



Resolution No. 2006 - 69
March 21, 2006

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

**THAT, A RESOLUTION ADOPTING THE NEW WASHTENAW COUNTY
MUTUAL AID FIRE AGREEMENT BE ADOPTED AND:**

**WASHTENAW COUNTY
MUTUAL AID FIRE AGREEMENT**

WITNESSETH:

WHEREAS, each party hereto recognizes that, in case of fire or other emergency, it may wish to request the aid of the Fire Department of another party; and

WHEREAS, each party hereto recognizes that it may wish to provide fire fighting equipment and personnel to another party in response to a request for such aid; and

WHEREAS, it is desirable to set forth the mutual rights and obligation resulting from the request for such aid and response thereto; and

WHEREAS, ACT NO. 35 of the PUBLIC ACTS of 1951 authorize the parties to enter into agreements regarding such rights and obligations;

NOW, THEREFORE, it is mutually agreed as follows:

In case of fire or other emergency, a participating Fire Department may request any other participating Fire Department to furnish aid. Such request shall be made by the Fire Chief or his authorized subordinate.

The furnishing of such aid shall be wholly within the discretion of the Fire Chief of the responding Department or his authorized subordinate, and no liability shall arise from a failure or refusal to furnish such aid.

If the responding Department elects to and does begin to furnish such aid, it may at any time and for any reason withdraw any or all of its personnel or equipment, and no liability shall arise from such withdrawal.

A requesting Department is not required to reimburse a responding Department for aid furnished.

In addition to incident specific aid for fire and other emergencies, aid for Technical Rescue and Urban Search and Rescue (USAR) incidents may be requested under this agreement via a request for USAR resources, which shall be organized and shall train on a regular basis, under the designation of Washtenaw County Urban Search and Rescue, as a function of this agreement and in preparation for possible deployment under this agreement. Urban Search and Rescue resources organized under this

paragraph shall be considered mutual aid resources under this agreement and be subject to and regulated by all other paragraphs of this agreement.

When the resources of a responding Department arrive at the scene of a fire or other emergency, its Chief or Commanding Officer shall report to the Chief or Commanding Officer of the requesting Department for instruction and briefing. The Chief or Commanding Officer of the responding Department shall exercise sole control and direction over its personnel and equipment in carrying out the directives of the Chief or Commanding Officer of the requesting Fire Department.

Each Department shall assume liability as between the Departments heretofore injuries to its personnel and damages to its own equipment incurred enroute to or from, or while at a fire or other emergency covered by the agreement.

Each Department shall keep and maintain sufficient Workers Compensation coverage either as a self-carrier or through an insurance carrier. All authorized personnel acting in the line of duty shall be considered employees of their respective Department, regardless of the time and place of injury.

Each Department shall maintain public liability insurance, either as a self-carrier or through an insurance carrier, in the amount deemed necessary by the respective parties.

Nothing herein shall affect any rights, duties or liabilities between a Department and its employees, officers or agents.

Any Department may terminate this agreement upon thirty (30) days written notice to the other Departments.

This agreement revokes and replaces any previous agreement between Departments on the subject of mutual fire aid.

Now, Therefore, be it Resolved, that the Ypsilanti City Council hereby adopts Resolution Number 2006- ____ thereby adopting the Washtenaw County Mutual Aid Fire Agreement.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE: