

## RESOLUTION NO. 8-2016

### **A RESOLUTION AUTHORIZING THE MAYOR AND THE CLERK OF THE VILLAGE OF ANSONIA, DARKE COUNTY, OHIO, TO ENTER INTO A CONTRACT TO ANSWER FIRE CALLS FROM YORK TOWNSHIP, DARKE COUNTY, OHIO**

**BE IT RESOLVED** by the Council of the Village of Ansonia, Darke County, Ohio, that:

#### SECTION ONE

The Mayor and the Clerk of the Village of Ansonia, Ohio are hereby authorized to enter into a contract with the trustees of York Township, Darke County, Ohio, to answer fire calls from the area of York Township designated in the contract according to the following terms and conditions:

The Village of Ansonia agrees to answer fire calls from said York Township and its inhabitants and send fire apparatus and fireman thereto, for the purpose of extinguishing fires in said Township in like manner as fire calls are answered and fires extinguished by said Ansonia Volunteer Fire Department in Ansonia, Ohio, for a period of one (1) year beginning the 1st day of January, 2017, and ending the 31st day of December, 2017.

In consideration for which, York Township agrees to pay to the Village of Ansonia for said services an amount equal to twenty-five per cent (25%) of the proceeds received by the Trustees of York Township from any existing, or hereafter imposed, fire levies, specifically denominated as such, levied upon the taxable property situated in the township of York, Darke County, Ohio, as authorized to be assessed and collected by the vote of the electors of said township; but being limited to those proceeds actually received by the Trustees of York Township during the term of this contract; and regardless of the number of pieces of apparatus used in answer to a call, or the miles traveled by such pieces of apparatus from the fire house of said Village of Ansonia, the proceeds to be distributed by the clerk of York Township upon receipt of distribution from the County Auditor twice yearly. One half (½) of said sum shall be payable on or before June 15, 2017 and one half (½) of said sum shall be payable on or before December 15, 2017.

It is mutually understood and agreed that in no event shall the Village of Ansonia be liable in damages to said York Township or any of its inhabitants, for failure to answer any fire call, or lack of speed in answering any such calls, or for an inadequacy of equipment, negligent operation of apparatus, failure to extinguish any fire, or for any cause whatsoever growing out of this agreement, or for use of fire equipment or personnel of the Village of Ansonia.

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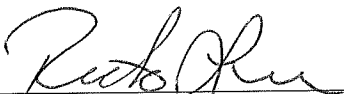
**SECTION TWO**

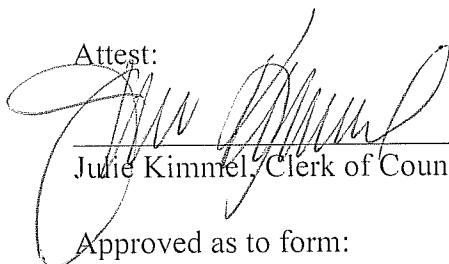
It is understood that this contract shall terminate upon the concluding date above set forth, unless the same is renewed in writing.

**SECTION THREE**

This Resolution shall take effect and be in full force from and after its passage.

Adopted this 15 day of November, 2016.

  
\_\_\_\_\_  
Rick Lee, Mayor

Attest:  
  
\_\_\_\_\_  
Julie Kimmel, Clerk of Council

Approved as to form:

\_\_\_\_\_  
Travis L. Fliehm, Solicitor