

RESOLUTION NO. 2022-01
AMITY TOWNSHIP
BERKS COUNTY, PENNSYLVANIA

**A RESOLUTION OF AMITY TOWNSHIP ESTABLISHING THE AMITY
TOWNSHIP EMERGENCY SERVICES DEPARTMENT**

WHEREAS, Section 1506 of the Second Class Township Code provides, in part, that the Amity Township Board of Supervisors may make and adopt any rule or regulation necessary for the proper management, care and control of Amity Township ("Township"), and the maintenance of peace, good government, health and welfare of the Township and its citizens;

WHEREAS, the Amity Township Board of Supervisors desires to create an and designate an Amity Township Emergency Services Department;

WHEREAS, the Board of Supervisors, after due consideration, has determined that the health, safety, and general welfare of the Township's residents will be served by the creation and designation of the Amity Township Emergency Services Department;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors for Amity Township, this 3rd day of January 2022 that the Amity Township Emergency Services Department is hereby established according to the following provisions:

SECTION I. EMERGENCY SERVICES DEPARTMENT

Creation.

There is hereby created in Amity Township an Emergency Services Department.

Emergency Services Department.

A. Emergency Services Department.

- (1) The mission of the Emergency Services Department shall be to maintain an effective emergency response capability to natural and man-made emergencies through planning and the efficient use of personnel and equipment.
- (2) The member companies of the Fire and Rescue Service Division of the Amity Township Department of Public Safety shall be the following emergency services companies:
 - (a) The Amity Fire Company (Berks County, Station 49).
 - (b) The Monarch Fire Company (Berks County, Station 6).
 - (c) The Western Berks Ambulance Association

(hereinafter collectively the "Emergency Services Company")

B. Authorized activities of the Emergency Services Department.

- (1) Each Emergency Services Company is hereby authorized to provide the following services:
 - (a) The extinguishment of fires and the prevention of loss of life and property from fire.
 - (b) Assistance at the scene of automobile accidents, medical emergencies, hazardous materials incidents, natural or man-made phenomena and other dangerous situations.
 - (c) Such other services as may be determined and designated by the Board of Supervisors.
- (2) Each Emergency Services Company may provide non-emergency public service functions, including but not limited to removing water from property and assisting in the removal, abatement and prevention of damage or injury to persons or property, whether through natural or man-made causes, as those companies deem appropriate.
- (3) Each Emergency Services Company may conduct and participate in such training activities and drills, either within or outside the township, as may be deemed necessary to maintain proficiency in providing services as outlined in Subsection B(1) and (2) above.
- (4) Each Emergency Services Company may respond to calls and provide services to municipalities outside of the Township when requested by proper authority to do so.

C. Authorized activities of service providers.

- (1) The term "service provider" as used in this section shall mean:
 - (a) A member of the Amity Fire Company, Monarch Fire Company or Western Berks Ambulance Association when engaged in one of the authorized activities specified or referred to in Subsection B 1 through 4(2) and while actively engaged as a firefighter or EMS member at, or while going to or returning from a fire, accident or other emergency which the fire company or ambulance company attends, including the travel from and the direct return to a volunteer firefighter's or volunteer EMS member's home, place of business or other place where he/she shall have been when he/she received the call of alarm.
- (2) A service provider shall be authorized to engage in the following activities:
 - (a) Any of the activities of the Emergency Services Company as authorized in Subsection B 1 through 4.
 - (b) Traveling to or returning from any activity as authorized by the Chief of the respective volunteer fire company.

- (c) Engaging in any type of drill, training or practice when authorized by the officers of the member companies.
- (d) Engaging in any ceremony or parade.
- (e) Engaging in the performance of any other duty or activity authorized by the township.
- (f) Instructing at drills.
- (g) Repairing or doing other work about or on emergency apparatus, the buildings, and grounds of the emergency service company, excluding social room functions.
- (h) Answering any emergency calls for any purpose or while riding upon any emergency apparatus which is owned or used by the emergency service company.
- (i) Traveling to and direct return from administrative meetings (e.g., relief association, conferences, seminars, municipal meetings regarding fire protection, County Chief's meetings, State Association meetings etc.), as authorized by the Chief of the respective volunteer fire company.
- (k) Engaging in any fundraising activities.

D. Internal organization of the Emergency Services Companies.

- (1) Each Emergency Services Company shall operate under its own bylaws, which shall be in accordance with generally accepted standards for similar organizations, with accounting procedures approved by the Board of Supervisors, and the Certified Public Accountants of the township.
- (2) The Chiefs of each of the member companies shall continue to be responsible for the maintenance, efficiency and conduct of their respective companies.

E. Audits. If a member company seeks financial aid from the Township, in either the capital or operating budget, the Certified Public Accountants of the Township or a Certified Public Account firm approved by the Board of Supervisors, as part of the Township's annual audit, shall include a report concerning the financial situation of that member company. This report shall include all revenues and expenditures of the member company's corporation. Corporate financial information is for the purpose of Township decision making, except as required by the auditors for inclusion in the Township's annual audit report.

F. Township Funds. As a part of the budget preparation each year each elected Chief will make a written request, with supporting documentation, for the appropriation of township funds for fire protection services, setting forth the amounts to be allocated for each fire company and the purposes for which such funds are to be utilized. The Board's final approval of the allocation of Township funds shall be forwarded to each Township Volunteer Fire Company by the Township Manager.

SECTION II. REPEALER. All Resolutions or parts of Resolutions inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

SECTION III. REVISIONS. The Amity Township Board of Supervisors does hereby reserve the right, from time to time, to adopt modifications of, supplements to, or amendments of this Resolution.

SECTION IV. SEVERABILITY. In the event that any section, sentence, clause, phrase, or word of this Resolution shall be declared illegal, invalid, or unconstitutional by any Court of competent jurisdiction, such declaration shall not prevent, preclude or otherwise foreclose enforcement of any of the remaining portions of this Resolution.

SECTION V. EFFECTIVE DATE. This Resolution shall become effective upon adoption.


BE IT RESOVLED by the Board of Supervisors for Amity Township, Berks County, Pennsylvania, this 3rd day of January 2022.

AMITY TOWNSHIP

BOARD OF SUPERVISORS:



Kim McGrath, Chairperson




Dave Hackett, Vice Chair

Paul Weller

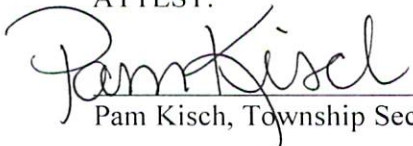


Terry Jones



Kevin Keifrider

ATTEST:



Pam Kisch, Township Secretary