

## Chapter 38

### FIRE DEPARTMENT

#### Proposed Ordinance Amendment

##### **§ 38-3. Membership in Department and Company.**

B. All members and officers of the Department and Company shall be retired from the Department and Company upon attaining the age of 65 years unless the person is appointed to the Fire Police, support staff or as a driver/operator of fire apparatus (see §38-10, 38-11 and 38-12).

##### **§ 38-10 Fire Police.**

###### **A. Eligibility.**

(1) An active member who desires consideration for appointment as a Fire Police shall notify in writing the Fire Chief or his/her designee of his/her desire.

(2) Upon receipt of such written notice, the Fire Chief, or his/her designee, shall verify that the member is in compliance with § 38-3A(4) of this chapter.

(3) Upon compliance with § 38-3A(4) of this chapter, the Fire Chief having been satisfied that the member is able to perform the duties of a Fire Police, the Fire Chief shall submit a written request to the Town Council through the Town Manager that the member be appointed as a Fire Police.

(4) A Fire Police shall be ineligible for service upon reaching the age of ~~70~~ 72 years.

##### **§ 38-11 Support staff (non-firefighting position).**

###### **A. Eligibility.**

(1) An active member who desires consideration for appointment as support staff shall notify in writing the Fire Chief or his/her designee of his/her desire.

(2) Upon receipt of such written notice, the Fire Chief, or his/her designee, shall verify that the member is in compliance with § 38-3A(4) of this chapter.

(3) Upon compliance with § 38-3A(4) of this chapter, the Fire Chief having been satisfied that the member is able to perform the duties of support staff, the Fire Chief shall submit a written request to the Town Council through the Town Manager that the member be appointed as support staff.

(4) Support staff shall be ineligible for service upon reaching the age of ~~70~~ 72 years.

##### **§ 38-12 Drivers/Operators.**

###### **A. Eligibility.**

(1) An active member who desires consideration for appointment as a driver/operator shall notify in writing the Fire Chief or his/her designee of his/her desire.

(2) Upon receipt of such written notice, the Fire Chief, or his/her designee, shall verify that the member is in compliance with § 38-3A(4) of this chapter.

(3) Upon compliance with § 38-3A(4) of this chapter, the Fire Chief having been satisfied that the member is able to perform the duties of driver/operator, the Fire Chief shall submit a written request to the Town Council through the Town Manager that the member be appointed as a driver/operator.

(4) A Driver/operator shall be ineligible for service upon reaching the age of 72 years.

#### B. Duties.

(1) Drivers/operators shall have the right to operate or drive Fire Department vehicles and apparatus including utility vehicles, as directed by the Fire Chief or Incident Commander.

(2) Drivers/operators shall not perform any firefighting duties or be issued any structural firefighting personal protective equipment (PPE) without the specific approval of the Fire Chief and acknowledgment by the Town Council.

#### C. Miscellaneous provisions.

Upon appointment, drivers/operators shall be covered under the Town's workers' compensation insurance, which coverage shall be the same as provided to active members of the Department.