

ORDINANCE NO. 89

AN ORDINANCE AUTHORIZING USE OF THE CITY'S  
FIRE FIGHTING EQUIPMENT AND PERSONNEL TO  
COMBAT FIRES BEYOND ITS CORPORATE LIMITS;  
PRESCRIBING OTHER MATTERS RELATING THERETO;  
AND DECLARING AN EMERGENCY

WHEREAS, the City of Gosnell has recognized in the past and does again recognize that the City's firefighting equipment and fire personnel are sometimes needed in order to prevent destruction by fire of property located outside the corporate limits of Gosnell; and

WHEREAS, the City of Gosnell desires to specifically authorize the use of its firefighting equipment and personnel to combat fires beyond the corporate limits of Gosnell so long as such use of the equipment and personnel does not impair the ability to combat fires within the corporate limits at the time of such service;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOSNELL, ARKANSAS:

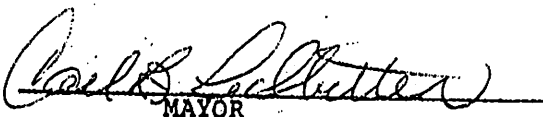
SECTION 1. The use of the City's firefighting machinery and equipment as well as personnel may be used to combat fires beyond the corporate limits of the City of Gosnell so long as the use does not at the time of such action impair the ability to adequately protect the area within the City's corporate limits.

SECTION 2. All personnel and members of the fire department shall be considered to be within the line of duty for all benefits and neither the City of Gosnell nor any official of the City of Gosnell or fire department official or employee involved in combating the fire outside the corporate limits of the City of Gosnell shall be liable for any damages or loss that occurs while the fire department is so combating the fire outside the corporate limits.

SECTION 3. The City is hereby authorized and shall make a reasonable effort to obtain compensation or reimbursement for such services from the property owner involved outside the corporate limits of the City of Gosnell, and upon the inability to do so shall comply with Arkansas Statutes, Section 19-2106.1, to seek reimbursement from Mississippi County, Arkansas.

SECTION 4. It is hereby found and determined by the City Council of Gosnell, Arkansas, that an emergency exists as there is a need to specifically authorize the use of firefighting equipment and personnel outside the corporate limits of the City of Gosnell and to provide for collection for such service so that this Ordinance is necessary for the public safety of the residents of the City of Gosnell, and shall be in full force and effect from and after its enactment.

DATED this 11th day of March 1986.

  
MAYOR