

VILLAGE OF BRADLEY

ORDINANCE NO. 0-6-20-2

AN ORDINANCE AMENDING CHAPTER 20 (FIRE PREVENTION AND PROTECTION),
ARTICLE III (FEES FOR FIRE AND OTHER EMERGENCY SERVICES), SECTION 20-66
(MOTOR VEHICLE ACCIDENT EMERGENCY SERVICES; CHARGES) OF THE VILLAGE
OF BRADLEY CODE OF ORDINANCES

ADOPTED BY THE
BOARD OF TRUSTEES OF THE
VILLAGE OF BRADLEY

THIS 22 DAY OF June, 2020

Published in pamphlet form by the authority of the Board of Trustees of the Village of Bradley,
Kankakee County, Illinois this 22 day of June, 2020.

ORDINANCE NO. 0-6-20-2

AN ORDINANCE AMENDING CHAPTER 20 (FIRE PREVENTION AND PROTECTION), ARTICLE III (FEES FOR FIRE AND OTHER EMERGENCY SERVICES), SECTION 20-66 (MOTOR VEHICLE ACCIDENT EMERGENCY SERVICES; CHARGES) OF THE VILLAGE OF BRADLEY CODE OF ORDINANCES

WHEREAS, the Corporate Authorities of the Village of Bradley, Kankakee County, Illinois, have the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare of its citizens; and

WHEREAS, pursuant to Section 11-6-1.1 of the Illinois Municipal Code (65 ILCS 5/11-6-1.1), the Village of Bradley may fix, charge, and collect firefighting service fees not exceeding the actual cost of the service for all firefighting services rendered by the municipality against persons, businesses, and other entities that are not residents of the municipality; and

WHEREAS, pursuant to Section 11-6-6 of the Illinois Municipal Code (65 ILCS 5/11-6-6), the Village of Bradley may fix, charge, and collect reasonable fees for technical rescue services, which may not exceed the reasonable cost of providing the technical rescue services and may include charges for personnel and equipment costs; and

WHEREAS, the Village has previously exercised its authority to fix, charge, and collect firefighting service fees not exceeding the actual cost of the service for all firefighting services rendered by the municipality against persons, businesses, and other entities that are not residents of the municipality and to fix, charge, and collect reasonable fees for technical rescue services; and

WHEREAS, the emergency and non-emergency services response activity to motor vehicle accidents continues to increase each year; and

WHEREAS, the Village of Bradley Fire Department 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 department 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, the Corporate Authorities of the Village have determined that it is necessary and in the best interests of the Village and its citizens to amend its ordinances related to fees for emergency services for motor vehicle accidents provided by the Village.

NOW THEREFORE, BE IT ORDAINED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:

SECTION 1. The Corporate Authorities hereby find that all of the recitals contained in the preamble to this Ordinance are true, correct, and complete and are hereby incorporated by reference hereto and made a part hereof.

SECTION 2. Chapter 20 (Fire Prevention And Protection), Article III (Fees For Fire And Other Emergency Services), Section 20-66 (Motor vehicle accident emergency services; charges) is hereby deleted in its entirety and in its place, new Section 20-66 (Motor vehicle accident emergency services; charges) is hereby added to provide as follows:

Sec. 20-66. - Motor vehicle accident emergency services; charges.

- (a) All emergency fire response and rescue squad services for motor vehicle accidents provided by the village shall be provided by its fire department. A mitigation fee as provided in the village fee schedule in section 18-1 shall be charged at the mitigation rates described therein, provided the fee does not exceed the actual cost of the service.
- (b) For each service contained in the fee schedule in section 18-1, the Village shall have the option to bill each incident as an independent event with custom mitigation rates, for each incident using, itemized rates deemed usual, customary and reasonable.
- (c) The mitigation rates listed in section 18-1 will increase by 2.0% annually or based on the annual percentage increase in the Consumer Price Index (CPI), as developed by the Bureau of Labor Statistics of the U.S. Department of Labor, whichever is more. Rate adjustments will occur on the anniversary date of this ordinance/resolution to keep the fire department's cost recovery program in conformity with increasing operating expenses.
- (d) That portion of the fees authorized by this section not covered by a third party shall be waived (partial waiver) for residents of Village.
- (e) The fees established by this section shall be in addition to any fees charged pursuant to section 20-65.

SECTION 3. The Village of Bradley shall charge the 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 in accordance with the guidelines attached hereto as Exhibit "A."

SECTION 4. The Village Clerk is hereby directed to retain a copy of the guidelines contained in Exhibit "A" for public inspection.

SECTION 5. In the event that any provision or provisions, portion or portions, or clause or clauses of this Ordinance shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions, portions, or clauses of this Ordinance that may be given effect without such invalid or unenforceable provision or provisions, portion or portions, or clause or clauses.

SECTION 6. That all ordinances, resolutions, motions, or parts thereof, conflicting with any of the provisions of this Ordinance, are hereby repealed to the extent of the conflict.

SECTION 7. That the Village Clerk is hereby directed to publish this Ordinance in pamphlet form.

SECTION 8. That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED by the Board of Trustees on a roll call vote on the 22 day of June, 2020.

