
Richmond Heights Fire Department
Riverview Fire Protection District
Robertson Fire Protection District
Rock Community Fire Protection District
Rock Hill Fire Department
City of St. Charles
St. Charles Fire Protection District
Shrewsbury Fire Department
Spanish Lake Fire Department
Town & Country Fire Department
University City Fire Department
Valley Park Fire Protection District
Webster Groves Fire Department
Wellston Fire Protection District
West Overland Fire Protection District

effective upon the passage and approval of a like or similar Ordinance or Resolution by the legislative bodies of any of said cities and/or fire protection districts for the interchange of services with this District upon the same or similar terms and conditions as herein contained, provided, however that any term or condition of any ordinance or resolution which is inconsistent herewith shall not be considered binding upon or adopted by this District.

SECTION 2. Ordinance NO. 44 be and is hereby repealed and held for naught.

SECTION 3. The fire department of the Normandy Fire Protection District shall respond to fire alarms on call to any of the foregoing cities and/or fire protection districts which have adopted an Ordinance or Resolution providing for a cooperative agreement with the Normandy Fire Protection District upon the terms and conditions herein contained and such fire departments of those cities and/or fire protection districts shall respond to fire alarms on call in any part of this District. The obligation of the parties hereto shall be limited to responding to fire alarms and providing fire protection assistance only to the extent that equipment and personnel are reasonably available to provide assistance. The determination as to availability of equipment and personnel shall be within the sole discretion of the responding district or municipality.

SECTION 4. 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 of the municipalities. Notice of the passage of such Ordinance shall be given by written notice to the Chief Officer of the respective parties and termination shall take effect at least sixty (60) days from the date of service of such notice.

SECTION 5. 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 6. 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 7. 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 8. None of the municipalities and fire protection districts shall be liable by virtue of this Ordinance to any firefighter, official, or employee of the other, nor shall any firefighter, official or employee be considered, for any purpose, a firefighter, official or employee other than the one by which her or she is regularly employed.

SECTION 9. 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 10. 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 the laws and ordinances of said municipalities and fire protection districts that have application to such municipalities and fire protection districts.

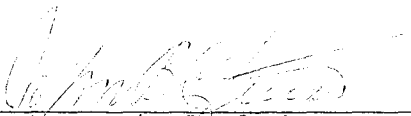
SECTION 11. Mutual Aid. Mutual aid plans shall include the following functions: (1) immediate joint response of several fire departments to alarms of fire from high risk properties, (2) response from the communities to alarms adjacent to the boundaries between fire department areas, (3) covering of vacated territories by outside departments when the resources of the local department are engaged to the extent that its ability to furnish adequate protection for subsequent fires has been reduced, (4) provision of additional units to assist at major fires that may be too great for the local department to handle efficiently, and (5) the provision of specialized types of fire fighting equipment not available in adequate quantity locally. 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 12. 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.

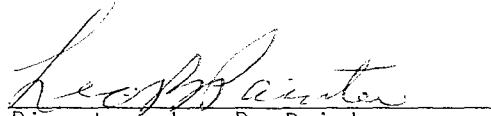
SECTION 13. Emergency. It being deemed that the situation intended to be met by such agreement constitutes an emergency directly affecting the lives and health of the inhabitants of the areas encompassed by the parties to such agreement, and the protection of property within those areas, such agreement and this Ordinance shall take effect and be in force and effect immediately from and after the enactment of this Ordinance by this District.

PASSED AND APPROVED THIS 5th DAY OF October, 1983 .

Normandy Fire Protection District
of St. Louis County



Director, John B. C. Lucas

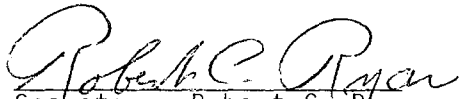


Director, Leo B. Painter



Director, Robert C. Ryan

ATTEST:



Secretary, Robert C. Ryan