

1
2 **BY AUTHORITY**

3 ORDINANCE NO.
4 SERIES OF 2024

COUNCIL BILL NO. _____
COMMITTEE OF REFERENCE:

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6
7 **A BILL**

8
9 For an ordinance submitting to a vote of the qualified and registered electors of the
10 City and County of Denver at a special municipal election to be held in conjunction with
11 the coordinated election of November 5, 2024, a proposed amendment to the Charter
12 of the City and County of Denver adding the rank of Captain to the eligible ranks from
13 which the Fire Chief may select a Deputy Chief and Division Chiefs and increasing the
14 eligible positions from seven to nine.

15
16 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

17
18 **Section 1.** There is hereby submitted to the properly qualified and registered electors of
19 the city and county of Denver for their approval or rejection at a special municipal election to be
20 conducted at the same time and in conjunction with the coordinated election to be held on
21 November 5, 2024, a proposed amendment to the charter of the city and county of Denver, as
22 follows:

23
24 **Effective upon publication and filing with the Secretary of State in accordance with**
25 **the Constitution and laws of the State of Colorado, the following sections of the**
26 **Charter of the city and county of Denver are amended to read as follows:**

27
28 **§ 9.5.2 - Deputy Chief and Division Chiefs.**

29 The Chief of the Fire Department may from time to time, with the approval of the Manager
30 of Safety, assign members of the Classified Service of the Denver Fire Department of the ranks
31 of Assistant Chief or Captain to perform the duties of Deputy Chief and members of the Classified
32 Service of the Denver Fire Department of the ranks of Assistant Chief or Captain to perform the
33 duties of Division Chief, each of whom shall perform such duties so long as ~~his or her~~ the
34 assignee's services are satisfactory to the Chief and the latter shall see fit to continue such
35 assignment. The total number of command assignments permitted by this section at any one time
36 shall not exceed ~~seven (7)~~ nine (9). The pay rates and fringe benefits for those members assigned

1 the duties of Deputy Chief or Division Chief shall be established by ordinance. The Chief of the
2 Fire Department shall appoint a Deputy Chief or, if a Deputy Chief is unavailable, a Division Chief
3 to serve as Acting Chief in the Chief's temporary absence.

4
5 **Section 2.** The ballot shall contain the following title and submission clause:

6
7 **REFERRED QUESTION _____**

8 Shall the Charter of the City and County of Denver be amended to add the rank of
9 Captain to eligible ranks from which the Fire Chief may select a Deputy Chief and
10 Division Chiefs and increasing the number of eligible positions from seven to nine?

11
12 **Section 3.** The proper officials of the City and County of Denver as are charged with duties
13 relating to the election shall, before the election, issue such calls, make such certifications and
14 publications, give such notices, make such appointments, and do all such other acts and things
15 in connection with the submission of this Charter amendment to the registered electors of the City
16 and County of Denver at the election as are required by the Constitution and laws of the State of
17 Colorado and the Charter and ordinances of the City and County of Denver.

18 **Section 4.** The ballots cast at such election shall be canvassed and the results
19 ascertained, determined, and certified in accordance with the requirements of the Constitution
20 and laws of the State of Colorado and the Charter and ordinances of the City and County of
21 Denver.

22 **Section 5.** If any section, paragraph, clause, or other portion of this ordinance is held to
23 be invalid or unenforceable for any reason, the validity of the remaining portions of this ordinance
24 shall not be affected.

25
26 COMMITTEE APPROVAL DATE: _____, 2024.

27 MAYOR-COUNCIL DATE: _____, 2024.

28 PASSED BY THE COUNCIL _____ 2024

29 _____ - PRESIDENT

30 APPROVED: _____ - MAYOR _____ 2024

31 ATTEST: _____ - CLERK AND RECORDER,
32 EX-OFFICIO CLERK OF THE
33 CITY AND COUNTY OF DENVER
34

1 NOTICE PUBLISHED IN THE DAILY JOURNAL _____ 2024; _____ 2024

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3 PREPARED BY: Jonathan Griffin, Assistant City Attorney; DATE: March 15, 2024

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5 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
6 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
7 ordinance. The proposed ordinance **is not** submitted to the City Council for approval pursuant to §
8 3.2.6 of the Charter.

9

10 Kerry Tipper, City Attorney

11 BY: _____, _____ City Attorney

12 DATE: _____

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