

BOROUGH OF LONGPORT
AN ORDINANCE AMENDING CHAPTER 20-FIRE DEPARTMENT
OF THE CODE OF THE BOROUGH OF LONGPORT
ATLANTIC COUNTY NEW JERSEY

ORDINANCE NO. 2024-03

BE IT ORDAINED BY THE COMMISSIONERS OF THE BOROUGH OF LONGPORT
that:

SECTION I: The full Chapter 20-Fire Department is hereby deleted and replaced with the following:

FIRE DEPARTMENT

20-1	Department established; control; services provided	20-6	Duties of Fire Lieutenants
20-2	Officers; terms of office; qualifications	20-7	Duties of EMS
20-3	Duties of Fire Chief		Lieutenant/Director
20-4	Duties of Assistant Chiefs	20-8	Removal from Office
20-5	Duties of Fire Captains	20-9	Compensation
		20-10	Department limited

20-1; Department established;

- A. There is hereby established in the Department of Public Safety in the Borough of Longport, Atlantic County, New Jersey a Fire Department to be known and designated as "Longport Fire Department". The Fire Department shall be under the supervision of the Director of Public Safety, except at a fire scene, drill or disaster at which time the Fire Chief or other superior officer of the Fire Department in charge shall have complete control and supervision of the Fire Department. The Fire Department shall consist of the Longport Volunteer Fire Department and its members. The Fire Department shall provide life safety, incident stabilization and property and environmental conservation. In accordance with, and not in conflict with, the laws of the State of New Jersey, the Fire Department shall be responsible to respond to fires and explosions, hazardous material incidents, technical rescue incidents, emergency medical incidents and provide ambulance services.
- B. The Fire Department shall take part in and comply with mutual aid plans as required by Atlantic County or the State of New Jersey.

20-2; Officers; term of office; vacancies (Amended 2-18-1998 by Ord. # 98-1)

- A. There shall be appointed by the Director of Public Safety one member of the

Longport Fire Department to the position of Fire Chief. The Fire Chief shall be appointed for a term of four years. No member of the Fire Department shall be eligible for the position of Fire Chief unless they have held the office of Assistant Fire Chief for at least one term, at least two years prior to appointment.

- B. There shall be no more than two Assistant Fire Chiefs. The Assistant Chiefs shall be recommended by the Fire Chief for appointment by the Director of Public Safety. The Assistant Fire Chiefs shall be appointed for a term of three years. No member of the Fire Department shall be eligible for the position of Assistant Fire Chief unless they have held the office of Fire Captain for at least **two terms**, at least two years prior to appointment.
- C. There shall be no more than four Fire Captains. They shall be recommended by the Fire Chief and Assistant Fire Chiefs for appointment by the Director of Public Safety. The Fire Captains shall serve for a term of two years. No member of the Fire Department shall be eligible for the position of Fire Captain unless they have held the office of Fire Lieutenant for at least **two terms**, at least two years prior to appointment.
- D. The membership of the Longport Volunteer Fire Department shall provide the Fire Chief with no more than four candidates to be considered for appointment to the rank of Fire Lieutenant. The names shall be submitted no later than December 7. The Fire Chief shall then forward the names to the Director of Public Safety for consideration for appointment to the position of Fire Lieutenant. No member of the Fire Department shall be eligible for the position of Fire Lieutenant unless they have been a member of the Fire Department for at least **three** years.
- E. **The membership of the Longport Volunteer Fire Department shall provide the Fire Chief with a candidate to be considered for appointment to the rank of EMS Lieutenant/Director. The name shall be submitted no later than December 7. The Fire Chief shall then forward the name to the Director of Public Safety for consideration for appointment to the position of EMS Lieutenant/Director. No member of the Fire Department shall be eligible for the position of EMS Lieutenant/Director unless they have been a member of the Fire Department for at least three years and they must hold and maintain an EMT (Emergency Medical Technician) Certification during their time in office.**
- F. Every candidate for an officer position and every officer shall be and shall remain a member in good standing of the Longport Volunteer Fire Department. "Good Standing" is defined by the Rules and Regulations of the Longport Volunteer Fire Department.

20-3; Duties of the Fire Chief;

- A. The Fire Chief shall be the ranking officer in the Fire Department.
- B. The Fire Chief shall have sole authority within the fire lines established by the Fire Chief or other superior fire officer with respect to all firefighting operations relating to the protection of lives and property endangered by such fire.
- C. The Fire Chief shall be responsible for the control, efficiency and management of the Fire Department and for the enforcement of the rules and regulations governing the same and for carrying out the lawful orders of the Director of Public Safety.
- D. The Fire Chief shall establish the Rules and Regulations for governing the Fire Department, and such Department Orders, Directives, Procedures and Guides as needed.
- E. The Fire Chief shall maintain any and all qualifications as required by the Division of Fire Safety of the State of New Jersey and in the Rules and Regulations of the Longport Fire Department.

