

## CHAPTER 2

### FIRE AND PUBLIC SAFETY DIVISION

#### SECTION:

- 3-2-1: *Creation of Division*
- 3-2-2: *Appointment of Chief*
- 3-2-3: *Supervision and Removal of Division Officers*
- 3-2-4: *Duties of Division*
- 3-2-5: *Scope of Duties*
- 3-2-6: *Contracting Fire Suppression and Prevention Services*
- 3-2-7: *Abatement of Hazards*
- 3-2-8: *Limitation of Outside Employment*
- 3-2-9: *Fire Chief to Make Monthly Report*

3-2-1:                   **CREATION OF DIVISION:** The Fire and Public Safety Division is hereby established as an administrative division of the City.

3-2-2:                   **APPOINTMENT OF CHIEF:** The Mayor, subject to the confirmation of the majority of the Council, shall appoint a Fire Chief and such other officers of the Division at such time as the Council shall determine those appointments to be desirable and necessary. The Division shall be managed by the Fire Chief and in his or her absence or removal, by any other officer designated by the Mayor. The Fire Chief or other officer may, subject to the approval of the Mayor and the majority of the City Council, hire and other officers and employees necessary for the proper operation of the Division.

3-2-3:                   **SUPERVISION AND REMOVAL OF DIVISION OFFICERS:** Any officers hired for the operation of the Fire and Public Safety Division shall be supervised by the Mayor and Council and may be removed with or without cause at any time by the Mayor, subject to confirmation by a vote of at least three-fourths of the members of the full Council.

3-2-4:                   **DUTIES OF DIVISION:** The Division officers shall manage the Fire and Public Safety Division and the equipment and property belonging thereto. In the event that the City does not contract with another agency for fire suppression, then the Division shall have supervision and direction of suppression of fires and protecting life and property

from harm. The Division shall also have the duty of fire prevention and protecting life and property from harm from toxic or radioactive substances or chemicals, explosives, or other hazardous substances. The Division may inspect, as often as necessary, all buildings and structures within the City, except single family residential dwellings, for the purpose of ascertaining and causing to be corrected any violations of the Uniform Fire Code.

3-2-5:                   SCOPE OF DUTIES: Nothing in this Chapter, the Uniform Fire Code, the Code for Abatement of Dangerous Buildings or any other fire or public safety code adopted by the City, shall create a private duty or obligation of the City to any person, or give rise to any private right of action, on account of any failure by the City or any member of the Fire and Public Safety Division to perform the duties prescribed therein.

3-2-6:                   CONTRACTING FIRE SUPPRESSION AND PREVENTION SERVICES: The City may, in lieu of operating such Fire and Public Safety Division, or any portion of it, may contract with another competent fire prevention or suppression agency within the state to furnish such essential services to the City and to perform the duties and responsibilities as herein set forth, or such portion thereof as may be contracted for. Providing that such contract shall be subject to the approval of at least three-fourths of the members of the full City Council.

3-2-7:                   ABATEMENT OF HAZARDS: The Fire and Public Safety Division may administer and enforce the Uniform Fire Code and the Code for Abatement of Dangerous Buildings.

3-2-8:                   LIMITATION OF OUTSIDE EMPLOYMENT: No member of the Fire and Public Safety Division shall engage in any other employment or undertaking that will interfere or conflict with their duties as a member of the Division. All members of the Division shall first request the approval of the Fire Chief before engaging in such employment or undertaking, which approval shall be in writing.

3-2-9:                   FIRE CHIEF TO MAKE MONTHLY REPORT: The Fire Chief shall make monthly reports to the Mayor and Council at the first regular Council meeting of each month. This report shall describe the condition of the Division, including a description of all fire or other hazardous occurrences that have taken place during the preceding month, and the expenses incurred by reason thereof.