

ORDINANCE NO. 00-14 AC CMS

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AUTOMATIC FIRE RESPONSE AGREEMENT WITH THE VILLAGE OF SOUTH AMHERST AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five/sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the City Manager is hereby authorized and directed to enter into an agreement with the Village of South Amherst, Ohio, for automatic fire response, a copy of said agreement being attached hereto and incorporated herein by reference.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

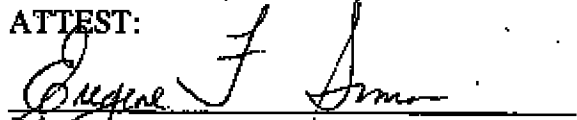
SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:


"to provide for the usual daily operation of a municipal department and to authorize automatic fire response at the earliest possible date in order to ensure the best emergency service possible to residents,"

and shall take effect immediately upon passage.

PASSED: 1st Reading - February 7, 2000 (E)
2nd Reading -
3rd Reading -

ATTEST:


CLERK OF COUNCIL


CHAIR OF COUNCIL

POSTED: 2/8/2000

EFFECTIVE DATE: 2/8/2000

Ordinance No. 1010

Passed JANUARY 24 2000
19

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
A CONTRACT WITH THE CITY OF OBERLIN, AGREEING TO
PROVIDE AUTOMATIC FIRE RESPONSE BETWEEN THE
CITY OF OBERLIN AND THE VILLAGE OF SOUTH AMHERST
AND DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF SOUTH
AMHERST THAT:**

SECTION 1: The Mayor be and is hereby authorized to enter into a Contract with the City of Oberlin to provide for Automatic Response to fires, a copy of which Contract is attached hereto as Exhibit "A" as if fully rewritten herein.

SECTION 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of the Village of South Amherst, and therefore, this

RECORD OF ORDINANCES

Dayton Legal Blank Co.

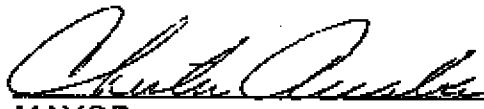
Form No. 30043


Ordinance No. _____

Passed _____ 19 _____

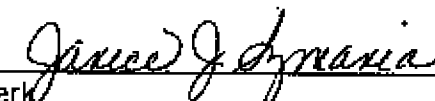
Ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.

PASSED: JANUARY 24, 2000


MAYOR

ATTEST: 
Clerk

I, Janice J. Szmania, the elected Clerk of the Village of South Amherst, certify there is no newspaper of general circulation published in the municipality and the publishing of this Ordinance No. 1010, was made by posting true copies thereof in a least five (5) of the most public places in the said Village, determined by Council, for a period of not less than fifteen (15) days, following the passage.


Clerk

ord11100.amh

I, Janice J. Szmania, the duly elected Clerk/Treas. for the Village of South Amherst, do hereby certify this to be a true copy of Ordinance #1010, passed on January 24, 2000.


Janice J. Szmania-Clerk/Treas.
1/25/2000

Janice J. Szmania
Notary Public State of Ohio
My commission expires 5/28/2000

Ordinance No. 1010

Passed JANUARY 24 2000
19

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
A CONTRACT WITH THE CITY OF OBERLIN, AGREEING TO
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Contract with the City of Oberlin to provide for Automatic Response to fires, a copy of
which Contract is attached hereto as Exhibit "A" as if fully rewritten herein.

SECTION 2: That it is found and determined that all formal actions of
this Council concerning and relating to the adoption of this Ordinance were adopted in
an open meeting of this Council, and that all deliberations of this Council and any of
its committees that resulted in such formal action, were in meetings open to the public,
in compliance with all legal requirements, including Section 121.22 of the Ohio
Revised Code.

SECTION 3: That this Ordinance is hereby declared to be an emergency
measure necessary for the immediate preservation of the public peace, health, safety
and welfare of the residents of the Village of South Amherst, and therefore, this

RECORD OF ORDINANCES

Dayton Legal Blank Co.


