

OFFICIAL PUBLICATION

NOTICE OF HEARING

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that the City Council of the City of Fairmont will hold a public hearing to consider proposed Ordinance No. 2020-06.

AN ORDINANCE AMENDING FAIRMONT CITY CODE, CHAPTER 2 – ADMINISTRATION, AND CHAPTER 10 – FIRE PREVENTION AND PROTECTION

THE CITY OF FAIRMONT DOES ORDAIN (new material is underlined; deleted material is lined out; sections which are not proposed to be amended are omitted; sections which are only proposed to be re-numbered are only set forth below as to their number and title):

SECTION 1. Fairmont Code, Chapter 2 – Administration, Article IV. - Departments and Divisions, Division 5. - Public Safety Division, Sec. 2-161. - Departments, is hereby amended to read as follows:

Sec. 2-161. - Departments.

The public safety division shall consist of the following departments:

- (1) Police.
- (2) Civil defense.
- (3) Fire.

SECTION 2. Fairmont Code, Chapter 2 – Administration, Article IV. - Departments and Divisions, Division 5. - Public Safety Division, is hereby amended to add a new Section 2-163 as follows:

Sec. 2-162. - Fire chief. Subject to city charter, section 2.11, and city code, section 2-57:

- (a) The fire chief shall provide administration, coordination and overall direction of the fire prevention and protection services and functions of the city. The fire chief shall supervise the employees and volunteers of the fire department. The fire chief shall direct and control the training of employees and volunteers of the fire department and all activities of employees and volunteers of the department and other individuals engaged in fire prevention and protection services and functions. The fire chief shall be subordinate to and report to the city administrator.

Secs. 2-16~~3~~4—2-180. - Reserved.

SECTION 3. Fairmont Code, Chapter 10 – Fire Prevention and Protection, Article II. - Fire Department, Section 10-16, is hereby amended to read as follows:

Sec. 10-16. - Generally.

The fire department shall be subordinate to and under the supervision and control of the ~~council~~ city administrator. The size, composition (including, but not limited to, a determination as to the number of employees and volunteers ~~permanent and volunteer members~~), and remuneration, shall all be established-approved by the council, which may be changed from time to time. The ~~council~~ fire chief, with the approval of the city administrator, shall ~~also~~ establish written rules and regulations of the fire department, a copy of which shall be distributed to each of its ~~member~~employees and volunteers. ~~Members~~ Employees and volunteers of the fire department shall fulfill all job requirements adopted by the council.

SECTION 4. Fairmont Code, Chapter 10 – Fire Prevention and Protection, Article II. - Fire Department, Section 10-18, is hereby amended to read as follows:

Sec. 10-18. - Fire Chief.

- (a) The chief of the fire department shall have general superintendence of the fire department and the custody of all property used and maintained for the purposes of said department. ~~He~~ The fire chief shall see that the same are kept in proper order and that all rules and regulations and all provisions of the laws of the state and ordinances of the city relative to a fire department and to the prevention and extinguishment of fires are duly observed. ~~He~~ The fire chief shall superintend the preservation of all property endangered by fire and shall have control and direction of all persons engaged in preserving such property.
- (b) In case of the absence or disability of the fire chief for any cause, the assistant fire chief shall exercise all the powers, perform all the duties, and be subject to all the responsibilities of the fire chief. It is the duty of the fire chief ~~of the fire department~~ on or before July 1 of each year to file a detailed inventory with the city administrator of all property used and maintained for said department, together with its projected needs for the ensuing fiscal year. It is also the duty of the fire chief ~~of the fire department~~, on or before the date of the first regular council meeting in each month, to file with the city clerk a report as to all fires occurring during the previous month stating the probable cause thereof and estimated damages. Such reports shall also state the other activities of the department. The fire chief ~~of the fire department~~ shall also make and file such other reports as may be requested by the city administrator or council.

SECTION 5: This Ordinance shall take effect immediately after its publication.

You are further notified said hearing will be held in the **City Council Chambers of City Hall**, 100 Downtown Plaza, Fairmont, Minnesota on Monday, May 11, 2020, at 5:30 p.m.

BY ORDER OF THE CITY OF FAIRMONT

/s/ Patricia J. Monsen

Patricia J. Monsen, City Clerk