

RESOLUTION NO. 2021-13R

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF LUTHER, OKLAHOMA, APPROVING AND AUTHORIZING AGREEMENTS WITH INDIVIDUALS, FIRMS, PRIVATE CORPORATIONS, ASSOCIATIONS, AND POLITICAL SUBDIVISIONS FOR FIRE PROTECTION OUTSIDE THE CORPORATE LIMITS OF THE TOWN; ESTABLISHING THE FEES FOR FIRE APPARATUS AND PERSONNEL, AS WELL AS EQUIPMENT AND SUPPLIES FOR BOTH INSIDE AND OUTSIDE THE CORPORATE LIMITS OF THE TOWN; AND AUTHORIZING THE TOWN MANAGER TO PROVIDE NOTICE TO THOSE OUTSIDE THE TOWN LIMITS AND ENTER INTO AGREEMENTS FOR THE PURPOSES OF PROVIDING FIRE PROTECTION IN ACCORDANCE WITH THE PROVISIONS OF THIS RESOLUTION AND BY THE LUTHER CODE OF ORDINANCES

WHEREAS, Section 13-210 of the Luther Code of Ordinances authorizes and empowers the Town to enter into contracts or agreements with individuals, firms, private corporations, associations, and political subdivisions for fire protection outside the corporate limits of the Town; and

WHEREAS, Section 13-211 of the Luther Code of Ordinances provides that any contract entered into by the Town shall provide for payment for the fire apparatus and personnel at the rate per call or per equipment as set by the Board of Trustees; and

WHEREAS, the Board believes that it is in the best interest of the citizens of Luther and the health, safety, and welfare of those inside and outside the Town limits to approve and authorize Agreements for fire protection outside the corporate limits of the Town.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF LUTHER, OKLAHOMA, THAT the Agreement with individuals, firms, private corporations, associations, and political subdivisions for fire protection outside the corporate limits of the Town attached hereto as Exhibit "A" is hereby approved.

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT the fees for fire apparatus and personnel, as well as equipment and supplies for the provision of fire services inside and outside the corporate limits of the Town are hereby established as set forth in Exhibit "B."

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT the Town Manager is authorized to provide notice to those outside the town limits and to enter into agreements for the purposes of providing fire protection in accordance with the provisions of this Resolution and by the Luther Code of Ordinances.

This Resolution is approved in open meeting of the Town of Luther, Oklahoma, on the 26th day of August, 2021.

W. T. Arps
Mayor William Terry Arps

ATTEST:

Schmie Piscock
Town Clerk



Approved as to form and legality:

Beth Anne Childs
Beth Anne Childs, Town Attorney

TOWN OF LUTHER
FIRE SERVICE ANNUAL ENROLLMENT APPLICATION
PROPERTIES OUTSIDE THE TOWN LIMITS

I, _____, residing or owning property located at _____ (the "Property"), hereby elect to participate in the Town of Luther's Fire Service Subscription Program (the "Program")."

As a resident or owner of this Property, I understand that the Program will run from October 1-September 30 of each year. I understand that my insurance company will be responsible for payment of fire services and that it is my responsibility to provide the Town with any valid insurance within sixty (60) days of any service. In addition, I agree to furnish any information requested by my insurance company in order to facilitate the payment of any fire-related claims for this property.

I understand that the Program does not cover fire services rendered by other fire departments called to assist the Town of Luther pursuant to a mutual aid, inter-local, or other similar assistance. This service is offered entirely as a voluntary program for rural residents and is not intended to preclude, interfere with, or compete with any other available fire protection option the residents of the area may have available to them. Service shall be subject to the availability of Town personnel to respond, with the Town of Luther Fire Department maintaining appropriate staffing levels within the Town limits in order to protect the Luther corporate limits.

I agree and understand that participation in this program is strictly voluntary and that the annual cost is \$250.00, which is paid at the time of this application. I also understand that this Program does not insure the Property against loss and that as consideration to participate in the Program, I, on behalf of myself, my successors, executors, assigns and heirs, agree to release, indemnify and hold harmless the Town of Luther, its officials, agents, employees and volunteers from any and all liability, loss claims and demands, actions or causes of action (at law or in equity) for any injury, injuries of any nature that I may sustain or incur arising out of any act, occurrence, accident or condition.

Signature: _____ Dated: _____

Printed Name: _____

Phone Number: _____ Email: _____

PLEASE SUBMIT THIS COMPLETED APPLICATION AND THE ANNUAL FEE TO:

The **Town of Luther**
Fire Services Subscription Program
PO Box 56
Luther, Oklahoma 73054



EXHIBIT B – TO RESOLUTION NO. 2021-13R

Establishing fees for fire apparatus and personnel, as well as equipment and supplies for the provision of fire services outside corporate limits of the Town of Luther.

Each Engine per hour	\$300.00
Each Tanker per hour	\$300.00
Each Brush Truck per hour	\$150.00
Each EMS/Rescue unit per hour	\$150.00
Command Unit	\$ 40.00
Responding Personnel per hour	\$ 15.00

