

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2019

COUNCIL BILL NO. CB19-0781
COMMITTEE OF REFERENCE:
Finance & Governance

5 **A BILL**

6 **For an ordinance submitting to a vote of the qualified and registered electors of**
7 **the City and County of Denver at a special municipal election to be held in**
8 **conjunction with the general election of November 5, 2019, a proposed**
9 **amendment to the Charter of the City and County of Denver concerning ranks**
10 **and grades in the fire department.**

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

12 **Section 1.** There is hereby submitted to the properly qualified and registered electors of
13 the City and County of Denver for their approval or rejection at a special municipal election to be
14 conducted at the same time and in conjunction with the general election to be held in the City and
15 County of Denver on November 5, 2019, a proposed amendment to the Charter of the City and
16 County of Denver, as follows:

17 **Effective upon publication and filing with the Secretary of State in accordance**
18 **with the Constitution and laws of the State of Colorado, the following section of**
19 **Part 5 of Article IX of the 2002 Charter of the City and County of Denver shall be**
20 **and are hereby amended by adding the language underlined, to read as follows:**

21 **§ 9.5.4 - Ranks and Grades in the Fire Department.**

22 (A) The Classified Service of the Fire Department shall only consist of the following ranks and
23 grades:

- 24 (i) *Rank:* Assistant Chief, Master Mechanic, Superintendent of Fire Alarm, Assistant
25 Superintendent of Fire Alarm, Assistant Master Mechanic, Captain, Fire Systems Technical
26 Specialist, Mechanic, Lieutenant, Engineer, Firefighter, Emergency Medical Technician.
- 27 (ii) *Grades of Firefighter:* 1st Grade, 2nd Grade, 3rd Grade, 4th Grade.
- 28 (iii) *Grades of Fire Systems Technical Specialist and Mechanic:* I, II, III, IV, V.

29 (B) The Chief of the Fire Department may from time to time assign Firefighters 1st grade to perform
30 the duties of Technician, each of whom shall perform such duties so long as the individual's
31 services are satisfactory to the Chief of the Fire Department and the Chief shall see fit to continue
32 such assignment.

33 (C) The Chief of the Fire Department may from time to time assign Assistant Chiefs to perform
34 the duties of Shift Commander, each of whom shall perform such duties so long as the individual's

1 services are satisfactory to the Chief of the Fire Department and the Chief shall see fit to continue
2 such assignment.

3 (D) The duties of the rank of Engineer shall include driving and operating any vehicle other than
4 an automobile in the fire suppression activity, and only Engineers shall be permanently assigned
5 to perform these duties.

6 **Section 2.** All ballots and ballot marking devices for the election shall carry the following
7 designation, which shall be the title and submission clause:

8 **REFERRED QUESTION _____**

9 Shall the Charter of the City and County of Denver be amended to add emergency medical
10 technician as a rank in the fire department and to allow the chief of the fire department to assign an
11 assistant chief to the duties of shift commander who shall serve at the pleasure of the chief?

12 **Section 3.** Each elector voting at the election and wishing to vote for or against the
13 amendment shall indicate the elector’s choice by selecting the word “YES” or “NO”, on the ballot or
14 ballot marking device.

15 **Section 4.** The proper officials of the City and County of Denver charged with duties relating
16 to the election shall, before the election, issue such calls, make such certifications and publications,
17 give such notices, make such appointments, and do all such other acts and things in connection with
18 the submission of this Charter amendment to the qualified and registered electors of the City and
19 County of Denver at the election as are required by the Constitution and laws of the State of Colorado
20 and the Charter and ordinances of the City and County of Denver.

21 **Section 5.** The ballots cast at such election shall be canvassed and the results ascertained,
22 determined, and certified in accordance with the requirements of the Constitution and laws of the
23 State of Colorado and the Charter and ordinances of the City and County of Denver.

24 **Section 6.** If any section, paragraph, clause, or other portion of this ordinance is held to be
25 invalid or unenforceable for any reason, the validity of the remaining portions of this ordinance shall
26 not be affected.

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28 [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

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1 COMMITTEE APPROVAL DATE: August 6, 2019
2 MAYOR-COUNCIL DATE: August 13, 2019
3 PASSED BY THE COUNCIL: _____
4 _____ - PRESIDENT
5 APPROVED: _____ - MAYOR _____
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____;
10 PREPARED BY: Troy Bratton, Assistant City Attorney DATE: August 15, 2019
11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the
12 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.
15
16 Kristin M. Bronson, Denver City Attorney
17
18 BY: _____, Assistant City Attorney DATE: _____