

ORDINANCE NO. 2005-1

**AN ORDINANCE AUTHORIZING A
MUTUAL AID BOX ALARM SYSTEM AGREEMENT**

WHEREAS, the Constitution of the State of Illinois, 1970, Article VII, Section 10, authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and,

WHEREAS, the "Intergovernmental Cooperation Act", 5 ILCS 220/1 et seq., provides that any power or powers, privileges or authority exercised or which may be exercised by a unit of local government may be exercised and enjoyed jointly with any other unit of local government; and,

WHEREAS, Section 5 of the "Intergovernmental Cooperation Act", 5 ILCS 220/5, provides that any one or more public agencies may contract with any one or more public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform, provided that such contract shall be authorized by the governing body of each party to the contract; and,

WHEREAS, the Board of Trustees of the Village of Bismarck have determined that it is in the best interests of the Village and its residents to enter into an intergovernmental agreement to secure to each the benefits of mutual aid in fire protection, firefighting and the protection of life and property from an emergency or disaster and to provide for communications procedures, training and other necessary functions to further the provision of said protection of life and property from an emergency or disaster.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Village of Bismarck, Vermilion County, Illinois as follows:

SECTION ONE: That the President of the Board of Trustees and the Clerk be and are hereby authorized to execute and Agreement for participation in the Mutual Aid Box Alarm System, a copy of said Agreement being attached hereto and being made a part hereof.

SECTION TWO: That the Mutual Aid Box Alarm System Executive Board By-Laws attached hereto and made a part hereof are hereby approved.

ADOPTED this 19th day of April, 2005, by a roll call vote as follows:

AYES: Lee High, Mike Pundt, Alvin Van Pelt
Eleanor White

NAYS: Ø

ABSENT: Pat Keenan, Phil Volpert

ABSTAIN: Don Evans

Eleanor White
President, Board of Trustees

ATTEST:

Dev Madden
Clerk, Board of Trustees

**MUTUAL AID BOX ALARM SYSTEM
EXECUTIVE BOARD BY-LAWS**

Article I Name: Mutual Aid Box Alarm System Executive Board

Article II Purpose:

The Executive Board is the guiding body of MABAS and is established to consider, adopt, and amend from time to time as needed, policies and procedures, by-laws and any other matters deemed necessary by the Member Units.

Article III Membership:

Each division shall be represented by one member who shall be designated by their respective Division.

Article IV Officers and Elections:

The MABAS Executive Board shall elect a President and Vice President who shall serve a two year term. Election shall be held at the first meeting of the year on even numbered years. Officers may serve consecutive terms. The President may appoint any committee necessary to conduct business for the Executive Board.

Article V Duties of Officers:

President: Schedule Meetings
 Make up Meeting Agenda
 Preside over Meetings
 Establish Committees

Vice President: Handle Duties of President when he is absent.

Article VI Executive Secretary:

The President shall appoint an Executive Secretary who shall serve at the discretion of the Board. The Executive Secretary is not required to be a member of the Executive Board to be selected.

Article VII Duties of the Executive Secretary:

- A. He shall be the Recording Secretary of the Board.
- B. Take minutes of all meetings.
- C. Keep a history of MABAS
- D. Have physical custody of all MABAS minutes, contracts, and documents.
- E. Attend all MABAS Executive Board meetings.
- F. Send minutes of all meetings to all Executive Board members.
- G. Provide notification and agenda to Executive Board members for all scheduled meetings.
- H. Any other task agreed upon mutually with the Executive Board.

Article VIII

Meeting Schedule and Agenda:

The Executive Board shall meet at such times and dates as established by the Executive Board. In no case shall the Executive Board meet less than quarterly.

Quorum: More than 50% of all Divisions of MABAS shall be present at a meeting to constitute a quorum.

The agenda for Executive Board meetings are as follows:

1. Call to Order
2. Approval of Minutes of Prior Meeting
3. Communication and Correspondence
4. Committee Reports
5. Old Business
6. New Business
7. Division Reports
8. Adjourn

Article IX

Board Action:

Actions of the Executive Board require a majority vote of approval by the Divisions present at a meeting.

Article X

Policies and Procedures:

The Executive Board shall adopt policies and procedures that coordinate working relations between MABAS Divisions. These procedures shall include, but not limited to:

1. Communications
2. Box Cards
3. Incident Command System
4. Personnel Accountability

Article XI

Special Assessments:

Special assessments as needed are made by a vote of the members of the Executive Board.

Article XII

Indemnification:

The Executive Board has the power to indemnify itself through insurance or bonds as it deems necessary for the good of the organization.

Article XIII

Eligibility:

Eligibility for Division membership in MABAS shall be approved by the Executive Board.

Eligibility for Member Unit membership shall be approved by a Division.

Article XIV

Mediation:

Mediation of disputes regarding MABAS policies and procedures may be requested from the Executive Board.

Step 1: MABAS Division attempts to resolve issues with the grieved fire agency.

Step 2: At impasse: Division petitions the Executive Board in writing, of issues of non-compliance involving the grieved agency.

Step 3: Within 60 days of notification, the Executive Board mediation panel will meet with the involved parties to discuss the issues.

Step 4: Within 60 days following mediation, the Executive Board shall give written notice to the involved parties, specifying the areas of non-compliance and the recommended resolutions for each area.

Step 5: The grieved fire agency will be given a reasonable period of time to implement the Board recommendations for each area of non-compliance. This time period shall generally be no more than 90 days. However, the Executive Board may agree to a longer period of time to implement the recommendations due to unusual circumstances.

Step 6: In the event of continued non-compliance by the grieved agency, a Division may request that the Executive Board send its recommendations to the elected officials of the grieved fire agency for further action.

Step 7: Further non-compliance by the grieved agency will be referred back to the Division for final determination.

Article XV

Amendments:

A quorum of the Executive Board is necessary for any amendment of the by-laws. The by-laws of any section or provision thereof, may be amended, rescinded or expanded by approval of two-thirds (2/3) vote of the members of the Divisions of MABAS. Any change to the by-laws must be distributed to the Divisions 30 days prior to the vote. A written proxy constitutes being present at a meeting.

Article XVI

Booklet:

An information booklet shall be compiled by the Executive Board, containing all pertinent information needed in the operation of a MABAS Division. This booklet shall be updated by the Executive Board as often that is deemed necessary.

STATE OF ILLINOIS)
)
COUNTY OF VERMILION)

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CLERK'S CERTIFICATE

I, Beverly Madden, the duly qualified and acting Clerk of the Board of Trustees of the Village of Bismarck, Vermilion County, Illinois, do hereby certify that attached hereto is a true and correct copy of an Ordinance entitled:

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which Ordinance was duly adopted by said Board at a regular meeting held on the 19th day of April, 2005.

I do further certify that a quorum of said Board was present at said meeting, and that the Board of Trustees complied with all the requirements of the Illinois Open Meetings Act.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of April, 2005.



Clerk, Board of Trustees