

ORDINANCE AMENDMENT NO. 23-03**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF ROWAN, IOWA, BY ADDING CHAPTER 36 ESTABLISHING A FIRE BOARD OF TRUSTEES.**

BE IT ENACTED by the City Council of the City of Rowan, Iowa:

SECTION 1. Chapter 36 of the Code of Ordinances of the City of Rowan, Iowa, 2018 is hereby added to read as follows:

36.01 FIRE TRUSTEES. The Board of Trustees of the Fire Department, hereinafter referred to as the Board, consists of five (5) members. A good faith effort shall be made to achieve a balance of gender as well as a balance of members who reside inside Rowan Corporate limits and those who live outside Rowan Corporate limits, but still within the Fire District. All members are to be approved and appointed by the Council. The Fire Chief shall not be a voting member of the Board, however is expected to attend Board meetings.

36.02 QUALIFICATIONS OF TRUSTEES. All members of the Board shall be bona fide citizens and residents of the City or Counties within the Fire District. Members shall be over the age of eighteen (18) years.

36.03 ORGANIZATION OF THE BOARD. The organization of the Board shall be as follows:

1. Term of Office. All appointments to the Board shall be for six (6) years, except to fill vacancies. Each term shall commence on July 1st. Appointments shall be made every two (2) years of one-third (1/3) the total number or as near as possible, to stagger the terms.
2. Vacancies. The position of any Trustee shall be vacated if such member moves permanently from the Fire District. The position of any Trustee shall be deemed vacated if such member is absent from six (6) consecutive regular meetings of the Board, except in the case of sickness or temporary absence from the Fire District. Vacancies in the Board shall be filled in the same manner as an original appointment except that the new Trustee shall fill out the unexpired term for which the appointment is made.
3. Compensation. Trustees shall receive no compensation for their services as a board member.

36.04 POWERS AND DUTIES. The Board shall have and exercise the following powers and duties:

1. Officers. To meet and elect from its members a President, a Secretary, a Treasurer, and such other officers as it deems necessary.
2. Physical Plant. To have charge, control and supervision of the Fire Department, its appurtenances, fixtures and rooms containing the same.
3. Charge of Affairs. To direct and control all affairs of the Fire Department.
4. Recommending Fire Chief. To make a formal recommendation to the City Council for appointment of a Fire Chief annually at the regular January Council Meeting.
5. Approving Volunteers. To approve and appoint qualified volunteers to the Department by majority vote of the Board.
6. Removal of Personnel. To recommend to the City Council removal of the Fire Chief in writing, setting out the reasons for removal, to be reviewed and acted upon by the City Council.
7. Removal of Volunteers. To provide procedures for the removal of volunteers for misdemeanor, incompetency or inattention to duty, subject however, to the provisions of Chapter 35C of the Code of Iowa.
8. Purchases. To select, or authorize the Fire Chief to select and make purchases of equipment, fixtures, and supplies for the Fire Department within budgetary limits set by the Board.
9. Rules and Regulations. To make and adopt, amend, modify or repeal rules and regulations, not inconsistent with this Code of Ordinances and the law, for the care, use, government and management of the Fire Department and the business of the Board, fixing and enforcing penalties for violations.
10. Scheduling. To adopt and enforce an annual training schedule, as well as regular and consistent meetings of the Board.
11. Expenditures. To have exclusive control of the expenditure of all funds allocated for Fire Department purposes by the City Council, and of all moneys available by gift or otherwise for the erection of Department buildings, and of all other moneys belonging to the Department collected under the rules of the Board.
12. Gifts. To accept gifts of real property, personal property, or mixed property, and devises and bequests, including trust funds; to take the title to said property in the name of the Fire Department; to execute deeds and bills of sale for the conveyance of said property; and to expend the funds received by them from such gifts, for the improvement of the Fire Department.
13. Enforce the Performance of Conditions on Gifts. To enforce the performance of conditions on gifts, donations, devises and bequests accepted by the City on behalf of the Fire Department.
(Code of Iowa, Ch. 661)
14. Record of Proceedings. To keep a record of its proceedings.

36.05 EXPENDITURES. All money appropriated by the Council for the operation and maintenance of the Fire Department shall be set aside in an account for the Fire Department. Expenditures shall be paid for only on the orders of the Board, signed by its President and Secretary. The check-writing officials are the Treasurer and the Fire Chief, with two signatures required for presentation of any check. Monthly vouchers should be submitted to the Clerk summarizing all income and expenses, for inclusion within the City budget.

36.06 ANNUAL REPORT. The Board shall make a report to the City Council in January of each year. This report shall contain statements as to the condition of the Fire Department, the status and activities of its members, the budget for the upcoming fiscal year, and any other information as may be requested by the City Council.

SECTION 2. Severability

1. All Ordinances or parts of ordinances in conflict herewith are hereby repealed.
2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

SECTION 3. Ordinance in Force

1. This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council this _____ day of _____, 2023.

Mayor declaration:

Mayor

Date

Attest:

City Clerk

Date

Roll Call Vote:

| | | |
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| _____ | Y | N |
| _____ | Y | N |
| _____ | Y | N |
| _____ | Y | N |
| _____ | Y | N |