

**RESOLUTION NO. 2023-13**

**RESOLUTION AUTHORIZING CITY MANAGER TO EXECUTE DONATION OF  
KIDDE MOBILE FIRE TRAINING UNIT (MFTU) TO AURORA FIRE DISTRICT**

**WHEREAS**, Kidde Mobile Fire Training Unit is a Training Trailer equipped to produce live fire from class B gas; and

**WHEREAS**, the MFTU was previously acquired by the City through a FEMA Assistance to Firefighters Grant; and

**WHEREAS**, the MFTU is not operational and has been researched to be financially prohibitive to repair; and

**WHEREAS**, the FEMA grant manager has deemed the MFTU to have no value due to its state of disrepair and inability to operate within the manufacturer's recommendations; and

**WHEREAS**, the Aurora Fire District has expressed interest in acquiring the trailer through a Memorandum of Understanding (MOU); and

**WHEREAS**, the Aurora Fire District assumes all responsibility for the MFTU and all costs associated with its removal from city property.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FOREST GROVE AS FOLLOWS:**

**Section 1.** The City Council hereby approves execution of the Donation.

**Section 2.** The City Manager or designee is authorized to execute the MOU on behalf of the City (Exhibit A).

**Section 3.** This resolution is effective immediately upon its enactment by the City Council.

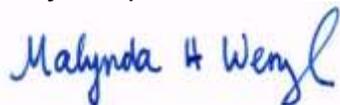
**PRESENTED AND PASSED** this 24<sup>th</sup> day of April, 2023.



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Anna D. Ruggles, City Recorder

**APPROVED** by the Mayor this 24<sup>th</sup> day of April, 2023.



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Malynda Wenzl, Mayor

# Forest Grove Fire & Rescue

*"Prevent, Protect, Serve"*



**FIRE & RESCUE**  
*Office of the Fire Chief*

## Memorandum of Understanding (MOU)

### Kidde Mobile Fire Trainer MT – 1000-53 (MFTU)

This agreement is made by and between Forest Grove Fire and Rescue of the City of Forest Grove, Oregon, hereinafter referred to as “Donator;” and the Aurora Fire District of Aurora, Oregon, hereinafter referred to as “Recipient.” This agreement is made effective the 1<sup>st</sup> day of June, 2023.

**DONATION OF EQUIPMENT:** The Donator hereby agrees to donate the MFTU to the Recipient at no cost. The terms of this donation are as follows:

- The MFTU is donated as is, whereas, no guarantee of normal operation is assumed.
- The Recipient understands and acknowledges the MFTU is currently not operational under the manufacturer’s specifications.
- The Recipient understands the Donator neither offers nor implies any guarantees or warranties of any kind to MFTU parts, or pieces of equipment.
- Any and all cost(s) incurred in the removal from the Donator property and/or transportation of the MFTU will be fully paid by the Recipient.
- The Recipient will ensure road worthiness of the MFTU for transport including but not limited to the trailer, tires, brake, and tow hitch assembly.
- Upon removal from the Donator property located at 1919 Ash Street, Forest Grove, OR all responsibilities for the MFTU are immediately assumed by the Recipient.

**TERMINATION:** Either party may terminate this agreement immediately and upon written notice to the other party; provided however, before May 1<sup>st</sup> of 2023, and no penalties or fees will be assessed.

FOREST GROVE FIRE AND RESCUE

\_\_\_\_\_  
Forest Grove Fire & Rescue, Fire Chief

\_\_\_\_\_  
Date [Reso No. 2023-13]

AURORA FIRE DISTRICT

\_\_\_\_\_  
Aurora Fire District, Fire Chief

\_\_\_\_\_  
Date



*A place where families and businesses thrive.*

<i>CITY RECORDER USE ONLY:</i>	
AGENDA ITEM #:	<u>F. 4.</u>
MEETING DATE:	<u>04.24.2023</u>
FINAL ACTION:	<u>RESO 2023-13</u>

**CITY COUNCIL STAFF REPORT**

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**TO:** *City Council*

**FROM:** *Jesse VanderZanden, City Manager*

**PROJECT TEAM:** *Jim Geering, Fire Chief; Steve Black, Division Chief*

**MEETING DATE:** *April 24, 2023*

**SUBJECT TITLE:** *Kidde Mobile Fire Training Unit (MFTU) Donation*

**ACTION REQUESTED:**

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ordinance	Order	X	Resolution	Motion	Informational	

*X all that apply*

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**ISSUE STATEMENT:**

The Kidde Mobile Fire Training Unit (MFTU) is a 53-foot mobile trainer trailer used to conduct class B propane gas fires to aid in the fire department’s ability to simulate a response to live fire of ordinary combustible materials known as class A fire. The MFTU is not suited to conduct burning of class A fires. The MFTU has served its purpose in terms of training and is no longer a useful resource for a number of reasons.

**BACKGROUND:**

The MFTU was acquired in 2012 through a Federal Emergency Management Agency (FEMA) Assistants to Firefighters Grant (AFG). Over the last decade the unit has aided in training evolutions where the preferred class A fire training was not possible. Several years ago, the MFTU started to develop issues which prohibited its use to produce class B fire training. Technicians repaired the MFTU on different occasions but the problem persisted. Technicians stated it would be difficult to completely repair the unit since Kidde does not support or build the required products and materials to restore the unit to a working condition.

The MFTU can still produce live fire however, to do so would conflict with the manufacturer’s recommendations. Using the MFTU outside of the manufacturer’s recommendations could lead to a liability issue for the City of Forest Grove should an injury occur to a firefighter or property damage should occur.

To learn whether a grant award such as the MFTU could be donated under the requirements of the award, Forest Grove Fire and Rescue (FGFR) contacted the grant manager for FEMA AFG. It was communicated to FGFR that, since the MFTU is not in working order there is no longer a value assigned to it. The FEMA AFG grant manager stated that donation of the MFTU would be an approved option for FGFR.

Aurora Fire District contacted FGFR concerning the possibility of an MFTU donation. Aurora wishes to take ownership of the MFTU and a Memorandum of Understanding has been drafted to document the exchange between the two parties and hold harmless the City who does not provide or guarantee use, function, nor transportation of the MFTU.

**FISCAL IMPACT:**

There is no fiscal impact to the General Fund. Aurora Fire District will assume any costs associated with removal of the MFTU.

**STAFF RECOMMENDATION:**

Staff recommends City Council approve the attached resolution authorizing the City Manager to execute the donation of the Kidde Mobile Fire Training Unit to the Aurora Fire District.

**ATTACHMENT:**

Memorandum of Understanding (MOU) between Forest Grove Fire and Rescue and the Aurora Fire District.