

Received 10/29/2025

First Reading 11/18/2025
Second Reading 12/02/2025

ORDINANCE 2025-25

AN ORDINANCE TO AMEND ORDINANCE 93-16 TO ESTABLISH RATES FOR EMERGENCY SERVICE BILLING

SUMMARY

This ordinance amends Ordinance 93-16 of the City of Auburn Code of Ordinances to establish rates for emergency service billing.

Recorder's Office

Auditor's Office

☒ Clerk's Office

Other

Publish Public Hearing

Publish O/R after adoption

ORDINANCE NO. 2025-25

**AN ORDINANCE TO AMEND ORDINANCE 93-16 TO ESTABLISH RATES FOR
EMERGENCY SERVICE BILLING**

SECTION 1. That Ordinance 93-16 of the City of Auburn Code of Ordinances is amended, as follows, and restated in Exhibit A:

Section 1. Definitions

- (1) "Emergency" is that situation which arises unexpectedly requiring some quick response by a department of the City.
- (2) "Department" within the meaning of this ordinance is one or more of the following:
 - (a) City Attorney
 - (b) City Engineer
 - (c) Electric
 - (d) Fire
 - (e) Hazardous Material
 - (f) Police
 - (g) ~~Sewage~~ Water Pollution Control
 - (h) Street
 - (i) Water
- (3) "Hazardous Material" means a material or waste that has been determined to be hazardous or potentially hazardous to human health, to property or to the environment by:
 - (a) the United States Environmental Protection Agency, Nuclear Regulatory Commission, Department of Transportation, or Occupational Safety and Health Administration; or
 - (b) the solid waste management board.
- (4) "Costs" are those necessary expenditures of monies, time and materials required to alleviate control or contain an emergency, including any costs required to collect those costs expended.
- (5) "Board of Public Works and Safety " (Board) is that statutorily created body of the City.
- (6) "Extra-Jurisdictional" are those areas outside the City of Auburn and townships not under contract with the City of Auburn for emergency response.

Section 2. Cost Accounting, Allocations and Assignment

- (1) Whenever a department responds by request or mandate to an emergency, the department head or his/her designee shall maintain a log of the costs incurred.

(2) When a final tabulation of the costs is completed the department head or his/her designee shall present the same to the Clerk-Treasurer who in turn shall deliver a statement to the recipient of the emergency services provided.

Section 3. Payment of Assigned Costs

(1) Payment of assigned costs shall be made to the Clerk-Treasurer by cash, money order, or certified check.

(2) Should the billed recipient not make payment to the Clerk-Treasurer within thirty (30) days of the actual mailing of the statement, the Clerk-Treasurer is hereby authorized to deliver the delinquent account to the City Attorney for collection.

Section 4. Monies Collected

1) All monies collected from Department Heads or designees shall be retained by the Clerk-Treasurer in a non-appropriated fund for budgetary purposes. This fund shall be reimbursable as expenses occur. This fund shall be known as the "Emergency Clean-up Fund".

2) Any money expended by departments in response to a request or mandate to an emergency shall be reimbursed from the non-appropriated "Emergency Clean-up Fund".

(3) If the City is reimbursed for labor expenses through an insurance company because of emergency services provided, then those reimbursed expenses for labor shall be deposited by the Clerk-Treasurer directly to the department's line item budget for the payment of said labor.

Section 5. Fire Department Response

(1) The City of Auburn Fire Department may respond, upon request, to emergencies requiring special equipment and expertise both inside and outside the jurisdiction of the City of Auburn and any township contracting with the City of Auburn for fire protection.

(2) Costs for requested emergency response will be assessed to the causative entity requiring the use of special equipment, Fire Department personnel, and/or City of Auburn expertise. Said costs shall be assessed pursuant to the following terms and conditions:

(a) There shall be an hourly assessment against the recipient of the emergency services, as established by a Board of Public Works and Safety Resolution duly passed, which may from time to time be amended for ~~the following~~ Fire Department personnel:

- (i) ~~Chief of the Fire Department~~
- (ii) ~~Captain of the Fire Department~~
- (iii) ~~Marshal of the Fire Department~~
- (iv) ~~Combat Division Captain~~
- (v) ~~Fire Fighters~~
- (vi) ~~Probation Fire Fighters~~
- (vii) ~~Volunteers~~

(b) There shall be an hourly assessment against the recipient of the emergency services, as established by a Board of Public Works and Safety Resolution duly passed, which shall from time to time be amended for ~~the following~~ fire apparatus, command vehicles, and support vehicles units:

- (i) — ~~Hazardous Materials Unit~~
- (ii) — ~~Pumpers~~
- (iii) — ~~Tankers~~
- (iv) — ~~Aerial Devices~~
- (v) — ~~Brush Unit~~
- (vi) — ~~Boat~~
- (vii) — ~~Medical Units~~
- (viii) — ~~Command Units~~
- (ix) — ~~Support Units~~

(e) — ~~No hourly assessment shall be made against the recipient of the emergency service if the occurrence is accidental, is not a knowing or intentional violation of federal, state, or local law, occurs within the City of Auburn or any township that contracts with the City for fire protection, and the recipient resides or its business is located within said City or township.~~

(cd) Notwithstanding any language to the contrary, the City shall collect from any recipient the replacement cost for any material, supply, or equipment made non-reusable because of a hazardous waste occurrence.

(de) Notwithstanding any language to the contrary, the City shall collect from any recipient for any bill or claim made against the City of Auburn or its departments from other emergency agencies.

Section 6:

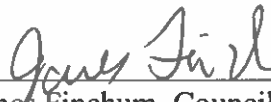
~~BE IT FURTHER ORDAINED that this Ordinance be in full force and effect from and after its passage by the Common Council and signing by the Mayor.~~

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


Received 10/29/2025

First Reading ___11/18/2025___
Second Reading _____


PASSED AND ADOPTED by the Common Council of the City of Auburn, Indiana, this
2nd day of December, 2025.


James Finchum, Councilmember

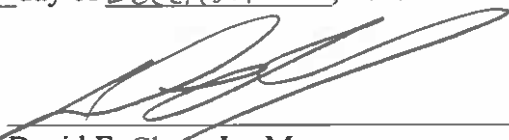
ATTEST:


Lorrie K. Pontius
Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this me this 2nd day of
December, 2025.


Lorrie K. Pontius, Clerk-Treasurer

APPROVED AND SIGNED by me this 2nd day of December, 2025.


David E. Clark, Jr., Mayor

Received 10/29/2025

First Reading ___11/18/2025___
Second Reading _____

VOTING:

AYE

NAY

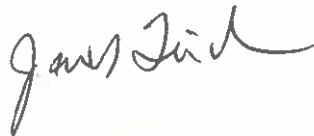
Natalie DeWitt



Rod Williams



James Finchum



Dan Braun



David Bundy



Kevin Webb



Emily Prosser



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 - (f) Police
 - (g) Water Pollution Control
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 - (b) There shall be an hourly assessment against the recipient of the emergency services, as established by a Board of Public Works and Safety Resolution duly passed, which shall from time to time be amended for fire apparatus, command vehicles, and support vehicles:
 - (c) Notwithstanding any language to the contrary, the City shall collect from any recipient the replacement cost for any material, supply, or equipment made non-reusable because of a hazardous waste occurrence.
 - (d) Notwithstanding any language to the contrary, the City shall collect from any recipient for any bill or claim made against the City of Auburn or its departments from other emergency agencies.