

CITY OF MONTICELLO
PIATT COUNTY, ILLINOIS

RESOLUTION NO. 2023-19

A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT FOR
PARTICIPATION IN THE MUTUAL AID BOX ALARM SYSTEM

ADOPTED BY THE

CITY COUNCIL

CITY OF MONTICELLO

THIS 10TH DAY OF APRIL , 2023

Published in pamphlet form by authority of the City Council of the City of Monticello, Piatt County, Illinois, this 10TH day of April, 2023.

RESOLUTION NO. 2023-19

A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE MUTUAL AID BOX ALARM SYSTEM

WHEREAS, the Mutual Aid Alarm System (MABAS) was organized beginning in 1968 in the northwest and western suburbs of Chicago, Illinois to coordinate and automate fire department mutual aid, based roughly on the Chicago Fire Department's box alarm system of pre-determined resources assigned to respond to a specific incident or area. Since 1968, MABAS has grown into a multi-state organization to coordinate responses to fires, emergency medical calls, hazardous material, technical rescue and other emergencies and disasters through prearranged mutual aid and dispatch agreements. The system is designed to facilitate all levels of mutual aid from day-to-day automatic aid responses to major incidents and disasters requiring significant deployment of resources. MABAS member Units include the gambit from all-volunteer fire departments to major cities like Chicago, Milwaukee, and St. Louis; and

WHEREAS, since the last revision of the master MABAS intergovernmental agreement in about 1988, MABAS has grown exponentially to its current composition of almost 1200 Illinois Units and 2200 total Units in Illinois and several adjoining States; and

WHEREAS, it is the express intent of member Units that the MABAS Agreement be in a form which can be adopted by Units in different States where Units may lawfully enter into agreements providing for their mutual aid and protection. Thus, even if the MABAS Agreement does not specifically cite the applicable current legal authority for a particular State and its member Units, the lack of such citation shall not be construed in any manner as an impediment to or prohibition of Units from other States joining MABAS. It is also the express intent of the member Units that all Units adopt this same Intergovernmental Agreement without modification; and

WHEREAS, the Constitution of the State of Illinois, 1970, Article VII, Section 10, authorized units of local government to contract or otherwise associate among themselves, with the State, with other States and their local units of government, and with the United States to obtain and share services and to exercise, combine, or transfer any power or function in any manner not prohibited by law or ordinance, and to further contract or otherwise associate with individuals, associations, and corporations in any manner not prohibited by law or ordinance; and

WHEREAS, THE “Intergovernmental Cooperation Act”, 5 ILCS 220/1 et seq., provides that any power or powers, privileges or authority exercised or which may be exercised by a unit of local government may be exercised and enjoyed jointly with any other unit of local government including units of local government from another state; and

WHEREAS, Section 5 of the “Intergovernmental Cooperation Act”, 5 ILCS 220/5, provides that any one or more public agencies may contract with any one or more public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform, provided that such contract shall be authorized by the governing body of each party to the contract; and

WHEREAS, the Mayor and the City Council of The City of Monticello have determined that it is in the best interests of this unit of local government and its residents to enter into a Mutual Aid Box Alarm System Agreement to secure to each the benefits of mutual aid in fire protection, firefighting, rescue, emergency medical services and other activities for the protection of life and property from an emergency or disaster and to provide for communication procedures, training and other necessary functions to further the provision of said protection of life and property from an emergency or disaster.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Monticello, Piatt County, Illinois, as follows:

Section 1 Incorporation of Recitals: That the recitals set forth above are incorporated here by reference.

Section 2 Approval of Agreement: That the Mutual Aid Box Alarm System Master Agreement, Approved by the MABAS Executive Board October 19, 2022, is hereby approved, and the Mayor and the City Clerk are hereby authorized and directed to execute the Mutual Aid Box Alarm System Master Agreement, a copy of which is attached hereto as Exhibit A and made a part of hereof.

Section 3 Repealer: All prior ordinances, resolutions or motions, or parts of ordinances, resolutions, or motions in conflict with any of the provisions of this Resolution shall be, and the same are hereby repealed to the extent of the conflict.

Section 4 Severability: This Resolution and every provision thereof shall be considered severable. If any section, paragraph, clause, or provision of this Resolution is declared by a court of law to be invalid or unconstitutional, the invalidity or unconstitutionality thereof shall not affect the validity of any other provisions of this Resolution.

Section 5 Effective Date: This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Passed and Approved this 10th day of April, 2023, by a roll-call vote as follows:

AYES:

NAYS:

ABSENT:

ABSTAIN:

Mayor Larry Stoner

ATTEST:

Jill Potts, City Clerk

CERTIFICATE OF PUBLICATION

I, Jill Potts, City Clerk of the City of Monticello, Piatt County, Illinois, do hereby certify that the foregoing and attached RESOLUTION 2023-19 is a true and correct copy of said Resolution duly adopted and enacted by the City Council of Monticello, Illinois, at its regular meeting on the 10th day of April , 2023, by the following roll-call vote: ayes: ; nays: ; absent: ; and that the same was published by publication in pamphlet form on the 11th day of April, 2023.

Jill Potts, City Clerk
City of Monticello, Piatt County, Illinois

EXHIBIT A

MUTUAL AID BOX ALARM SYSTEM MASTER AGREEMENT
(see attached)

STATE OF ILLINOIS)
)
COUNTY OF PIATT) SS

CITY CLERK’S CERTIFICATE

I, Jill Potts, the duly qualified and acting City Clerk of the City of Monticello, Piatt County, Illinois, do hereby certify that attached hereto is a true and correct copy of a Resolution entitled:

RESOLUTION 2023-19

**A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT FOR
PARTICIPATION IN THE MUTUAL AID BOX ALARM SYSTEM
(MABAS MASTER AGREEMENT 2022)**

which Resolution was duly adopted by said City Council Meeting held on the 10th of April, 2023.

I do further certify that a quorum of said City Council was present at said meeting, and that the City Council complied with all the requirements of the Illinois Open Meetings Act and its own policies, rules or regulations concerning the holdings of meetings and the taking of action during meetings.

IN WITNESS THEREOF, I have hereunto set my hand this 10th day of April, 2023.

City Clerk