

ORDINANCE NO: 16-10

AN ORDINANCE ESTABLISHING AND IMPLEMENTING A PROGRAM TO CHARGE MITIGATION RATES FOR THE DEPLOYMENT OF EMERGENCY AND NON-EMERGENCY SERVICES PROVIDED/RENDERED FOR THE LISLE-WOODRIDGE FIRE PROTECTION DISTRICT.

WHEREAS, the Lisle-Woodridge Fire District (the “District”), is a fire protection district duly organized under the laws of the state of Illinois; and

WHEREAS, the Board of Trustees of the District has full power to pass all necessary ordinances, and rules and regulations for the proper management and conduct of the business of the Board of Trustees of the District for carrying into effect the objects for which the District was formed under 70 ILCS 705/6; and

WHEREAS, the emergency and non-emergency services response activity to incidents continues to increase each year; Environmental Protection requirements involving equipment and training, and Homeland Security regulations involving equipment and training, creating additional demands on all operational aspects of the fire district services; and

WHEREAS, the fire district has investigated different methods to maintain a high level of quality of emergency and non-emergency service capability throughout times of constantly increasing service demands, where maintaining an effective response by the fire district decreases the costs of incidents to insurance carriers, businesses, and individuals through timely and effective management of emergency situations, saving lives and reducing property and environmental damage; and

WHEREAS, raising real property tax to meet the increase in service demands would not be fair when the responsible party(s) should be held accountable for their actions; and

WHEREAS, the Board of Trustees of the Lisle-Woodridge Fire District desires to implement a fair and equitable procedure by which to collect said mitigation rates and shall establish a billing system in accordance with applicable laws, regulations and guidelines; Now, Therefore

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Lisle-Woodridge Fire Protection District, DuPage County, Illinois, as follows:

Section 1: The District shall initiate mitigation rates for the delivery of emergency and non-emergency services by the fire department for personnel, supplies and equipment to the scene of emergency and non-emergency incidents as listed in “EXHIBIT A”. The mitigation rates shall be based on actual costs of the services and that which is usual, customary and reasonable (UCR) as shown in “EXHIBIT A”, which may include any

services, personnel, supplies, and equipment and with baselines established by addendum to this document.

Section 2: A claim shall be filed to the responsible party(s) through their insurance carrier. In some circumstances, the responsible party(s) will be billed directly.

Section 3: The District's Board of Trustees may make rules or regulations and from time to time may amend, revoke, or add rules and regulations, not consistent with this Section, as they may deem necessary or expedient in respect to billing for these mitigation rates or the collection thereof.

Section 4: It is found and determined that all formal actions of the Board of Trustees concerning and relating to the adoption of this Ordinance were adopted in open meetings of the Board of Trustees, and that all deliberations of the Board of Trustee's and any of its committees that resulted in such formal actions were in accordance with all legal requirements, and the Codified Ordinances of the City Council.

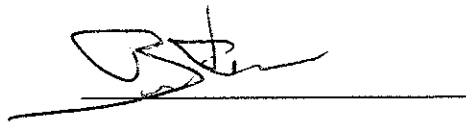
Section 5: The provisions of this Ordinance shall be in full force and effect upon adoption.

ADOPTED this 24th day of May 2016 by a roll call vote.

AYES: Chaffin, Perry, Costin, Frank

NAYS: Ø

ABSENT: Moeller



President, Board of Trustees
Lisle-Woodridge Fire District

ATTEST:


Secretary, Board of Trustees
Lisle-Woodridge Fire District

STATE OF ILLINOIS)
COUNTIES OF DUPAGE) SS
AND WILL)

SECRETARY'S CERTIFICATE

I, Chad Chaffin, the duly qualified and acting Secretary of the Board of Trustees of the Lisle-Woodridge Fire Protection District, DuPage and Will Counties, Illinois, and the keeper of the records thereof, do hereby certify that attached hereto is a true and correct copy of an Ordinance entitled:

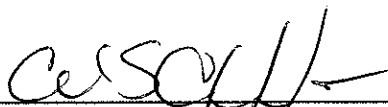
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adopted by said Board of Trustees at its meeting on the 24th day of May 2016.

I do further certify that a quorum of said Board of Trustees was present at the said meeting, and that the Board complied with all requirements of the Illinois Open Meetings Act. Further, I certify that the Ordinance has not been amended or altered and is in full force and effect as of the date indicated below.

IN WITNESS WHEREOF, I have hereunto set my hand this 24th day of May 2016.



Secretary, Board of Trustees
Lisle-Woodridge
Fire Protection District

EXHIBIT A

IL Code 70-705 sec. 11f allows Fire Protection Districts to bill nonresidents. Such charges may not be assessed against residents of the fire protection district or persons who request fire protection coverage for an unprotected area and who pay to the fire protection district an amount equal to the district's Fire Protection Tax pursuant to Section 4 of the Fire Protection of Unprotected Area Act.

In responding to emergencies of nonresidents, the Fire Protection District charges the following fees:

- (1) Two-hundred-fifty dollars per hour, per vehicle, for responding to a call;
- (2) Seventy dollars per hour, per firefighter, for responding to a call.
- (3) An additional charge may be levied to reimburse the district for extraordinary expenses of materials used in rendering such services.
- (4) No charge shall be made for services for which the total charge would be less than \$50.

70 ILCS 705/26 - Sec. 26. Technical rescue services. A fire protection district may fix, charge, and collect reasonable fees for technical rescue services provided by the district for both residents and non-residents. The total amount collected may not exceed the reasonable cost of providing the technical rescue services and may include charges for personnel and equipment costs.

For each category of Technical Rescue Services provided, except Extrication Rescue/Recovery services the Fire Protection District charges the following fees:

	<u>Resident</u>	<u>Non-Resident</u>
Per Hour, per Vehicle	\$125.00	\$250.00
Per Hour, per Team Member	\$ 35.00	\$ 70.00
Materials Costs	Actual Cost	Actual Cost

For Extrication Rescue/Recovery services, a fixed fee of \$375.00 per person receiving such services, regardless of whether such person is a resident of non-resident of the district.

LATE FEES

If the invoice is not paid within 90 days, a Late Charge of 10% of the invoice, as well as 1.5% per month, as well as the actual cost of the collections, will be assessed to the responsible party(s).