

BILL NO. 19-234

AN ORDINANCE APPROVING AN AMENDMENT TO COOPERATIVE AGREEMENTS FOR EMERGENCY DISPATCH SERVICES BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND VARIOUS FIRE DISTRICTS, FOR THE PURPOSE OF EXTENDING SAID AGREEMENTS FOR UP TO TWELVE MONTHS AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY OF LEE'S SUMMIT.

WHEREAS, the City of Lee's Summit, Missouri (hereinafter "City") is a municipal corporation operating and existing under the laws of the State of Missouri; and,

WHEREAS, a number of neighboring Fire Protection Districts (hereinafter "Districts" or "District") are Missouri political subdivision organized and existing under the laws of the State of Missouri for the primary purpose of supplying protection by any available means to persons and property against injuries and damage from fire and from hazards which do or may cause fire; and,

WHEREAS, for a number of years the City has provided emergency management services to the Districts through cooperative agreements, and the City has informed the Districts that the City would like to review the cost of providing such services and consider how such services should be paid for; and,

WHEREAS, City Council approved a twelve month extension to allow for discussions on appropriate costs and charges by passage of Ordinance No. 8524 on December 18, 2018; and,

WHEREAS, discussions between the City and Districts are ongoing and will not be completed and approved by the City prior to a number of the agreements expiring, including several set to expire at the end of 2019; and,

WHEREAS, if the agreements expire before discussions are complete, the City's response, both through no longer dispatching services for the Districts and through the City's own mutual aid obligations will be less than optimal for the safety of the public and preservation of property and the public health; and,

WHEREAS, extending the agreements for a period of up to twelve months will allow for the discussions to continue on cost sharing as well as maintain the status quo on the City's obligations under the agreements; and,

WHEREAS, state law and Section 4.4(d) of the City Charter require that all agreements between the City and other political subdivisions of the State of Missouri be executed by the Mayor.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. The form of the Amendment to Cooperative Agreement with each District for the provision of emergency dispatch services, a true and accurate copy being attached hereto as "Exhibit A" and incorporated herein by reference, is approved and the Mayor is authorized to execute same on behalf of the City with any District that requests the ability to extend the term of the cooperative agreements to December 31, 2020.

SECTION 2. This Ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

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SECTION 3. Should any section, sentence, or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences or clauses.

PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2019.

Mayor William A. Baird

ATTEST:

City Clerk Trisha Fowler Arcuri

APPROVED by the Mayor of said city this _____ day of _____, 2019.

Mayor William A. Baird

ATTEST:

City Clerk Trisha Fowler Arcuri

APPROVED AS TO FORM:

City Attorney Brian Head