

**RESOLUTION
BOARD OF DIRECTORS
SUMMIT FIRE & EMS AUTHORITY**

RESOLUTION 2018-08

A RESOLUTION ADOPTING A FEE SCHEDULE FOR EMERGENCY MEDICAL AND RELATED SERVICES, REQUESTED AND MANDATED INSPECTIONS, HAZARDOUS MATERIALS RESPONSE, AND EXTRA-JURISDICTIONAL EMERGENCY SERVICES, EFFECTIVE APRIL 17, 2018

WHEREAS, the Summit Fire and Emergency Medical Services Authority ("**Authority**") is a political subdivision of the State of Colorado, established on October 10, 2017 pursuant to an Intergovernmental Agreement ("**IGA**") between the Lake Dillon Fire Protection District and the Copper Mountain Consolidated Metropolitan District for the purpose of providing fire suppression, fire prevention and public education, rescue, extrication, hazardous materials, and emergency medical services (collectively, "**Emergency Services**") within their joint jurisdiction and service area;

WHEREAS, pursuant to state statute and the IGA, the Authority Board of Directors ("**Board**") is authorized to:

(a) Fix, and from time to time increase or decrease, fees and charges for emergency medical services, and for extrication, rescue, and safety services provided in furtherance of emergency medical services ("**Emergency Medical Services**"). Extrication, rescue, and safety services may include, but are not limited to: (a) services provided prior to the arrival of an ambulance; (b) rescue or extrication of trapped or injured parties at the scene of a motor vehicle accident; and (c) lane safety or blocking provided by the Authority's equipment. C.R.S. §§ 29-1-203.5(2)(a) & 32-1-1002(1)(e); IGA Art. II(d);

(b) Fix, and from time to time increase or decrease, fees and charges for requested or mandated inspections if a Fire Code has been adopted by the Board and the governing body of any applicable municipality or unincorporated portion of any county; and requested inspections if a Fire Code has been adopted by the Board, whether or not the Fire Code has been adopted by the governing body of a municipality or county ("**Inspection Services**"). C.R.S. §§ 29-1-203.5(2)(a) & 32-1-1002(1)(e); IGA Art. II(d);

(c) Claim reimbursement from the person(s) who have care, custody, and control of the hazardous substance involved in a hazardous substance incident for which the Authority is the emergency response authority for the reasonable, necessary, and documented costs of removal, containment, and/or other mitigation of such incident, but not including expenses related to extinguishing a fire occurring in connection with such incident; and recover the Authority's reasonable costs of collecting any such reimbursement, including attorney fees ("**Hazmat Services**"). C.R.S. § 29-22-104(3)(a), (c); and

(d) Establish fees and charges for Emergency Services that the Authority provides outside its jurisdiction ("**Extra-Jurisdictional Services**"). C.R.S. § 32-1-1001(1)(k).

WHEREAS, the Board finds that it is in the best interests of the Authority, the citizens and property within its jurisdiction, and individuals passing through its jurisdiction to establish reasonable

fees and charges as authorized by statute and the IGA for the Emergency Services described in paragraphs (a) through (d) above;

WHEREAS, the Authority's Chief Staff has developed a proposed schedule of such fees and charges ("*Fee Schedule*"), a copy of which is attached to this Resolution. The Board has reviewed the proposed Fee Schedule and finds that the fees and charges are reasonable and necessary to cover the costs that the Authority incurs in providing the Emergency Services described in paragraphs (a) through (d) above;

WHEREAS, the Fee Schedule established by this Resolution is not intended to apply to Emergency Services the Authority may provide as part of any automatic or mutual aid agreement or other separate contract for Emergency Services with a public or private agency, or under the jurisdiction of a Federal agency, the State, or any of its agencies or other units of local government pursuant to a wildland fire deployment ("*Wildland Services*") or any other disaster response ("*Disaster Response*") for which the Authority may be entitled to reimbursement from such Federal agency, the State, or the agency or other unit of local government.

NOW THEREFORE, be it resolved by the Board of Directors of the Summit Fire & EMS Authority:

1. Effective April 17, 2018, the attached Fee Schedule is adopted as the schedule of fees and charges that the Authority shall charge for the Emergency Services described in paragraphs (a) through (d) above, and shall supersede and render null and void all prior schedules of fees and charges adopted by the Board for such Emergency Services.

