

RESOLUTION NO. 377

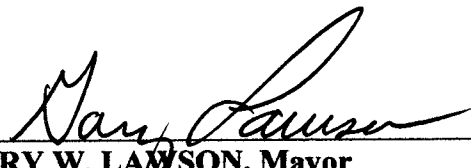
RESOLUTION OF THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF MOUNT CARMEL, TENNESSEE, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT FOR AUTOMATIC RESPONSE OF FIRE AND RESCUE SERVICES WITH CARTERS VALLEY VOLUNTEER FIRE DEPARTMENT.

- WHEREAS,** Tenn. Code Anno. § 6-54-601 et seq. and Tenn. Code Anno. §12-9-104 et seq. authorizes public agencies of the state to enter into such interlocal agreements; and
- WHEREAS,** the health and welfare of the citizens of the Town of Mount Carmel, Tennessee, will be improved by entering into such an agreement; and
- WHEREAS,** the Fire Chief recommends execution of the attached Interlocal Agreement; and
- WHEREAS,** Mount Carmel Municipal Code §1-401 *et seq.* allows the Mayor to negotiate such agreements and present same to the Board of Mayor and Aldermen for its approval; and
- WHEREAS,** the public welfare requires it.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Mayor and Aldermen of the Town of Mount Carmel, Tennessee, as follows:

1. The Mayor is authorized to execute on behalf of the Town the Interlocal Agreement attached hereto as Exhibit A.
2. This Resolution shall take effect upon its passage the public welfare requiring it.

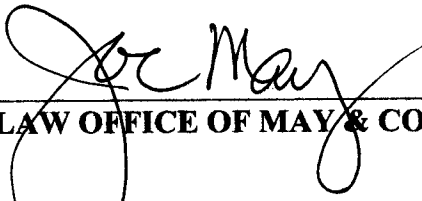
Duly passed and approved this the 26th day of June, 2007.


GARY W. LAWSON, Mayor

ATTEST:


MARIAN SANDIDGE, City Recorder

APPROVED AS TO FORM:



LAW OFFICE OF MAY & COUP

FIRST READING	AYES	NAYS	OTHER
Vice-Mayor Eugene Christian	✓		
Alderman Wanda Davidson			absent
Alderman Richard Gabriel	✓		
Alderman Tresa Mawk	✓		
Alderman Carl Wolfe	✓		
Alderman Thomas Wheeler	✓		
Mayor Gary Lawson	✓		
TOTALS	6	0	1

PASSED: June 26, 2007

INTER-LOCAL AGREEMENT FOR AUTOMATIC RESPONSE OF FIRE AND RESCUE SERVICES

THIS AGREEMENT made and entered into as of the 1st day of July, 2007, by and between the **TOWN OF MOUNT CARMEL, TENNESSEE**, hereinafter called "Mount Carmel" and **CARTERS VALLEY VOLUNTEER FIRE DEPARTMENT, INC.**, hereinafter called "Carters Valley."

WHEREAS, *Tenn. Code Ann. §§ 12-9-101, et seq.*, authorizes public agencies of the State to enter into inter-local agreements; and

WHEREAS, *Tenn. Code Ann. §§ 6-54-601, et seq.*, specifically authorizes incorporated cities to enter into agreements with, among other agencies, private incorporated fire departments or organizations of residents and property owners of unincorporated communities for fire fighting assistance; and

WHEREAS, the parties hereto desire to avail themselves of the authority conferred by these laws; and

WHEREAS, the purpose of this agreement is to provide each of the parties through their cooperation, a predetermined plan by which each might render aid to the other as needed for fire fighting, rescue or related technical support services under specific arrangements as provided herein; and

WHEREAS, it is deemed in the public interest for the parties hereto to enter into an agreement for Automatic Response with regard to fire fighting, rescue or related technical support services to provide aid as needed to assure each party of adequate depth of protection.

NOW THEREFORE, pursuant to *Tenn. Code Ann. §§6-54-601, et seq.* and *Tenn. Code Ann. §§12-9-102, et seq.*, and in consideration of the mutual covenants contained herein, the parties agree as follows:

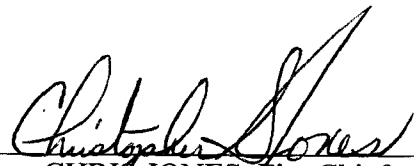
1. The parties agree to provide automatic response to the specific industrial, commercial and selected other properties as listed on Exhibit 1 as attached to this document and further, to provide Automatic Response to certain areas called "AUTOMATIC RESPONSE ZONES" as the boundaries of such zones are described in Exhibit 1, attached to this document. Adding or subtracting specific properties or zones, when agreed to by all the mayors and fire chiefs of the parties to this agreement may amend Exhibit 1.

2. Automatic Response is defined as the simultaneous dispatch and response of two or more fire departments to the same property, area, or zone regardless of the actual location or jurisdiction of the property.
3. This agreement shall be valid between the signed parties when the mayor and fire chief of Mount Carmel and the President and Fire Chief of Carters Valley execute it pursuant to the ordinance/resolution of each party authorizing its representative to execute it.
4. With the exception of the specific services described in this inter-local agreement, all other requests for aid or assistance between the parties shall be governed *Tenn. Code Ann. §58-8-101 et seq.*, the MUTUAL AID AND EMERGENCY AND DISASTER ASSISTANCE AGREEMENT ACT OF 2004.

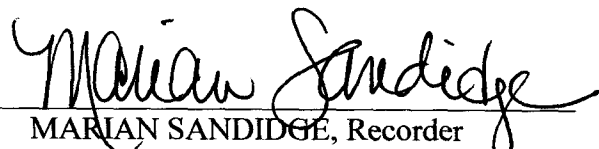
IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year written above.

TOWN OF MOUNT CARMEL, TENNESSEE

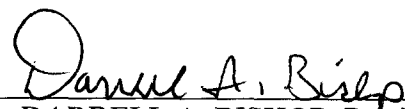
by: 
GARY LAWSON, Mayor

by: 
CHRIS JONES, Fire Chief

ATTEST:


MARIAN SANDIDGE, Recorder

CARTERS VALLEY VOLUNTEER FIRE DEPARTMENT, INC.

by: 
DARRELL A. BISHOP, President

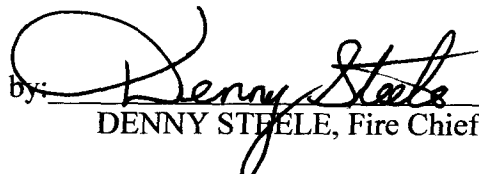
by: 
DENNY STEELE, Fire Chief

EXHIBIT 1:

SPECIFIC RESPONSE:

Each fire department shall respond with one (1) engine company and one (1) tanker company, when available, to all structure fires within the **AUTOMATIC RESPONSE ZONES**.

AUTOMATIC RESPONSE ZONES:

1. The area inside the service area of Carters Valley south and east of Morning Star Road to the Hawkins County line.
2. The area inside the corporate limits of Mount Carmel north of Oak Street and north of Walnut Street.