TRUSTEES:

ROBERT REDMOND	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
MICHAEL WATSON	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
RYAN LEBRAN	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input checked="" type="checkbox"/>
BRIAN BILLINGSLEY	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
DARREN WESTPHAL	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
BRIAN TIERI	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>

ACTING VILLAGE PRESIDENT:

MICHAEL WATSON Aye - Nay - Absent - Non-voting

TOTALS: Aye - 5 Nay - 0 Absent - 1

ATTEST:


JULIE TAMBLING,
VILLAGE CLERK

APPROVED this 22 day of June, 2020.


MICHAEL WATSON,
ACTING VILLAGE PRESIDENT


ATTEST:


JULIE TAMBLING,
VILLAGE CLERK

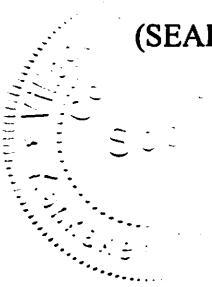
STATE OF ILLINOIS)
) §§
COUNTY OF KANKAKEE)

I, JULIE TAMBLING, Village Clerk for the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the attached is a true, perfect, and complete copy of Ordinance number 0-6-2020, "AN ORDINANCE AMENDING CHAPTER 20 (FIRE PREVENTION AND PROTECTION), ARTICLE III (FEES FOR FIRE AND OTHER EMERGENCY SERVICES), SECTION 20-66 (MOTOR VEHICLE ACCIDENT EMERGENCY SERVICES; CHARGES) OF THE VILLAGE OF BRADLEY CODE OF ORDINANCES." which was adopted by the Village President and Board of Trustees at a meeting held on the 22 day of June, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 22 day of June, 2020.


JULIE TAMBLING,
VILLAGE CLERK

(SEAL)



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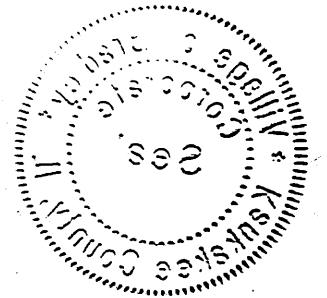


EXHIBIT “A”

	Emergency response to motor vehicle accidents (in addition to section 20-65 fees):	
	Motor Vehicle Incidents	
	Level 1 - Hazardous materials assessment and scene stabilization.	506.00
	Level 2 - Includes Level 1 services as well as clean up and material used (sorbents) for hazardous fluid clean up and disposal.	576.00
	Level 3 – (Car Fire) scene safety, fire suppression, breathing air, rescue tools, hand tools, hose, tip use, foam, structure protection, and clean up gasoline or other automotive fluids that are spilled as a result of the accident/incident.	704.00
	Add-On Services	
20-66	Extrication – Use of heavy rescue tools, ropes, airbags, cribbing etc.	1,520.00
	Creating a Landing Zone – Creating a landing zone for air care (multi-engine company response, mutual aid, helicopter) to transport the patient(s).	465.00
	Hazmat	
	Level 1 – (Basic Response) engine response, first responder assignment, perimeter establishment, evacuations, set-up and command.	816.00
	Level 2 – (Intermediate Response) engine response, first responder assignment, hazmat certified team and appropriate equipment, perimeter establishment, evacuations, set-up and command, Level A or B suit donning, breathing air and detection equipment. Set-up and removal of decontamination center.	2,913.00
	Level 3 – (Advanced Response) engine response, first responder assignment, hazmat certified team and appropriate equipment,	6,875.00

<p>perimeter establishment, evacuations, first responder set-up and command, Level A or B suit donning, breathing air and detection equipment and robot deployment. Set-up and removal of decontamination center, detection equipment, recovery and identification of material. Disposal and environment clean up. Includes above in addition to any disposal rates of material and contaminated equipment and material used at scene. Includes 3 hours of on scene time - each additional will be charged at \$336.00/hour per HAZMAT team.</p>	
Fire Investigation	
<p>Fire Investigation Team – Fire investigator response to incident and logs time, scene safety, investigation, source identification, K-9/arson dog unit, identification equipment, mobile detection unit, fire report.</p>	321.00/hour
Fires	
<p>Fire Department Response – Scene safety, investigation, fire/hazard control</p>	\$466.00/hour, per engine; \$582.00/hour per truck
Water Incidents	
<p>Level 1 – (Basic Response) Engine response, first responder assignment, perimeter establishment, evacuations, first responder set-up and command, scene safety and investigation (including possible patient contact, hazard control).</p>	466.00 plus 58.00/hour per rescue person
<p>Level 2 – (Intermediate Response) Includes Level 1 services as well as clean up and material used (sorbents), minor hazardous clean up and disposal.</p>	932.00 plus 58.00/hour per rescue person
<p>Level 3 – (Advanced Response) Includes Level 1 and Level 2 services as well as D.A.R.T. activation, donning breathing apparatus and detection equipment. Set up and removal of decontamination center, detection equipment, recovery and identification of material. Disposal and environment clean up. Includes above in addition to any disposal rates of material and contaminated</p>	2,304.00, plus 58.00/hour per rescue person, plus 117.00/hour per HAZMAT team member

equipment and material used at scene.	
Back Country or Special Rescue	
Each incident will be billed with custom mitigation rates deemed usual, customary and reasonable (UCR). These incidents will be billed, itemized per apparatus per hour, per trained rescue person per hour, plus rescue products used	N/A
Chief Response	
Set-up of Command and providing direction of the incident, operations, safety, and administration of the incident.	291.00/hour
Miscellaneous/Additional Time On-Scene (all levels of service)	
Fire Engine	466.00/hour
Fire Truck	582.00/hour
Miscellaneous Equipment	350.00