2. The Authority shall issue invoices for fees and charges assessed in accordance with the Fee Schedule pursuant to the Authority's invoicing procedures, as they may be amended from time to time. All fees and charges collected shall be remitted to the Authority's General Fund. To the extent permitted by law, attorneys' fees and costs may be charged to recover any such expenses incurred by the Authority in collecting upon any past due invoice;

3. The Authority shall charge fees and charges for Wildland Services and Disaster Response in accordance with the reimbursement policies, procedures, and conditions, if any, of the Federal agency, the State, or the agency or other unit of local government under whose jurisdiction the Wildland Services or Disaster Response was provided, and at the rates authorized by such Federal agency, the State, or the agency or other unit of local government.

ADOPTED this 17th day of April, 2018.

BY THE BOARD OF DIRECTORS
SUMMIT FIRE & EMS AUTHORITY



Jim Cox, President

ATTEST:


Mary Hartley, Board Secretary

**FEE SCHEDULE
SUMMIT FIRE & EMS AUTHORITY**

Effective April 17, 2018

I. Fees for Emergency Medical Services, Hazmat Services, and Extra-Jurisdictional Services

1. General Provisions

- A. Fees will be charged for all Extra-Jurisdictional Services provided by the Authority, including, but not limited to, all Hazmat Services and Emergency Medical Services provided by the Authority outside of its jurisdiction. Extra-Jurisdictional Services are subject to the Base Response Fee, as well as any Response Apparatus and Command/Staff Fees applicable to the response.
- B. Fees will be charged for all Hazmat Services provided by the Authority, including all Hazmat Services provided by the Authority within its jurisdiction. Hazmat Services provided within the Authority's jurisdiction are not subject to the Base Response Fee.
- C. Unless otherwise determined by the Authority Board, fees will not be charged for Emergency Medical Services provided by the Authority within its jurisdiction.
- D. Response Apparatus and Command/Staff Fees will be rounded up or down to the nearest half-hour increment, with a half-hour minimum. Hours charged is determined by the en-route time and in-service time logged for the response per the dispatch records.

2. Base Response Fee by Type of Incident

A. Structure Fire	\$1,500
B. Wildland Fire (per property)	\$1,500
C. Vehicle Fire	\$250
D. Emergency Medical Services	\$150
E. Fire or Environmental Alarm	\$150
F. Service Call	\$150
G. Hazardous Materials Response	\$250

3. Response Apparatus & Command/Staff Fees

A. Type I Engine	\$250/hr
B. Type III Engine	\$220/hr
C. Heavy Rescue/Hazmat	\$220/hr
D. Water Tender	\$190/hr
E. Type VI Engine	\$165/hr
F. Aerial Truck	\$280/hr
G. Command/Staff Vehicles	\$60/hr

II. Fees for General Inspection Services

1. **Submittal Fee:** All submittals for New Subdivisions, PUD Review, and other planning issues shall be subject to a \$200.00 Submittal Fee. All submittals requiring more than two hours of plan review shall be assessed an additional review rate of \$75.00 per hour. Fees collected under this section shall be applied towards permits required below.
2. **Construction Permit:** For projects with a building department valuation of \$50,000 or less, a set fee of \$200.00 shall be assessed. For projects with a building department valuation over \$50,000, the fee is determined by multiplying the building department valuation by .004. Additional plan review necessitated by revisions or incomplete submittals shall be assessed a rate of \$75.00 per hour with a one-hour minimum in addition to the above fees. In projects with multiple identical buildings, the first such building or structure shall pay the fee specified in this section. Additional identical buildings commencing construction within one year from the first building shall be subject to one-half the fee specified in this section. See Section #6 below for separate fire and life safety system construction permit fees.

Exception: Tents and temporary membrane structure construction/operational permits will be combined into one permit. The initial tent/membrane structure fee is \$200.00. For tents/membrane structures left up (less than 180 days) for subsequent events, the re-inspection fee is \$100.00.

