

ORDINANCE BILL NO. 13 FOR 1931.

ORDINANCE NO. 429

AN ORDINANCE PROVIDING FOR THE ORGANIZATION, MAINTENANCE AND REGULATION OF THE FIRE DEPARTMENT OF THE CITY OF LEBANON, LINN COUNTY, OREGON; PROVIDING FOR THE ELECTION OF OFFICERS AND THEIR TERMS OF OFFICE AND DESIGNATING THEIR POWERS AND DUTIES; PROVIDING FOR THE MANNER OF SELECTING THE PERSONNEL OF SAID DEPARTMENT AND PROVIDING FOR THE COMPENSATION OF MEMBERS AND TO REPEAL ORDINANCE NO. 197 AS AMENDED BY ORDINANCE NO. 239, AND ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE FOR THE REMOVAL OF ANY OFFICER OR MEMBER AND TO FILL VACANCIES CAUSED BY SUCH REMOVAL; AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section 1. The Fire Department of the City of Lebanon shall consist of those persons who, at the time when this ordinance goes into effect, are active members of Companies One, Two, Three and Four of the present Fire Department of the City of Lebanon, and such other persons as shall, from time to time, be elected to active membership in said Department, during the time of such membership. The membership of the Department shall be recruited from time to time under such rules and regulations as may be adopted by the Fire Department with the approval of the City Council. Provision may, also, be made by the Fire Department for the enlistment of reserves, who shall not be active members of the Department nor entitled to draw pay for services or vote at any meeting of the Department.

Section 2. The Fire Department shall consist of four companies, numbered consecutively beginning with number one; and each company shall consist of not more than eight firemen, who shall be members of the Lebanon Fire Department, provided that the personnel of the Department shall be limited to twenty-five members. Each company shall have one captain and one lieutenant to be elected by the members of the company and

shall be subject to such rules and regulations as may be prescribed by the Fire Department as a whole, with the approval of the City Council; provided, however, that the Council may, from time to time, by resolution, authorize additional companies to be formed with a like number of members as herein provided for Companies One, Two, Three and Four.

Section 3. The Fire Department shall adopt such rules and regulations for the governing of its members as it shall deem advisable; provided that the same shall be subject to the approval of the City Council and shall not conflict with any provision of the Charter or ordinances of the City of Lebanon. The Department shall hold regular meetings on the first Monday of each month, except when said date shall fall on a holiday, then the following Monday shall be the meeting date, and each company shall hold at least one drill in each of the months of May, June, July, August and September of each year.

Section 4. An annual election shall be held by the Department at the regular monthly meeting thereof in April of each year, at which time the members shall elect a Chief Engineer, an Assistant Chief Engineer, a Secretary and a Treasurer. The selection of the Chief and Assistant Chief shall be subject to the approval of the City Council, and their duties shall be such as are now or may hereafter be prescribed by the Charter and ordinances of said City, and as herein prescribed. In case of the absence or disability of the Chief and Assistant Chief, the duties of Chief shall devolve upon and be performed by the captain of Company No. 1.

Section 5. The Chief Engineer shall be the executive officer of the Fire Department and shall preside at all meetings thereof. At fires he shall be vested with and shall exercise

the powers of a policeman of said City. He shall, subject to the general supervision of the Council of the City of Lebanon, have charge of all the fire apparatus, and it shall be his duty, after each fire and at all other times, to see that the hose and other apparatus are properly cleaned, cared for and kept in first class working condition, and the City shall pay the proper and reasonable charge of such cleaning, care and maintenance; provided that he shall purchase no new apparatus without specific authority from the City Council. He shall make and file with the City Recorder, quarterly, on or before the first Tuesday of the months of January, April, July and October, of each year, a report showing the condition of the Fire Department, its membership, attendance at meetings and drills, fires attended, and such other information and data as may be required by the Council, and at such times he shall make such recommendation to the Council as he may deem proper, and, if required by the Council, shall make a special report to it.

Section 6. The Chief Engineer shall have power and authority at fires to require any by-stander to assist in the extinguishment thereof; and any person refusing so to do, when so requested, shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be fined not less than Five Dollars nor more than One Hundred Dollars.

Section 7. Each active member of the Lebanon Fire Department shall receive the following compensation:

For attending monthly meetings Fifty Cents and for attending drills Fifty Cents; provided that the City shall not pay for more than twelve meetings in any one year nor more than ten drills in any one year; and provided further that the full authorized personnel of twenty-five members shall be paid for, and any surplus left after paying the members in

attendance at such meetings and drills shall go into a general fund for use by the department as its members may determine. For actually attending and assisting in the fighting of any fire \$1.50. For any person who, at the request of the fire chief or other person in charge, shall haul to any fire any hose, cart, chemical engine or other apparatus the sum of Two Dollars.

A fine of Fifty Cents shall be levied against any member for absence from any drill or meeting, and a fine of One Dollar and Fifty Cents for absence from any fire to which his company has been called, unless he shall show a sufficient excuse for such absence. The Department, subject to the approval of the Council, shall determine by general rules what shall constitute a valid excuse for such absence. Fines shall be charged against the amount due any member, and a statement of such amounts and fines shall be filed quarterly with the City Recorder by the Secretary of the Department, said statement to be certified to by the Chief Engineer to be correct and true, and the said statement shall show the amount due each member, after deducting any fines charged against such member. The payment of the total amount due, after deducting of the fines charged and allowed, shall be made by warrant of the City of Lebanon and paid as other warrants are paid, the same to be drawn in favor of the Secretary of the Department and by him turned over to the Treasurer of the Department to be disbursed among the members entitled thereto.

Section 8. Each member of the Department shall be provided by the City with a suitable badge, on deposit with the City Recorder of the cost thereof, which deposit shall be returned on surrender of the badge. Whenever any person shall have served for seven consecutive years in the Fire

Department, he shall be entitled to, and the City shall furnish to him, free of charge, a suitable badge and certificate of exemption. The time already served by members of the present Fire Department, who are active members thereof at the time of the adoption of this ordinance, shall apply in computing time of service.

Section 9. The City shall furnish the necessary record books and stationery for use of the Department.

Section 10. All officers and members of the Lebanon Fire Department shall be deemed to be employees of the City of Lebanon and all officers of the said Fire Department shall, also, be deemed to be officers of the City of Lebanon, and, in addition to the manner provided by the rules and regulations of the Fire Department, officers and members shall be subject to removal and their places filled in the following manner, to-wit:

When, in the opinion of the Council, it shall be for the best interests of the City of Lebanon, it shall have the power to ask for the resignation of any officer or member of the Fire Department and upon failure of such officer or member to forthwith tender his resignation, upon such request, then the place on the Department occupied by any such member may, by resolution, be declared vacant by the concurrence of the Mayor and a majority of the Council, or by the unanimous vote of the Council without the concurrence of the Mayor; and in the event of the removal of any officer, as above provided, the Fire Department shall, on or before the date of its next regular meeting, fill the vacancy by election from among its member, and in case of neglect or refusal to so fill such vacancy at said time, then the City Council, by a majority vote, shall elect some person to fill such vacancy. And in case of a vacancy in the membership of any company,

other than an officer, caused by the removal of any member by the City Council or by the City Council and Mayor, as hereinabove provided, it shall be the duty of the Fire Department, on or before the date of its next regular meeting, to recruit said company to full strength by selecting some other person to fill such vacancy and upon failure so to do, the City Council shall fill such vacancy; provided that in case of the removal or resignation of the Chief of the Fire Department, the Assistant Chief shall hold office as Chief Engineer until a successor to said Chief has been duly elected or appointed, as herein provided.

Section 11. Ordinances No. 197 and 239 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 12. In as much as the present ordinances governing the organization, maintenance and regulation of the Fire Department of the City are inadequate for the proper regulation of the Fire Department, and in as much as the protection of the peace, health and safety of the City is dependent upon adequate fire protection, an emergency is hereby declared to exist and this ordinance shall become effective immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council this 20th day of October, 1931.

Approved by the Mayor this 20th day of October, 1931.



MAYOR.

Attest: 

RECORDER.