

**AN ORDINANCE OF THE BOROUGH OF CLYMER, COUNTY OF INDIANA AND COMMONWEALTH OF PENNSYLVANIA, PROVIDING FOR THE REIMBURSEMENT FOR SERVICES PROVIDED BY VOLUNTEER FIRE COMPANIES WITH COOPERATION OR MUTUAL AID AGREEMENTS WITH CLYMER BOROUGH**

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Clymer, County of Indiana, Commonwealth of Pennsylvania, and it is hereby enacted and ordained as follows:

1. DEFINITIONS

a. For the purpose of this Ordinance, a Provider shall be Clymer Volunteer Fire Company or any other volunteer fire company providing services within Clymer Borough, Indiana County, Pennsylvania, which has a cooperation agreement or mutual aid agreement with the Borough of Clymer.

b. A Person, for the purpose of this Ordinance, shall mean any person, firm, corporation, association, partnership, consortium, joint venture, commercial entity, or other legal body or entity recognized by law.

2. The Borough of Clymer does hereby authorize any Provider to seek reimbursement for expenses when dispatched to an accident site in Clymer Borough, Indiana County, Pennsylvania.

3. The Provider shall use only such equipment, vehicles, manpower, and supplies as it deems reasonably necessary to address or deal with the accident or occurrence in a proper and safe manner.

4. Reimbursement for services so provided shall be based on a fee schedule approved by the Borough Council by resolution at a regular meeting of the Borough Council.

5. Providers shall be entitled to receive reimbursement only for accidents or occurrences responded to by those individuals that are properly trained in accordance with applicable law and standards and who are properly requested and dispatched by a legally constituted authority, including a 911 dispatcher.

6. The Provider shall send an invoice to the party liable for the accident or occurrence providing that the payment shall be made within thirty (30) days from the receipt of the invoice. The invoice shall be in a form approved by resolution by the Borough Council at a regular meeting of the Borough Council.

7. Any person who fails to make timely payment shall be in violation of this Ordinance. In the event that a Provider is not paid in accordance with this Ordinance, the Provider shall have the right to bring an action before the District Justice to collect reimbursable expenses together with the costs of the action.

8. If any part of this Ordinance shall be found to be illegal or ineffective, the remaining of the portions of the Ordinance shall remain in full force and effect.

9. This Ordinance shall take effect immediately.

ORDAINED AND ENACTED INTO LAW THIS 7th DAY OF August,  
2002.

ATTEST:

  
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Connie L. Custer, Sec./Treas.

CLYMER BOROUGH COUNCIL

  
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Carl P. Bence, Jr., President

APPROVED this 7th day of August, 2002.

  
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Joanne Shedlock, Mayor