3. **Attached Single Family Dwellings (Townhomes):** Attached single family dwellings in excess of two units shall be assessed a fee of \$150.00 per unit. In projects with multiple identical Townhomes, the first set of Townhomes shall pay the fee specified in this section. Additional identical Townhomes commencing construction within one year from the first set of Townhomes shall be subject to one-half the fee specified in this section.
4. **Construction Permit for Solar Photovoltaic System:** Systems installed on commercial properties and multi-family residential building shall be assessed a base fee of \$200.00 plus an additional .004 times the system valuation. One/two family dwellings and townhomes shall be assessed a flat fee of \$200.00.
5. **Growing and/or Processing Operations:** Operations, where no applicable standards or requirements are set forth in the currently adopted Fire Code, will be subject to review under applicable standards of the NFPA or other nationally recognized fire safety standards. Operations shall be assessed a base fee of \$200.00 plus an additional \$75.00 per hour for review time.
6. **Construction Permits for Fire and Life Safety Systems:**
 - A. Standpipe System \$200 base fee for the first riser, \$100 for each additional riser
 - B. Sprinkler Systems \$200 base fee, plus \$2.00 per device
 - C. Clean Agent Systems \$200 base fee, plus \$2.00 per device
 - D. Fire Pumps \$400 fee (excluding one & two family dwellings and Group R3s)
 - E. Hood Extinguishment \$200 fee, plus \$2.00 per device

- F. Fire Alarm Systems \$200 base fee plus \$2.00 per device
- G. Emergency Responder
Radio Systems \$400 base fee
- H. Fire Alarm or Sprinkler
Systems in One & Two
Family Dwellings and
Group R-3's \$200 base fee, plus \$2.00 per device

7. Use of Authority Fire Apparatus: The hourly rate for use of a Type 1 Engine incident to inspections (e.g. standpipe flow testing) is \$250.00 per hour with a two hour minimum. This rate provides for an operational manned apparatus for connection up to the FDC only. No additional hose or equipment is supplied beyond the FDC.

8. Operational Permits: The fee for all business operational permits required by the currently adopted Fire Code as amended shall be \$200.00.

Exception: A \$25.00 fee for open burning permits outside of Authority boundaries will be assessed. The open burning permit will be valid for 30 days. The open burning permit is renewable under the current fee schedule.

9. Vehicle Access Equipment and Access Gates: The fee for all construction permits to install vehicle access equipment and all access gates across fire apparatus access roads shall be \$200.00, regardless whether it is a public or private road.

10. Fire Mitigation Inspections: The fee for all new construction, additions and deck/patio construction and/or replacement shall be \$150.00.

11. AST/UST Permanent Installation/Removal: The fee for the 1st tank shall be \$200.00, and the fee for each subsequent tank at the same site shall be \$100.00.

12. Fuel Dispensers: The fee for the 1st dispenser shall be \$200.00, and the fee for each subsequent dispenser at the same site shall be \$25.00.

13. Medical Gas Systems: Systems shall be assessed a \$200.00 base fee plus \$2.00 per outlet.

14. Required Additional and Re-inspections: Required additional and re-inspections will be charged \$200.00 for the first two hours (minimum), and \$75.00 for each additional hour or portion thereof. Requests for re-inspections shall be included in this section.

15. Construction or Installation without a Permit: Work started without appropriate permits, as required by currently adopted Fire Code and this Fee Schedule, may be subject to additional fees. Permit fees set forth above may be doubled.

- 16. Hydrant Test Fee:** New and existing fire hydrants shall be subject to a fee of \$100.00 per hydrant for testing.
- 17. Destruction of Fire Department Locks:** Any person who cuts, damages or destroys a fire department security lock shall be assessed a replacement fee of \$25.00 per lock.
- 18. Variance Request:** Any request to go before the Appeals Board as defined in the currently adopted Fire Code for an alternative materials or methods request shall be subject to \$200.00 per request. The Appeals Board may only rule on alternate materials or methods as outlined in the currently adopted Fire Code, they are not permitted to rule on specific or administrative items in the in the currently adopted Fire Code.
- 19. Existing Occupancy Re-inspections:** The responsible party for existing occupancies or structures may be assessed a fee of \$200.00 per re-inspection after the third visit within a year to ensure compliance with the currently adopted Fire Code.
- 20. Permit Card Replacement:** A lost or missing permit card replacement shall be assessed a fee of \$25.00.
- 21. Failure to Comply:** Any person or company failing to comply with a stop work order as provided by the currently adopted Fire Code shall be subject to a fee of \$500 for the first failure to comply, which fee will increase in increments of \$500 per each subsequent failure to comply (i.e. \$1,000 for the second failure to comply, \$1,500 for the third failure to comply, etc.).
- 22. After Hours Inspections:** All requests for inspections conducted before or after normal business hours of 8:00 AM to 5:00 PM Monday through Friday shall be assessed a fee of \$75.00 per hour (minimum two hours).