20-4; Duties of the Assistant Chiefs;

The Assistant Chiefs shall be subject to the orders of the Fire Chief and in the absence of the Fire Chief shall perform the all the duties of the Fire Chief in order of seniority. The Assistant Chiefs shall maintain any and all qualifications required by the Division of Fire Safety of the State of New Jersey and in the Rules and Regulations of the Longport Fire Department.

20-5; Duties of the Fire Captains;

The Fire Captains shall be subject to the orders of the Fire Chief and the Assistant Fire Chiefs and in the absence of both the Fire Chief and Assistant Fire Chiefs, the Fire Captain in order of seniority of appointment shall perform the duties of the Fire Chief. The Fire Captains shall maintain any and all qualifications required by the Division of Fire Safety of the State of New Jersey and in the Rules and Regulations of the Longport Fire Department.

20-6; Duties of Fire Lieutenants;

The Fire Lieutenants shall be subject to the orders of the Fire Chief, Assistant Fire Chiefs and Fire Captains. **In the absence of the Fire Captains, the Fire Lieutenants in order of seniority of appointment shall perform the duties of the Fire Captain.** The Fire

Lieutenants shall maintain any and all qualifications as required by the Division of Fire Safety of the State of New Jersey and in the Rules and Regulations of the Longport Fire Department.

20-7; Duties of EMS Lieutenant/Director;

The EMS Lieutenant/Director shall be subject to the orders of the Fire Chief, Assistant Fire Chiefs and Fire Captains. The EMS Lieutenant/Director shall maintain their EMT (Emergency Medical Technician) and maintain any and all qualifications of the Department of Health Office of Emergency Medical Services of the State of New Jersey and in the Rules and Regulations of the Longport Fire Department. In addition, the EMS Lieutenant/Director shall be responsible for the EMS duties and responsibilities as delegated by the Fire Chief and/or Assistant Fire Chiefs.

20-8; Removal from Office:

The Fire Chief, Assistant Fire Chiefs and Fire Captains shall be subject to removal from office for just cause. Each Officer shall be afforded an opportunity to a hearing before the Director of Public Safety or a designated hearing officer. The Officer shall be notified in writing at least 15 days prior to such hearing.

20-9; Compensation

The Officers of the Longport Fire Department shall receive such compensation from the Borough as the Board of Commissioners may fix by ordinance.

20-10; Department Limited

The Longport Fire Department shall, after the adoption of this chapter, consist of the Longport Fire Department and Longport Volunteer Fire Company, and no additional fire companies shall hereafter be organized in the Borough of Longport, New Jersey.

SECTION II: All other Ordinances or parts of Ordinances which are inconsistent with the provisions of this Ordinance, to the extent of such inconsistencies, are hereby repealed. Should any section, subsection, clause, or portion of this Ordinance be adjudged by a Court of competent jurisdiction as invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION III: This Ordinance shall take effect immediately upon passage and publication as required by Law.

Vote on First Reading: 1/03/2024

publication: 1/11/2024

<u>DO NOT USE SPACE BELOW</u>						
<u>OFFICIAL RECORD OF GOVERNING BODY VOTING ON 1ST Reading/Introduction</u>						
<u>COMMISSIONERS</u>	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>NV</u>	<u>AB</u>
<u>Russo</u>		X	X			
<u>Leeds</u>	X		X			
<u>Lawler</u>						X
XX-indicates vote NV-not voting AB-Absent						

Vote on Second Reading/Public Hearing: 2/21/2024

publication: 2/27/2024

<u>DO NOT USE SPACE BELOW</u>						
<u>OFFICIAL RECORD OF GOVERNING BODY VOTING ON FINAL PASSAGE</u>						
<u>COMMISSIONERS</u>	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>NV</u>	<u>AB</u>
<u>Russo</u>		X	X			
<u>Leeds</u>			X			
<u>Lawler</u>	X		X			
XX-indicates vote NV-not voting AB-Absent						

This is a Certified True Copy of the Original Ordinance on file in the Municipal Clerk's Office

Passed First Reading:

/s/ **MONICA A. KYLE, RMC, CMR**
MUNICIPAL CLERK

This is a Certified True Copy of the Original Ordinance on file in the Municipal Clerk's Office.

/s/ **MONICA A. KYLE, RMC, CMR**
MUNICIPAL CLERK

Monica A. Kyle, RMC

Nicholas M. Russo, Mayor

James P. Leeds, Sr., Commissioner

Daniel Lawler, Commissioner