

FUNDING AGREEMENT

THIS AGREEMENT, made and entered into this the ____ day of _____ 2012 by and between **ACCOMACK COUNTY**, hereinafter referred to as the “County”, and _____, hereinafter referred to as the “Company”;

WITNESSETH:

WHEREAS, the Company is a nonprofit corporation organized and authorized to provide fire and/or rescue services in the Commonwealth of Virginia; and,

WHEREAS, the County has partnered with the Company to provide fire and/or rescue services in the County; and

WHEREAS, the Code of Accomack County Section 42-1 recognizes the Company as an integral part of the official public safety program of the County; and

WHEREAS, the Company relies heavily on County funds to provide fire and rescue services within the County;

NOWTHEREFORE, in consideration of the mutual promises contained herein and other good and valuable considerations, the parties hereto agree as follows:

1. The County agrees to make available public funds to the Company for use in the delivery of fire and/or rescue services . The amount of such funds to be determined by the Board of Supervisors from year to year.
2. The Company agrees to comply with the Accountability for Public Funds Policy approved by the Board of Supervisors December 21, 2011 and effective July 1, 2012.
3. The Company agrees to provide to the County the following reports in a format prescribed by the County and within the timeframes listed:

A. Reporting (\$4,000)

Failure to comply with ALL items listed below shall result in a one-time reduction of \$4,000.

- i. Line of Duty Death (LODD) Roster

The Company agrees to provide annually a listing of volunteers as defined as active fire/EMS responders, in a format prescribed by the County. The report shall be submitted to the Department of Public Safety by the identified date. This element is required for Accomack County to submit annually to provide coverage of personnel in the event of a line of duty death.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

ii. NIMS Compliance Report

The Company agrees to provide annually a listing of volunteers and compliance towards the National Incident Management System of each year, in a format prescribed by the County. The report must be submitted to the Department of Public Safety by the identified date. This element is required of Accomack County under the Federal Presidential Directive Number 5.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

B. Fire Operations (\$8,000)

Failure to comply will ALL items listed below shall result in a one-time reduction of \$8,000.

i. DOT Inspection

The Company agrees to provide continuous evidence of apparatus and vehicle inspection. Apparatus over 10,000 GVWR shall have a DOT inspection. On all other non-DOT required vehicles, Virginia State inspection shall be required. A form letter shall be submitted to the Department of Public Safety, in a pre-defined format, certifying all vehicles have maintained certification for the calendar year. This element ensures safe apparatus, conforming to State and Federal standards. Any vehicle without a DOT Inspection or Virginia State Inspection shall be immediately placed “out-of-Service” until compliance and a sticker are affixed.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

ii. Completed National Fire Incident Reporting System (NFIRS)

The Company agrees to provide data for the VA-NFIRS on a monthly basis. Annually a final report of data submitted shall be submitted to the Department of Public Safety. The reporting format shall be the NFIRS Report “Monthly Incident Count” for the performance period. This element is required to provide data in a national standard format for the fire service in Virginia as well as Accomack County.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

- iii. All Apparatus designated as “Engine/Pumpers” shall be tested and provide documentation of passing apparatus pump testing.

The Company agrees to provide evidence of passing the annual pump test through the Fire Commission. All apparatus that shall be used to directly support interior fire operations shall be required to undergo testing and pass within parameters established under the NFPA. Annually, a final report of apparatus tested and passed shall be submitted to the Department of Public Safety. This element ensures safe pumping apparatus for interior firefighting whose lives depend on the integrity of the pumping apparatus.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

Should a department not obtain a “passed” on one or more apparatus, the options for enforcement shall be as listed below:

1. As long as one primary apparatus has completed and passed the pump test funding shall be allocated.
2. The decision to remove any apparatus that does not pass the pump test from service shall rest with the Fire Chief. Another pump test shall be schedule to gain compliance with this section. A certified third party may be used for this pump test in the event the Fire Commission is unable to assemble a testing site.

C. EMS Apparatus – Transport (\$8,000)

Failure to comply will ALL items listed below shall result in a one-time reduction of \$8,000.

- i. DOT Inspection

The Company agrees to provide continuous evidence of apparatus and vehicle inspection. Apparatus over 10,000 GVWR shall have a DOT inspection. On all other non-DOT required vehicles, Virginia State inspection shall be required. A form letter shall be submitted to the Department of Public Safety, in a pre-defined format, certifying all vehicles have maintained certification for the calendar year. This element ensures safe apparatus, conforming to State and Federal standards. Any vehicle without a current DOT Inspection or Virginia State Inspection shall be immediately placed “out-of-Service” until compliance and a sticker are affixed.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

ii. Office of EMS-ALS ground Transport License

The Company agrees to provide a copy of their valid Virginia Office of EMS License and any orders of correction or sanctions, or investigations that were received within the calendar year. All information shall be received by the Department of Public Safety. This element ensures the company has and maintains compliance with the Office of EMS.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

D. EMS NON-Transport BLS - First Responder (\$4,000)

Failure to comply will ALL items listed below shall result in a one-time reduction of \$4,000.

i. Office of EMS-BLS or ALS NON-Transport License

The Company agrees to provide a copy of their valid Virginia Office of EMS License and any orders of correction, sanctions, or investigations that were received within the calendar year. All information shall be received by the Department of Public Safety. This element ensures the company has and maintains compliance with the Office of EMS.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

ii. DOT Inspection

The Company agrees to provide continuous evidence of apparatus and vehicle inspection. Apparatus over 10,000 GVWR shall have a DOT inspection. On all other non-DOT required vehicles, Virginia State inspection shall be required. A form letter shall be submitted to the Department of Public Safety, in a pre-defined format, certifying all vehicles have maintained certification for the calendar year. This element ensures safe apparatus conforming to State and Federal standards. Any vehicle without a current DOT Inspection or Virginia State Inspection shall be immediately placed "out-of-service" until compliance and a sticker are affixed.

Reporting Period: July 1-June 30
Submittal Deadline: **September 30th**

4. This agreement shall **become effective July 1, 2012 and shall continue from fiscal year to fiscal year unless terminated by either party.**
5. **This agreement may be terminated by either party upon advance written notice to the other party service upon the other party by certified mail at least ninety (90) days prior to termination.**

IN TESTIMONY WHEREOF, the County has caused this instrument to be executed by the Chairman of the County Board of Supervisors and attested by the County Administrator, and the Company has caused this instrument to be signed in its name by its President, attested by its Secretary, and its corporate seal hereto affixed, all by authorization of its Board of Directors duly given.

ACCOMACK BOARD OF SUPERVISORS

BY: _____

CHAIR

Attest: _____

COUNTY ADMINISTRATOR

_____ **VOLUNTEER FIRE AND RESCUE COMPANY**

BY: _____

CHIEF ADMINISTRATIVE OFFICER (PRESIDENT)

Attest: _____

CHIEF OPERATING OFFICER (FIRE CHIEF)