

An Ordinance providing for the establishment of a volunteer fire department and for the administration thereof.

The City Council of the City of Danube, Minnesota, does ordain as follows:

Section 1 - Establishment of Department. There is hereby established in the City of Danube a volunteer fire department consisting of not less than ten (10) active members.

Section 2 - Officers. The City Council shall appoint a person fully qualified to serve as fire chief, and may do so upon the recommendation of the members of the fire department. The fire chief shall serve for a one (1) year term and until his successor has been duly appointed by the Council. There shall also be an assistant fire chief and such other officers as may be provided for by the bylaws of the fire department. Such officers shall be selected in the manner provided by the fire department's bylaws.

Section 3 - Qualifications and Requirements of Members. Persons shall be eligible to become a member in the fire department provided they are at least 18 years of age and meet such other requirements as may be set forth in the fire department's bylaws or other duly adopted rules and regulations. Members shall be selected as provided by the fire department's bylaws. Each applicant for membership in the fire department shall, before becoming an active member, undergo a thorough physical examination by a licensed doctor of medicine and submit such doctor's written report thereof with his application for membership in the department. Such doctor's report shall contain a statement whether or not, in the doctor's opinion, there is any evidence of myocarditis, coronary sclerosis, or pneumonia or its sequel in the applicant at the time of his examination. Such report shall be retained and permanently kept in the files of the fire department.

Section 4 - Duties of Officers. The fire chief shall be the administrative head of the fire department and in such capacity have complete responsibility and control of the members of the fire department, fire department equipment and vehicles and the fire station. In addition, the fire chief shall perform such other duties and obligations as may be set forth in the fire department's bylaws. The assistant fire chief shall perform all functions and exercise all authority of the fire chief in the absence or disability of the fire chief. In addition, the assistant fire chief shall fulfill such other duties and obligations as may be set forth in the fire department's bylaws.

Section 5 - Removal or Suspension of Officers and Members. The fire chief may be removed from office for just cause upon ten (10) days written notice by the City Council. The fire department, acting pursuant to procedures as may be established by its bylaws, may recommend to the Council that the fire chief be removed from office. Other officers and members of the fire department may be removed or suspended in accordance with procedures set forth in the fire department's bylaws.

Section 6 - Training of Members. To insure the proper training of the members of the fire department, there shall be regular meetings of the members, regular training drills and training sessions. Such meetings, drills and sessions shall be called by the fire chief and records shall be kept of the names and numbers of the members of the fire department present at each such meeting, drill or session, along with such other pertinent information deemed necessary by the City Council or the State Fire Marshall.

Section 7 - Compensation of Officers and Members. The members and officers of the fire department shall be paid such compensation as the City Council shall, by resolution, from time to time determine.

Section 8 - Relief Association. Members of the fire department may establish and maintain a relief association in conformance with Minnesota Statutes.

Section 9 - Bylaws, Rules and Regulations. The members of the fire department shall adopt bylaws for the organization and administration of the fire department. Such bylaws shall become effective upon approval by the City Council. Any amendments to the bylaws shall become effective upon approval by the City Council. The members of the fire department, acting pursuant to their duly adopted bylaws, may enact such rules and regulations regarding the governing and operating of the fire department, provided that such rules and regulations are consistent with this Ordinance and the fire department's bylaws, and any amendments thereto.

Section 10 - Interference with Department. It shall be unlawful for any person to give or make, or cause to be given or made, an alarm of fire without probable cause, or to neglect or refuse to obey any reasonable order of the chief at a fire, or to interfere with the department in the discharge of its duties; and any person guilty of violating this Section shall be deemed guilty of a misdemeanor.

Section 10 - Repeal. Chapter XVII of the 1971 Code of Ordinances, entitled "Volunteer Fire Department", is hereby repealed. Ordinance No. 53 which amended Section 9 of Chapter XVII of the 1971 Code of Ordinances is hereby repealed.

The foregoing Ordinance was adopted by the City Council of the City of Danube this 12th day of February, 1986.

Attest:

Harvey Kleinbogen
Mayor

Arlene Frank
City Clerk

Published in the Quiville News-Journal on the 4th day of March, 1986.