ORDINANCE 09-11

AN ORDINANCE ADOPTING CERTAIN FEES REQUIRED BY THE WESTFIELD FIRE DEPARTMENT

WHEREAS, The City of Westfield, ("City") is a duly formed municipal corporation within the State of Indiana, governed by its duly elected Mayor and Common Council ("Council"); and,

WHEREAS, The City maintains and operates the Westfield Fire Department for the safety and protection of the public; and,

WHEREAS, it is the duty and the responsibility of the Council to consider and adopt legislation outlining the fees that are required for the orderly and efficient operation of the Westfield Fire Department; and,

WHEREAS, this Council finds that there is a need to adopt a schedule of fees for use by the Westfield Fire Department.

NOW, THEREFORE, BE IT ORDAINED by the Westfield City Council meeting in session as follows:

Section 1. That upon review of the schedule of fees, attached hereto as Exhibit "A" and incorporated herein, the Council finds that the fees are justified and reasonable.

Section 2. That the Westfield Fire Chief is hereby authorized to charge and collect the fees as adopted and to create any and all policies necessary to carry out the fair and equitable application of the fees to the general public.

Section 3. That any necessary amendments to the fee schedule outlined on Exhibit "A" may be accomplished by a duly adopted resolution by the Council.

Section 4. This Ordinance shall be in full force and effect in accordance with Indiana law, upon the passage of any applicable waiting periods, all as provided by the laws of the State of Indiana. All ordinances or parts thereof that are in conflict herewith are hereby ordered repealed.

ALL OF WHICH IS ORDAINED THIS _____DAY OF _____2009.

WESTFIELD CITY COUNCIL

Voting For	**Voting Against**	**Abstain**
_____	_____	_____
John Dippel	John Dippel	John Dippel
_____	_____	_____
Steven Hoover	Steven Hoover	Steven Hoover
_____	_____	_____
Bob Horkay	Bob Horkay	Bob Horkay
_____	_____	_____
Ken Kingshill	Ken Kingshill	Ken Kingshill
_____	_____	_____
Bob Smith	Bob Smith	Bob Smith
_____	_____	_____
Thomas Smith	Thomas Smith	Thomas Smith
_____	_____	_____
Rob Stokes	Rob Stokes	Rob Stokes

ATTEST:

_____

Cindy Gossard, Clerk Treasurer

I hereby certify that ORDINANCE 09-11 was delivered to the Mayor of Westfield

on the _____ day of _____, 2009, at _____ ____ m.

_____
Cindy Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 09-11

this _____ day of _____, 2009.

_____
J. Andrew Cook, Mayor

I hereby VETO ORDINANCE 09-11

this _____ day of _____, 2009.

_____
J. Andrew Cook, Mayor

This document prepared by
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KRIEG DEVAULT, LLP
(317) 238-6266

Exhibit A

Westfield Fire Department Fee Schedule

EMS Fee Schedule

	Billing Code	1/08-3/31/09 Charges	Charges as of 4/1/09
Mileage	A0425	$8.00	$8.00
ALS 1	A0427	$500.00	$525.00
BLS	A0429	$400.00	$425.00
ALS 2	A0433	$550.00	$700.00
Specialty	A0434	$571.61	$656.00
ALS SOR		$350.00	$350.00
ALS Assessment		$0.00	$525.00

Report Charges

NIFRS Only	$10.00
NIFRS and Origin & Cause	$25.00
NIFRS, Origin & Cause,and pictures	$30.00

Hazmat Materials

Doesn't include shipping cost

Ball plug	$30.00	¾ " pipe plug	$9.00
Taper surface plug	$10.00	1" vented pipe	$14.00
"T" patch	$29.00	1 ¼" vented pipe	$15.00
Screw patch	$3.00	1 ½" vented pipe	$28.00
Lead wool pack	$10.00	1 ¾" vented pipe	$30.00
Hose tape	$7.00	2" vented pipe	$35.00
¼" foam	$21.00	2 ½" vented pipe	$40.00
Sorbent pad	$5.00	3" vented pipe	$50.00
Barrier tape	$20.00	3 ½" vented pipe	$73.00
Plug pattie	$13.00	4 "vented pipe	$142.00
Rubber patch	$30.00	Valve and nipple	$30.00
Support ladder	$22.00	Hose assembly	$40.00
Foam patch	$54.00	½" pipe patch	$14.00
Epoxy putty	$9.00	¾" pipe patch	$15.00
Neoprene material	$8.00	1" pipe patch	$16.00
Wood wedge pack	$27.00	1 ¼" pipe patch	$31.00
Ratcheting straps	$85.00	1 ½" pipe patch	$35.00
T bolts	$100.00	2" pipe patch	$42.00
Drift pin	$54.00	2 ½" pipe patch	$46.00
Lite-Dri	$10.00	3" pipe patch	$49.00
White pads	$1.00	3 ½" pipe patch	$53.00
White socks	$9.00	4" pipe patch	$55.00
3" Booms	$20.00	Foam	$21.00
6" Booms	$38.00	Rubber	$8.00
Plug-n-Seal	$15.00	Chemical Classifier	$10.00
pH paper	$12.00	Mercury kits	$52.00

Exhibit A

Hazmat Service

Battalion Vehicle	$150 per hour, minimum of 1 hour if arriving on the scene.
Engine Vehicle	$250 per hour, minimum of 1 hour if arriving on the scene.
Ladder Vehicle	$250 per hour, minimum of 1 hour if arriving on the scene.
Hazmat Vehicle	$250 per hour, minimum of 1 hour if arriving on the scene.
Monitoring Equipment	$50 per hour, minimum of 1 hour if arriving on the scene.

False Fire Alarm

After third false alarm	$300.00
Each Additional charge	$100.00

(Example: first fine=300.00, second fine=400.00, third fine=500.00)

Inspection

45 days after first notice of violation	$100 per violation, per occurrence
50 days after first notice of violation	$500 per violation, per occurrence

Fire Suppression Services

Allowable Rate per Homeowners insurance	$500.00

EMS Billing Write-Off Qualifications

- In the event such fees are not paid after Westfield Fire Department has exhausted its collection procedures, then the City Attorney will be notified for a determination as to whether to pursue collection of such fees by initiating litigation or other collection efforts on behalf of the Westfield Fire Department.

- Service fees for ambulance and emergency medical treatment runs will be waived for all City employees and their dependants listed with the Benefits Coordinator of the City.

- Service fees for ambulance and emergency medical treatment runs may be deemed uncollectible and the appropriate adjustment made to the Westfield Fire Department and City financial records, upon a determination by the City Attorney that:
  - The person receiving such ambulance and/or emergency medical treatment services died without insurance, an estate or surviving relatives responsible for the debt;
  - The person receiving such ambulance and/or emergency medical treatment services cannot be located despite reasonable attempts to do so;
  - The person receiving such ambulance and/or emergency medical treatment services has filed for bankruptcy protection, has listed the City as a creditor regarding such services and has obtained a discharge of such debt by the bankruptcy court;
  - The collection of the debt is otherwise not economically justified under the circumstances.

- All service fees for the provision of ambulance and/or emergency medical treatment services by the Westfield Fire Department that are deemed to be uncollectible hereunder must be reported to the City Council on an annual basis.