

ARIVACA FIRE DISTRICT

P.O. Box 416, Arivaca, AZ 85601

(520) 398-2003

Resolution No. 2016-02

A FORMAL RESOLUTION OF THE GOVERNING BODY OF THE ARIVACA FIRE DISTRICT AUTHORIZING THE USE OF THE FEE SCHEDULE

WHEREAS, the Arivaca Fire District has a need for billing for services in regards to properties located inside and outside the district as well as non tax payers inside the District; and

WHEREAS, in order to maintain efficient operations of the District, it may be necessary for the District to bill for services and billing shall be reported to the Board; and

WHEREAS, it is in the best interest of the Arivaca Fire District to bill for services to properties located inside and outside the district area; and

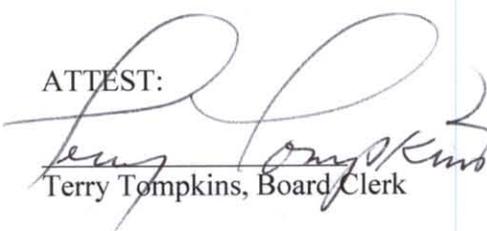
NOW THEREFORE, BE IT RESOLVED, by the governing body of the Arivaca Fire District, that the District adopts the following revised fee schedule

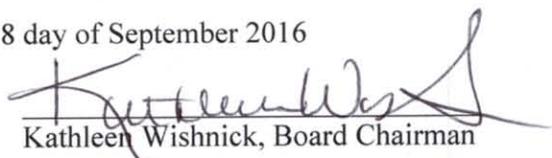
SEE ATTACHMENT WHICH INCLUDES 5 PAGES AND IS TITLED 2016-2017 FEE SCHEDULE

FURTHER RESOLVED, that the Fire Chief, staff and Board Members are hereby authorized to bill for services outside the district and non-tax payers based on the fee schedule

RESOLVED and ADOPTED this 18 day of September 2016

ATTEST:


Terry Tompkins, Board Clerk


Kathleen Wishnick, Board Chairman



ARIVACA FIRE DISTRICT
P.O. Box 416
16091 W. Universal Ranch Rd.
Arivaca, AZ 85601

2016 - 2017 Fee Schedule

1. The purpose of the Fee Schedule is to provide for the reimbursement of costs incurred by the Arivaca Fire District for emergency and/or non-emergency responses by the Arivaca Fire District for special events, malicious incidents, hazardous material incidents, technical rescue incidents, motor vehicle collisions, and incidents caused by negligence and/or willful disregard for established fire and life-safety codes. Additionally, the Fee Schedule shall be applied to responses to non-district residents and/or those responses not covered under an approved mutual or automatic-aid agreement. The Arivaca Fire District shall, at its sole discretion, determine whether or not district resources and/or personnel are available for reimbursable services cited within this document. Furthermore, all persons responsible for the enforcement or application of the Fee Schedule, shall not be liable for any damage or injury to persons or property arising out of or relating in any way to the application or enforcement of this Fee Schedule.

2. The following types of occurrences and incidents that involve the response of Arivaca Fire District personnel and/or resources are eligible for invoicing pursuant to this document.

- a. Fire protection services
- b. Services for preservation of life (hazardous material, technical rescue, mva, etc.)
- c. Medical services
- d. Plan reviews (includes plan review, inspection, citation, permit, and investigative)
- e. Standby charges (special events, fire watch, etc.)
- f. Other charges (nuisance, negligent or malicious incidents)
- g. Non-permitted Burns
- h. Responses or use of district personnel and/or resources to non-district properties or persons not covered under an approved mutual or automatic-aid agreement.

3. All enforcement, invoicing, and application of the Fee Schedule is the responsibility of the Fire Chief and/or his designee. Furthermore, the Fire Chief is authorized to conduct investigations and take other steps necessary and provided by law to enforce.

4. The invoice must contain, at a minimum, the date on which services were rendered by the Arivaca Fire District, due date for payment of invoice, mailing address for payment, the type of incident under the Fee Schedule that serves as the basis for the invoice, an explanation of the services provided, and the cost of rendered services.

5. Reimbursement rates shall be invoiced at the determined rate for each resource and/or employee. Additional time shall be prorated to the nearest ½-hour increments. The established reimbursement rates are published in the accompanying Arivaca Fire District FY2011/12 Fee Schedule. Payment of the invoice shall be due within 30-days of the invoice date, and interest shall accrue at a ten percent (10%) Annual Percentage Rate (APR) beginning the thirty-first (31st) day.

