Interlocal Agreement - Resolution No. 40238

City of Tacoma

Pierce County Fire Protection District 10

Amendment No. 1 to Agreement for Consolidation of Fire Department Operations and Facilities (Resolution No. 40238)

Complete Legal Description on Page _____ of Document

By signing below, you agree to pay the $50.00 non standard fee.

I am requesting an emergency non standard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording processing requirements may cover up or otherwise obscure some part of the text of the original document.

Signature of Party Requesting Non Standard Recording

NOTE: Do not sign above or pay additional $50.00 fee if document meets margin/formatting requirements.

The Auditor/Recorder will rely on the information provided on this cover sheet. Staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.
AMENDMENT NO. 1 TO Agreement for Consolidation of Fire Department Operations and Facilities

THIS AMENDMENT is made and entered into effective as of the 1st day of March, 2019 ("Effective Date"), by and between the CITY OF TACOMA, (hereinafter called the "CITY") and PIERCE COUNTY FIRE DISTRICT 10 (hereinafter called the "the DISTRICT").

WHEREAS the CITY and the DISTRICT entered into an interlocal agreement (hereinafter "Agreement") on or about July 13, 1994, to consolidate fire department operations, and

WHEREAS the CITY and the DISTRICT desire to amend the Agreement in order to authorize the CITY to assess fees and penalties within the Fire District consistent with those within the boundaries of Tacoma, per the provisions of the Tacoma Municipal Code ("TMC"),

NOW, THEREFORE, in consideration of the mutual promises and obligations hereinafter set forth, the parties agree as follows:

1. In addition to the payments made by the DISTRICT to the CITY for services provided pursuant to the provisions of Section 4 of the Agreement, the CITY shall be authorized to assess annual inspection fees from owners and/or occupants of commercial, industrial and multi-family businesses within the boundaries of Pierce County Fire District 10 in the same manner as indicated in TMC 3.09.950. Adjustments to the fees shall occur annually as provided in TMC 3.09.015 or as established by legislative action of the Tacoma City Council to apply to owners and/or occupants of commercial, industrial and multi-family businesses within the service area of the Tacoma Fire Department.

2. If authorized by the City, the CITY also shall be authorized to charge a penalty for non-emergent lift assistance in State licensed care facilities located within the Fire District, per the provisions of TMC 68.50.070.

3. If authorized by the CITY, the CITY shall be authorized to charge a penalty for false fire alarms in residential and commercial facilities in the Fire District consistent with the provisions of TMC 3.06.005.

4. If authorized by the CITY, the CITY or the CITY’s contractor shall be authorized to charge a fee for their services to third party firms engaged in the testing, maintenance and repair of commercial fire alarm systems within the Fire District, per the provisions of TMC 3.09.040.

5. All other terms of the Agreement shall remain in full force and effect, unaltered by this Amendment.
IN WITNESS WHEREOF, the Parties hereto have executed this Amendment effective as of the Effective Date first written above.

CITY OF TACOMA

[Signature]
Elizabeth Paull, City Manager

[Signature]
James P. Duggan, Fire Chief

Approved:
[Signature]
Finance Director

Approved as to Form:
[Signature]
Deputy City Attorney

Attest:
[Signature]
City Clerk

PIERCE COUNTY FIRE DISTRICT 10

[Signature]
Greg Wambold, Fire Commissioner

[Signature]
Dan Nelson, Fire Commissioner

[Signature]
Dorothy Kephart, Fire Commissioner

Amendment No. 1 to Agreement with Pierce County Fire District 10

Form Date: 02/13/2018
RESOLUTION NO. 40238

A RESOLUTION relating to fire services; authorizing the execution of an amendment to the Interlocal Agreement with Pierce County Fire District No. 10 ("Fire District") to extend certain Fire Department fees and penalty charges to the Fire District, effective March 1, 2019.

WHEREAS, on July 12, 1994, pursuant to Resolution No. 32639, the City entered into a consolidated fire services agreement with Pierce County Fire District No. 10 ("Fire District") to have the Tacoma Fire Department ("TFD") provide fire, rescue, and emergency medical services in the Fire District, and

WHEREAS, as part of its approved 2019-2020 biennial budget, TFD included the extension of certain fees and penalty charges to the Fire District consistent with the implementation of said fees and penalties in the City, as follows: Building Inspection Program Fees (Tacoma Municipal Code ("TMC") 3.09.050); Commercial Fire Protection Systems Compliance Fee (TMC 3.09.040); Fire False Alarm Fine (TMC 3.06.005); and the Non-Emergency Lift Assistance Fine (TMC 6B.50.070), and

WHEREAS, based on historical information for the Fire District, TFD expects approximately 105 fire false alarms in 2019; no lift assists, as the Fire District does not have any licensed care facilities, however, this amendment allows the fine to be imposed if a facility opens in the future; 660 building and business inspections to be completed annually; and 627 commercial fire protection systems which need to be tracked for testing and maintenance records compliance, and

WHEREAS, at its meeting of February 12, 2019, the Fire District Board of Commissioners approved the proposed contract amendments; Now, Therefore,
BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to enter into an amendment to the Interlocal Agreement with Pierce County Fire District No. 10 ("Fire District") to extend certain Fire Department fees and penalty charges to the Fire District, effective March 1, 2019, said document to be substantially in the form of the amendment on file in the office of the City Clerk.

Adopted FEB 26 2019

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney