

**FAIRFIELD TOWNSHIP**  
**RESOLUTION NO. 18-93**

**RESOLUTION AUTHORIZING THE ADMINISTRATOR TO EXECUTE AN AGREEMENT  
WITH BUTLER TECH FOR SALE OF FIRE APPARATUS IN EXCHANGE FOR  
TRAINING FACILITY USE OF EQUAL VALUE.**

**WHEREAS:** The Board has determined that specified Fire Equipment (MSA Air Packs) should be replaced pursuant to the Fire Department equipment replacement schedule; and

**WHEREAS:** D. Russell Lee desires to utilize the decommissioned equipment for training purposes; and

**WHEREAS:** The Fire Department will benefit from the use of D. Russell Lee's Training services and facilities;

**WHEREAS:** The in-kind services provided by D. Russell Lee are equal to the market value of the decommissioned apparatus;

**NOW, THEREFORE, BE IT RESOLVED,** by the Board of Trustees of Fairfield Township, Butler County, Ohio, as follows;

**SECTION 1:** The Board hereby authorizes the Administrator to execute the agreement with D. Russell Lee for the sale of the Fire equipment (MSA Air Packs) in exchange for training facility use and services in kind, attached hereto as Exhibit "A"

**SECTION 2:** The Board hereby dispenses with the requirement that this resolution be read on two separate days, pursuant to RC 504.10, and authorizes the adoption of this resolution upon its first reading.

**SECTION 3** This resolution is the subject of the general authority granted to the Board of Trustees through the Ohio Revised Code and not the specific authority granted to the Board of Trustees through the status as a Limited Home Rule Township.

**SECTION 4:** That it is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in meetings open to the public, in compliance with all legal requirements including §121.22 of the Ohio Revised Code.

**SECTION 5:** This resolution shall take effect at the earliest period allowed by law.

**Adopted:** June 13, 2018

**Board of Trustees**

Susan Berding:

*Susan Berding*

Shannon Hartkemeyer:

*Shannon Hartkemeyer*

Joe McAbee:

*Joe McAbee*

**Vote of Trustees**

Yes

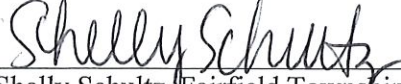
Yes

Yes


**AUTHENTICATION**

This is to certify that this is a resolution which was duly passed, and filed with the Fairfield Township Fiscal Officer this 13<sup>th</sup> day of June, 2018.

**ATTEST:**

  
\_\_\_\_\_  
Shelly Schultz, Fairfield Township Fiscal Officer

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Lawrence E. Barbieri, Township Law Director



**Fairfield Township Fire Department**  
**6048 Morris Road**  
**Fairfield Township, Ohio 45011**



June 13, 2018

This agreement between the Fairfield Township Board of Township Trustees [Township] and Butler Tech and Career Development Schools [D. Russell Lee] is intended as a sale of equipment in exchange for training resources having equal value. The Township shall transfer MSA Self Contained Breathing Apparatus (Attached Inventory List) to Butler Tech for its use in the school fire education program. The transfer is in furtherance of the equipment replacement schedule for the Fairfield Township Fire Department. In exchange, Butler Tech will allow Fairfield Township Fire Department to use its training grounds located at 3603 Hamilton-Middletown Road, Hamilton, Ohio 45011 to conduct training evolutions, to include the use of the driving pad for driver's training and vehicle extrication, and the training tower for evolutions which do not involve live-fire. All training conducted by the Fairfield Township Fire Department on Butler Tech grounds shall be scheduled and conducted so as to not interfere with any training being conducted by Butler Tech's public safety education programs. Members of the Fairfield Township Fire Department are covered under the Township Bureau of Workers Compensation Plan. The Township also maintains a significant Liability Coverage. Additionally, as part of this agreement, the Fairfield Township Fire Department agrees to repair or replace any property on site shown to have been damaged during training evolutions conducted by the Department. The following land use rates apply:

1. **Driving/Extrication Pad Use: \$15.00 per hour with 72 hours guaranteed per year for a total of 360 hours and a value of \$5400.00 over the life of this contract.**
2. **Training Tower Use: \$20.00 per hour with 100 hours guaranteed per year for a total of 500 hours and a value of \$10,000.00 over the life of this contract.**

**Total Value of Training: \$15,400.00 or 930 hours of training.**

Additionally, the Township agrees that its training conducted at Butler Tech will be done under the supervision of a certified fire instructor, assistance fire instructor, or officer of the Fairfield Township Fire Department.

Representatives of Butler Tech have inspected the Self Contained Breathing Apparatus and have determined its suitability for intended use. These SCBA's are accepted in "AS IS" condition. **Township disclaims any express or implied warranties regarding the operating condition and serviceability of the equipment specifically including suitability of intended purpose and merchantability.**

This agreement is effective upon execution and shall terminate five (5) years from the date of signature, unless extended by agreement of both parties.

**Fairfield Township**

\_\_\_\_\_ Date

**Butler Tech - D. Russell Lee**

\_\_\_\_\_ Date

## **Items for Butler Tech fire academy**

3 – Complete Rapid intervention Kits (RIT)

2 – Aerial air supply regulators

1 – Trans fill hose with pouch

18 – Self Contained Breathing Apparatus (scba) with bottle

54 – 2216 psi air cylinders

22 – SCBA Face pieces