

RESOLUTION NO. R19-25

**A RESOLUTION APPROVING THE AGREEMENT BETWEEN THE
CITY OF LAUREL AND THE LAUREL AIRPORT AUTHORITY,
SAID AGREEMENT RELATING TO FIRE PROTECTION**

BE IT RESOLVED by the City Council of the City of Laurel, Montana,


Section 1: Approval. The Agreement between the City of Laurel and the Laurel Airport Authority, relating to fire protection for the fiscal year 2019-2020, a copy attached hereto, is hereby approved.

Section 2: Execution. The Mayor and the City Clerk/Treasurer of the City of Laurel are hereby given authority to execute said agreement on behalf of the City.

Introduced at a meeting of the City Council on June 18, 2019, by Council Member Stokes.

PASSED and ADOPTED by the City Council of the City of Laurel, Montana, this 18th day of June 2019.


CITY OF LAUREL


Thomas C. Nelson, Mayor

ATTEST


Bethany Langve, Clerk-Treasurer

APPROVED AS TO FORM:


Sam Painter, Civil City Attorney

AGREEMENT

THIS AGREEMENT, made and entered into this 1st day of July, 2019, by and between the CITY OF LAUREL, a municipal corporation, Yellowstone County, Montana, hereinafter referred to as "City", and LAUREL AIRPORT AUTHORITY, hereinafter referred to as "Airport Authority".

WHEREAS, the said Airport Authority has requested the City to provide fire protection to the said district and the said City is agreeable to provide said fire protection.

NOW, THEREFORE, for the mutual benefit and advantage of each, it is herewith agreed as follows:

I.

That the City, in consideration of the covenants and agreements of the Airport Authority hereafter agrees as follows:

1. To dispatch the City fire equipment and personnel to fight fires, explosions, or any other emergency call to endangered property within the said Airport Authority district upon notification of the City.
2. It is expressly agreed and understood that the amount of equipment, the type of equipment, the number of personnel dispatched, the manner of fighting the fire or explosion, etc., shall be in the sole discretion of the City and its personnel.
3. It is further mutually covenanted, agreed and understood that in the event fire or explosion or emergency calls shall occur simultaneously in the Airport Authority district and within the City's municipal boundaries that the City shall have the preference to use its equipment and manpower in protecting the City property first, and that protection of City inhabitants and property shall have preference and priority over any call, demand of the Airport Authority.
4. The Chief of the City of Laurel Fire Department shall make the investigation of all fires within the organized fire district or explosions and attempting to determine the cause, origin, and circumstances of same.

II.

The Airport Authority district in consideration of the covenants and agreements of the City, as herein stated, agrees as follows:

1. To pay to the City the total sum of four thousand eight hundred ninety five dollars and eight cents (\$4,895.08). One-half of the said fees shall be paid on or before December 31, 2019 and the remaining one-half shall be paid on or before June 30, 2020.
2. In the event that the Airport Authority district is enlarged or additional buildings built therein that the City may adjust the compensation upwards as required for the additional protection;

3. The Airport Authority agrees to cooperate with the City and the City Fire Department in the inspection of the property to be protected and to cooperate in reducing fire risks as may be suggested from time to time by the Fire Department personnel and/or the City Fire Inspector.

III.

It is mutually covenanted, agreed, and understood that the term of this agreement shall be for one (1) year, commencing on July 1, 2019 and expiring on June 30, 2020 subject to the extension provision below.

IV.

Prior to expiration, this agreement may be extended for one or more thirty-day period(s) to provide the parties the opportunity to negotiate a new annual agreement. The parties may extend the agreement in writing that is accepted and signed by both the City's Mayor and the Airport Authority's Chairman.


CITY OF LAUREL


Thomas C. Nelson, Mayor

AIRPORT AUTHORITY


Randy Smith, Chairman

ATTEST:


Bethany Langve, Clerk/Treasurer