III. Fees for False Alarms

- 1. False alarms require Authority response and mandate inspection to determine the cause of the alarm. Excessive false alarms are charged fees in accordance with this section.**
- 2. Category I Alarms:** Category I alarms will not be assessed a fee. A Category I alarm is any alarm requiring Authority response where the system operated properly under the following conditions:
 - **Accidental:** Any alarms caused by a guest or circumstances beyond the control of management, or an accidental smoke or fire condition.
- 3. Category II Alarms:** The owner of any fire alarm system found to have three or more Category II alarms in a calendar year shall be charged a fee pursuant to Table 1. A Category II

alarm is any alarm requiring Authority response under the following conditions.

- **System Malfunction:** Any alarm caused by poor or improper maintenance, or improper installation of alarm equipment, hardware or wiring. An improper action by the alarm monitoring center shall also be considered a system malfunction.
- **User Error:** The act or omission of an agent, employee or contractor of management.
- **Undetermined Cause:** Any alarm which, after inspection by the Authority, does not reveal the apparent cause of the alarm. If the alarm system owner, or their agent, can provide proof of cause within two (2) working days from the alarm time, the Authority may re-evaluate its assessment.

Except for fees charged pursuant to sections III(3)(A) and III(3)(B) below, within 30 days following a Category II alarm that results in the assessment of a fee pursuant to this section, the owner of a fire alarm system may provide the Authority with written proof that necessary repairs or corrections have been made to the fire alarm system by a qualified agency. Upon the Authority's determination that all necessary repairs to the fire alarm system have been made, the system owner is eligible to receive a fifty percent rebate on the fee, if requested within 30 days of the Authority's determination.

A. Fire Alarm Monitoring or Fire Protection Maintenance Companies: The fee set forth in this section shall apply to any fire alarm installation/testing company, fire alarm monitoring company, or fire protection maintenance company found to have three or more Category II alarms at any combination of properties in a calendar year.

In general, the fee shall be charged to the fire alarm installation/testing company, fire alarm monitoring company, or fire protection maintenance company that is found to be the cause of the false alarm. However, if designation of cause cannot be distinguished between such companies, the fee shall be charged to the owner of the property.

B. New Construction: The fee set forth in this section shall apply to any new construction site found to have three or more Category II alarms. The fee shall be charged to the owner of the property.

4. Malicious Alarms: The person causing the alarm will be assessed a fee pursuant to Table 1. A malicious alarm is any alarm caused by a malicious or mischievous action.

Malicious alarms are also unlawful. The individual responsible for a malicious alarm(s) may be referred for criminal prosecution as defined in the Colorado Revised Statutes.

5. Failure to Pay Fees: Any fees unpaid by contracted companies or general contractors shall be charged to the owner of the system in violation of this section. The Authority may take all available legal and equitable remedies to recover fees unpaid for more than ninety days. To the extent permitted by law, attorneys' fees and costs may be charged to recover any such expenses incurred by the Authority in collecting upon past due fees.

Table 1 – False Alarm Fees

Category II Alarms		Malicious Alarms	
Number of Alarms Per Calendar Year	Fee Per Each Alarm	Number of Alarms Per Calendar Year	Fee Per Each Alarm
1	\$ 0.00	1	\$200.00
2	\$ 0.00	2	\$300.00
3	\$200.00	3	\$400.00
4	\$300.00	4	\$500.00
5	\$400.00	5	\$600.00
6	\$500.00	6	\$700.00
More than 6: Fees continue indefinitely, with an accumulating increase of \$100 per alarm.		More than 6: Fees continue indefinitely, with an accumulating increase of \$100 per alarm.	