

ORDINANCE NO. 20-61

By Mr. Hunt

Authorizing the Mayor and Auditor to enter into a contract on behalf of the City of Bexley with the City of Columbus, Ohio, for furnishing Bexley with fire protection, and declaring an emergency.

WHEREAS, the contract with the City of Columbus, Ohio, to furnish fire protection to the City of Bexley has expired and it is deemed to be for the best interests of said respective municipalities that a contract shall be entered into for the furnishing of fire protection, including the services of Inhalator Squad of the Division of Fire, for the period beginning January 1, 1960, and shall remain in full force and effect unless and until its cancellation as herein provided.

NOW, THEREFORE:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section 1. That the Mayor and Auditor be and they are hereby authorized and directed to enter into a contract with the City of Columbus, Ohio, for the furnishing of fire protection by said City of Columbus to the City of Bexley and the inhabitants thereof, including the services of the Inhalator Squad of the Division of Fire for the period of one year, beginning January 1, 1960, and shall remain in full force and effect unless and until its cancellation as herein provided and which agreement shall be substantially as follows:

C O N T R A C T

THIS AGREEMENT, made and entered into this 27th day of July, 1961, by and between the City of Columbus, Ohio, by Albert G. Giles, its Director of Public Safety, and City of Bexley by W. A. Schneider its Mayor and Safety Director.

WHEREAS, by Ordinance No. 496-61, passed by the Council of the City of Columbus, Ohio, April 18, 1961, by its Director of Public Safety of the City of Columbus, Ohio, on behalf of said City is authorized to enter into full coverage fire protection service including inhalator service with cities under the terms and conditions set forth in said Ordinance; and

WHEREAS, The City of Bexley, by Ordinance No. 20-61, passed July 27, 1961, by the Council of the City of Bexley, authority was granted by that body to the Mayor and Auditor, on behalf of said City, to contract with the said City of Columbus for such services; now, therefore,

FOR THE CONSIDERATION hereinafter named, the City of Columbus, Ohio, hereby agrees that its Division of Fire, Department of Public Safety, will answer fire calls from said City of Bexley and its inhabitants and send fire apparatus and firemen thereto for the purpose of extinguishing fires in said City of Bexley in like manner as fire calls are answered and fires extinguished in the City of Columbus, the said City of Bexley being also to receive the services of the Inhalator Squad of the Division of Fire, under this agreement.

IN CONSIDERATION for which the said City of Bexley agrees to pay to the City of Columbus for said services the sum of \$75,000.00 per year for the duration of this contract. The amount to be paid in equal semi-annual installments on or before January 15 and July 15 of the year 1960.

IT IS FURTHER MUTUALLY UNDERSTOOD AND AGREED that in no case shall the City of Columbus be liable in damages to said City of Bexley, or any of its inhabitants, for failure to answer any fire call, or for lack of speed in answering any such call, or for any inadequacy of equipment, negligent operation of apparatus, failure to

extinguish any fire, or for any cause whatsoever growing out of this agreement or the use of the fire equipment and personnel of said City of Columbus.

IT IS MUTUALLY UNDERSTOOD AND AGREED That either party hereto may cancel and terminate this contract agreement before the expiration thereof by giving a ninety (90) days written notice to the opposite party of its intention so to do.

IT IS ALSO MUTUALLY AGREED BY And between the parties hereto that this contract shall be in full force and effect from the 1st day of January, 1961, and shall remain in full force and effect unless and until its cancellation as herein provided.

IN WITNESS WHEREOF, said respective, City of Columbus and City of Bexley have hereby caused this agreement to be executed on the day and year written above.

THE CITY OF COLUMBUS, OHIO

BY Albert G. Giles  
Director of Public Safety

APPROVED AS TO FORM:

Russell Leach  
Russell Leach, City Attorney  
Aug. 1, 1961

CITY OF BEXLEY

R. C. Linscott  
Auditor

W. A. Schneider  
Mayor and Safety Director

Section 2. This ordinance is an emergency measure, necessary for the immediate preservation of the public peace, health and safety, said emergency being that the city is in need of immediate fire protection, for which reason this ordinance shall go into immediate force and effect.

Passed July 27, 1961

President of Council

Attest:  
Clerk of Council

Approved: July 27, 1961

W. A. Schneider  
Mayor