Form No. 30043

Ordinance No. _____


Passed _____ 19____

Ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.


PASSED: JANUARY 24, 2000


MAYOR

ATTEST:


Clerk

I, Janice J. Szmania, the elected Clerk of the Village of South Amherst, certify there is no newspaper of general circulation published in the municipality and the publishing of this Ordinance No. 1010, was made by posting true copies thereof in a least five (5) of the most public places in the said Village, determined by Council, for a period of not less than fifteen (15) days, following the passage.


Clerk

ord11100.9mh

I, Janice J. Szmania, the duly elected Clerk/Treas. for the Village of South Amherst, do hereby certify this to be a true copy of Ordinance #1010, passed on January 24, 2000.


Janice J. Szmania-Clerk/Treas.
1/25/2000

Janice J. Szmania
Notary Public State of Ohio
My commission expires 5/26/2000

AUTOMATIC FIRE RESPONSE AGREEMENT

An Agreement made and entered into at Oberlin, Ohio, on this 24th day of January, 2000, by and between the City of Oberlin, Ohio, a municipal corporation, hereinafter called "City", and the Village of South Amherst, Ohio, hereinafter called "Village".

WITNESSETH:

WHEREAS, the City of Oberlin and the Village of South Amherst have determined that additional aid is necessary to improve fire response and assure timely and adequate water supply delivery for fire suppression to designated properties in each community;

WHEREAS, it is the recommendation of the Fire Chiefs of both the City of Oberlin and the South Amherst Fire Department to enter into such Agreement to provide fire protection to said properties.

NOW, THEREFORE, it is agreed between City and the Village as follows:

1. The City shall provide automatic response of water tanker apparatus to structure fires and structure fire calls in portions of New Russia Township protected by the South Amherst Fire Department, as designated in the attached Exhibit A.
2. The Village shall provide automatic response of water tanker apparatus to structure fires and structure fire calls in the portions of New Russia Township north of State Route 511, as designated in the attached Exhibit B.
3. The Fire Chiefs of the City of Oberlin and the South Amherst Fire Department, with the approval of the City and the Village, shall promulgate standard operating procedures for the implementation of the provisions of this Agreement.
4. Neither of the parties hereto shall be liable for any damage to the other party for failure to answer, or for neglect in answering any call hereunder, or for inadequacy, negligent operation of equipment or apparatus, or for any cause whatsoever arising out of such use of said equipment and apparatus, or for the lack of performance of duties by the fire department personnel. Neither of said parties shall be

liable in any manner or event for damages for personal injuries suffered by any member of the fire department of the other contracting party hereto.

5. No charges shall be made to either party by the other party for services rendered pursuant to this Agreement.

6. It is mutually agreed that either party may cancel this Agreement with or without cause upon giving of ninety (90) days' prior written notice to the duly authorized representative of the other party, which in the case of the City shall be its City Manager and in the case of the Village shall be its Mayor.

7. This Agreement was approved by the City on Feb 7, 2000, pursuant to Ordinance No. 2000- 14 AC CMS, and by the Village on January 24, 2000, pursuant to its Ordinance No. 1010.

IN WITNESS WHEREOF, the parties have hereunto set their hands to duplicate copies hereof the day and year first above written.

WITNESSES:

[Signature]
[Signature]

CITY OF OBERLIN, OHIO

by:

[Signature]
City Manager

WITNESSES:

[Signature]
[Signature]

VILLAGE OF SOUTH AMHERST, OHIO

by:

[Signature]
Mayor

APPROVED AS TO FORM:

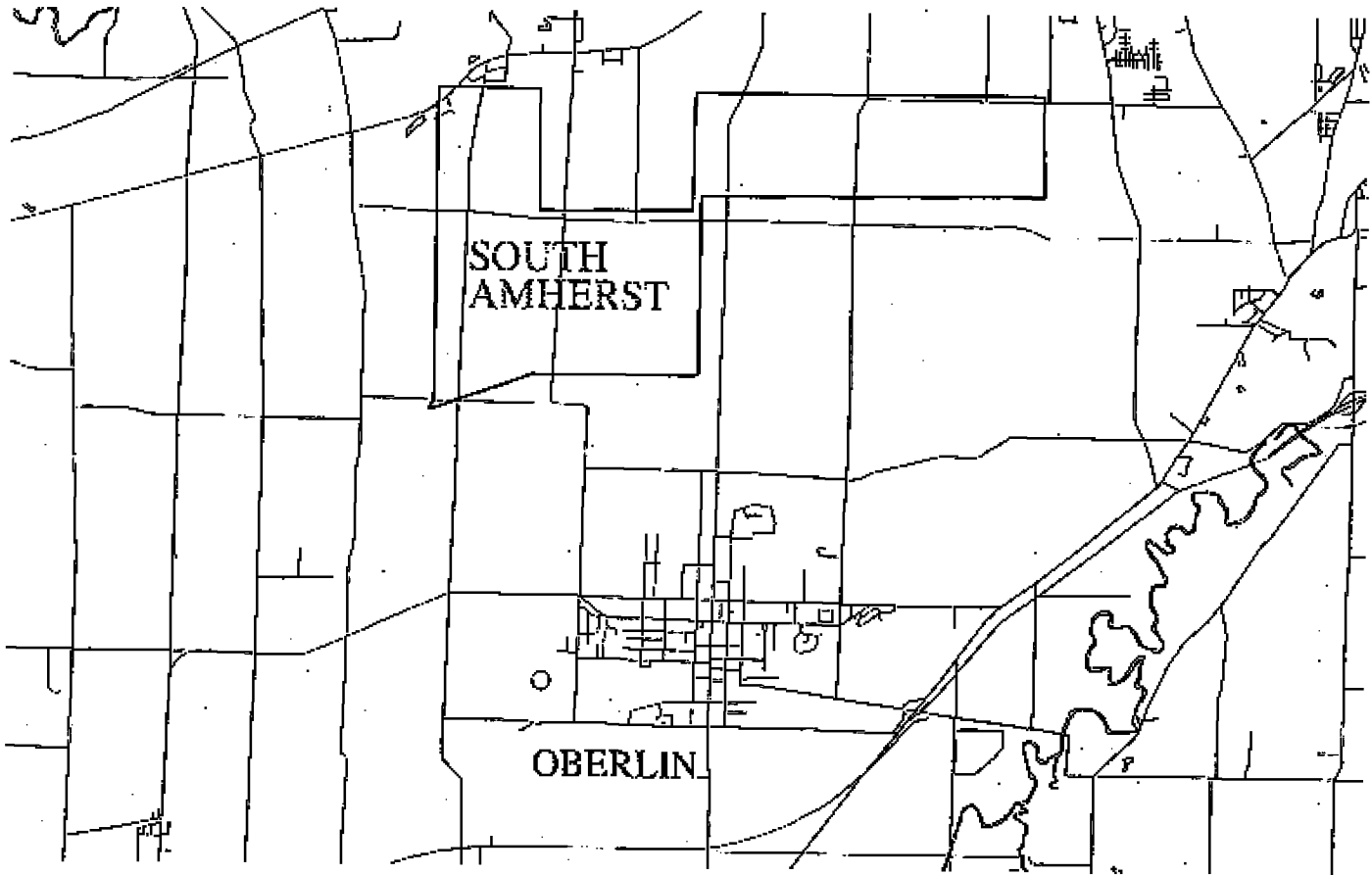
[Signature]
Eric R. Severs, Oberlin City Solicitor

[Signature]
Legal Council
For Village of South Amherst

EXHIBIT A



MARPLOT - LORAIN COUNTY, OH





MARPLOT - LORAIN COUNTY, OH