FIRE PROTECTION AND EMERGENCY SERVICES

Equipment		
Fire Engine (Type I)	\$450/Hour	Minimum charge of two (2) hours
Fire Engine (Type III)	\$450/Hour	Minimum charge of two (2) hours
Fire Engine (Type VI)	\$150/Hour	Minimum charge of two (2) hours
Equipment/Support Vehicle	\$200/Hour	Minimum charge of two (2) hours
Water Tender	\$250/Hour	Minimum charge of two (2) hours
Ambulance (No Transport)	\$300/Hour	Minimum charge of two (2) hours
Ambulance (Transport)	Approved DHS Rate	Current rate approved by DHS
Command Vehicle	\$100/Hour	Minimum charge of two (2) hours
Personnel		
Chief Officer	\$50 + ERE	Employee Related Expense (ERE)
Inspector	\$30 + ERE	Employee Related Expense (ERE)
Paramedic/Firefighter	\$30 + ERE	Employee Related Expense (ERE)
EMT/Firefighter	\$25 + ERE	Employee Related Expense (ERE)
Supplies		
All supplies used or damaged	Cost + 10%	Supplies may include water, foam, hose, tools, fuel, personal protection equipment, medical supplies, and any other equipment that was used or damaged as part of the response.
Notes		
<ul style="list-style-type: none"> - Fee schedule applies to billable responses to non-taxpayers, non-subscribers and/or non-emergent - After the second hour, all fees will be prorated to the next half-hour - ERE calculated at 17.06% (SS, Medicare, SUTA, FUTA, ICA) 		

PUBLIC RECORDS FEE

Non-Commercial		
Reports	No Charge	1 – 3 pages
	\$0.25/page	Cost per page after the first three (3)
Photos/CD-Rom	\$5/first two photos	First two (2) photos
	\$2/photo	Each additional photo
	\$5/CD-Rom	Each CD-Rom
Postage Fees	Actual Costs	Actual Costs
Commercial (refer to definition below)		
Reports	\$0.25/page + Fee	Cost shall include photocopy costs and include additional fees pursuant to ARS
Photos/CD-Rom	\$5/first two photos	Cost shall include adjacent costs and include additional fees pursuant to ARS 39.121.03(A)
	\$2/photo	
	\$5/CD-Rom	
Postage Fees	Actual Cost + Fee	Cost shall include adjacent costs and include additional fees pursuant to ARS 39.121.03(A)
Arizona Revised Statutes 39-121.03		
<p>A. When a person requests copies, printouts or photographs of public records for a commercial purpose, the person shall provide a statement setting forth the commercial purpose for which the copies, printouts or photographs will be used.</p> <ol style="list-style-type: none"> 1. A portion of the cost to the public body for obtaining the original or copies of the documents, printouts or photographs. 2. A reasonable fee for the cost of time, materials, equipment and personnel in producing such reproduction. 3. The value of the reproduction on the commercial market as best determined by the public body. <p>B. If the custodian of a public record determines that the commercial purpose stated in the statement is a misuse of public records or is an abuse of the right to receive public records, the custodian may apply to the governor requesting that the governor by executive order prohibit the furnishing of copies, printouts or photographs for such commercial purpose. The governor, upon application from a custodian of public records, shall determine whether the commercial purpose is a misuse or an abuse of the public record. If the governor determines that the public record shall not be provided for such commercial purpose the governor shall issue an executive order prohibiting the providing of such public records for such commercial purpose. If no order is issued within thirty days of the date of application, the custodian of public records shall provide such copies, printouts or photographs upon being paid the fee determined pursuant to subsection A.</p> <p>C. A person who obtains a public record for a commercial purpose without indicating the commercial purpose or who obtains a public record for a noncommercial purpose and uses or knowingly allows the use of such public record for a commercial purpose or who obtains a public record for a commercial purpose and uses or knowingly allows the use of such public record for a different commercial purpose or who obtains a public record from anyone other than the custodian of such records and uses it for a commercial purpose shall in addition to other penalties be liable to the state or the political subdivision from which the public record was obtained for damages in the amount of three times the amount which would have been charged for the public record had the commercial purpose been stated plus costs and reasonable attorney fees or shall be liable to the state or the political subdivision for the amount of three times the actual damages if it can be shown that the public record would not have been provided had the commercial purpose of actual use been stated at the time of obtaining the records.</p>		

D. For the purposes of this section, "commercial purpose" means the use of a public record for the purpose of sale or resale or for the purpose of producing a document containing all or part of the copy, printout or photograph for sale or the obtaining of names and addresses from public records for the purpose of solicitation or the sale of names and addresses to another for the purpose of solicitation or for any purpose in which the purchaser can reasonably anticipate the receipt of monetary gain from the direct or indirect use of the public record. Commercial purpose does not mean the use of a public record as evidence or as research for evidence in an action in any judicial or quasi-judicial body.