

Councilmember introduced the following resolution and moved for its adoption:

RESOLUTION #21-099

RESOLUTION TERMINATING THE JOINT POWERS FIRE PROTECTION AGREEMENT BETWEEN THE CITY OF RAMSEY AND THE CITY OF NOWTHEN

WHEREAS, Ramsey and Nowthen entered into a Joint Powers Fire Protection Agreement in 2009 (“the JPA”) for the purpose of cooperating to provide fire and rescue services in portions of Ramsey and all of Nowthen; and

WHEREAS, the JPA contains a provision by which one party can terminate the JPA with two years’ written notice; and

WHEREAS, Ramsey provided Nowthen with written notice of termination in December 2019, with an effective termination date of December 31, 2021; and

WHEREAS, following extensive discussions, the parties agree that that termination can be moved up to the effective date of this Agreement.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RAMSEY, ANOKA COUNTY, STATE OF MINNESOTA, as follows:

- 1) Notwithstanding any terms to the contrary in the JPA, and notwithstanding the date of Ramsey’s termination notice to Nowthen, the parties agree that the JPA is and shall be terminated as of the effective date that the Governor of the State of Minnesota signs into law the special legislation that is pending before the Minnesota State Legislature concerning the Ramsey Volunteer Firefighters’ Relief Association. In the event that the special legislation, as agreed to by the parties and submitted to the State Legislature, be amended by the State Legislature or not signed into law by the Governor, the JPA will not be considered terminated and the parties retain their respective rights under the JPA.
- 2) The parties agree that the disposition of assets and personnel is resolved to each party’s satisfaction, subject to the special legislation pending before the Minnesota State Legislature concerning the Ramsey Volunteer Firefighters’ Relief Association.
- 3) Notwithstanding any terms to the contrary in the JPA, as of April 26, 2021, the parties agree that City of Ramsey and the Ramsey Fire Chief shall no longer have operational control of fire and rescue operations within the boundary of the City of Nowthen. Such operational control of fire and rescue operations within the City of Nowthen shall be vested in the City of Nowthen and the Nowthen Fire Chief.

- 4) Notwithstanding any terms to the contrary in the JPA, as of April 26, 2021, the parties agree that the Nowthen Fire Chief or his designee and not the Ramsey Fire Chief shall have the authority to determine the type of emergency response, the deployment of personnel and equipment to such emergency, and the methods of responding to any emergency within the City of Nowthen.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember , and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

and the following abstained:

and the following were absent:

Whereupon said resolution was declared duly passed and adopted by the Ramsey City Council this 13th day of April, 2021.

Mayor

ATTEST:

City Clerk