

**BOROUGH OF WEST NEWTON
WESTMORELAND COUNTY, PENNSYLVANIA**

ORDINANCE NO 2003-06

**AN ORDINANCE OF THE BOROUGH OF WEST NEWTON AUTHORIZING THIRD
PARTY BILLING AND SERVICE CHARGES FOR EMERGENCY SERVICES AND
EQUIPMENT**

WHEREAS, the Borough of West Newton has recognized and designated West Newton Volunteer Fire Company, herein after "Fire Company," as the designated Fire Company for the Borough of West Newton; and

WHEREAS, said Fire Company responds to fires, floods, accidents, hazardous material spills and other casualties as well as to other emergency and non-emergency incidents, all to the general benefit to the Borough of West Newton and its residents; and

WHEREAS, as result of said responses the Fire Company incurs cost which if not reimbursed, often must be paid by the taxpayers of the Borough; and

WHEREAS, the Borough of West Newton desires to establish specific authority for the Fire Company to seek collection and reimbursement for their services offered by authorizing the Fire Company to bill appropriate insurance carriers for services rendered to third parties in emergency and non-emergency situations and other such services as may be covered by liability or hazard insurance.

NOW THEREFORE, consideration of the foregoing the Borough of West Newton does hereby ordain and enact the following:

SECTION 1 – REIMBURSEMENT OF COST AND EXPENSES

- A. The Borough of West Newton has acknowledged the authority of the West Newton Borough Volunteer Fire Company to act as the official response force for the Borough as designated above.

- B. As official response force for the Borough, the Fire Company has and will incur a certain cost for the materials, equipment, and other expenses necessary for responding to said emergency and non-emergency situations.
- C. To the extent permitted by law all costs incurred by the Fire Company in response to emergency and non-emergency incidents shall be recoverable by the West Newton Borough Volunteer Fire Company through billing the appropriate insurance carriers for services rendered to third parties in emergency and non-emergency situations whenever such services may be covered by liability, hazard or other appropriate insurance.
- D. These services for which the billing may occur and there associated with the same are set forth in the schedule of fees and services attached hereto, incorporated by reference and marked Exhibit "A". These fees may be amended from time to time so long as approved by resolution of the Borough.
- E. All proceeds received through this process shall be deposited into an appropriate account for the Fire Company and shall be used only for the appropriate expense of the Fire Company.
- F. In the event any claim for reimbursement is denied by any insurance carrier the Fire Company shall have the authority to utilize legal action as may be necessary to enforce the claim at its discretion or at its discretion to withdraw the claim for reimbursement.
- G. In addition to the aforementioned, the Fire Company is authorized to bill for any other additional fees or charges that may be sanctioned by the Hazardous material and Emergency Planning and Response Act, or as it may be permitted by other statute, case law, or common law.

SECTION 2

All other provisions of any previous ordinances which grant authority to the Borough, or any of its agencies to collect monies for reasonable costs which are specifically changed or

inconsistent with this ordinance are deemed to be continuing and shall remain in full force and effect.

SECTION 3

If for any reason any portion of the within ordinance shall be declared illegal, invalid, or unconstitutional by any court of competent jurisdiction such declaration shall not affect the validity of the remaining portions hereof.

ENACTED and ORDAINED by the Borough of West Newton, this 8th day of September, 2003.

WEST NEWTON BOROUGH

By Armand N. Luzi
Armand Luzi, President of Council

ATTEST:

Pamela M. Humenik
Pamela M. Humenik, Secretary

EXAMINED AND APPROVED by me this 8th day of September, 2003.

Arthur Berarducci
Arthur Berarducci, Mayor

Fire Billing Rates

Specin Billing and Management

8/22/03

1 3/4 ATTACK LINE"		\$0.00
55 GALLON DRUM		\$50.00
ABSORBANT (PER 50# BAG)		\$45.00
ABSORBANT PADS		\$10.00
AIR BAGS	EXTRICATION	\$100.00
BOOMS 8 X 10' (PIGS/SOX)*		\$100.00
BRUSH FIRE		\$250.00
BUNKER PANTS GLOBE GX-7		\$0.00
CERVICAL COLLAR		\$52.35
CHAIN SAW		\$100.00
CRIBBING	EXTRICATION	\$100.00
DRY CHEMICAL EXTINGUISHER		\$35.00
EQUIPMENT DAMAGED (REPL/REPAIR)		\$0.00
FIRE COMMERCIAL STRUCTURE	E0890	\$1,000.00
FIRE HOME STRUCTURE	E0890	\$500.00
FIRE MOTOR VEHICLE	E0899	\$300.00
FLARES		\$4.00
FOAM CLASS AFFF (PER/GALLON)		\$30.00
HAZMAT RESPONSE		\$300.00
HURST TOOL JAWS	EXTRICATION	\$250.00
LEATHER GLOVES (FIREDEX)		\$0.00
MISC EQUIP FEES (EXPLAIN)		\$0.00
O-CUTTERS	EXTRICATION	\$100.00
PHYSICAL RESCUE		\$250.00
PLUG & DIKE COMPOUND		\$50.00
PRO PACK		\$500.00
PUMPING DETAIL (FLOODING)		\$250.00
RAMS	EXTRICATION	\$100.00
RESPONSE TO EMERGENCY SITUATION		\$250.00
RESPONSE TO SCENE (MVA)	E8495	\$250.00
SAW BLADES		\$14.96
SAWS-ALL	EXTRICATION	\$100.00
SERVICE FEE		\$0.19
WINCH	EXTRICATION	\$100.00

These are our standard rates. Zero dollar figure items require you to supply us with replacement costs if you want us to bill the Insurance Carrier for replacement.

Should you wish to utilize prices that are different than what's listed, please call to discuss.

Speclin Billing & Management

Fax
Transmission

P.O. Box 203 Scottsdale, PA 15683 Phone: 800/373-8927 or 724/887-6822
Fax: 724/887-9440 email: speclinbilling@speclin.net

Date: Sept 11, 2003

To: PAM

Fax Number: (724) 872-8333

From: Monty Jenkins

of pages, including cover page: 1

Comments:

Per Andy, Our Information as listed above

Should you require anything else, feel
free to give me a call.

Monty

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