

(Ordinance No 58)

A bill for an Ordinance creating a fire department in and for the City of Albany Linn County Oregon and to provide for the election of a Chief Engineer and one Assistant Engineer of said fire department and a Board of Fire delegates

Whereas: There are now two duly organized fire Companies in the City of Albany, to wit: Albany Engine Co. No 1 and Linn Engine Co. No 2 and each of the aforesaid fire Companies in Officers and numbers fully comply with section 2 of Ordinance No Twenty eight (28) relating to the fire department thereof
 Therefore: Be it Ordained by the Common Council of the City of Albany as follows

Sec 1 That there be and hereby is created a fire department in and for the City of Albany consisting of Albany Engine Company No One (1) and Linn Engine Company No Two (2) and such other fire companies as may hereafter be organized and admitted by the Common Council to said Fire Department and three delegates from each of said fire Companies to constitute a board of delegates -

Sec 2 That the members of Albany Engine Company No One (1)

and Lion Engine Company No Two (2) be and are hereby required to meet at the Court House in said City of Albany on the tenth day of April and hold an election for one Chief Engineer and one Assistant Engineer. That the manner of voting shall be by ballot on which shall be written or printed the name of the person voted for for Chief Engineer and the name of the person voted for for Assistant Engineer and that the person having received the highest number of votes cast shall be declared elected to the respective offices for which the ballots were cast.

Sec 3

That at least thirty days prior to the first election for Chief and Assistant Engineer the Common Council shall appoint three judges of elections and shall delegate the place of holding said election and the hour of the day that the polls shall open and close and shall cause public notice thereof to be given at least ten days before the day on which said election is to be held in at least one of the City papers and by having bills posted at nine of the most public places in the City. The Judges of said election shall appoint two Clerks who shall perform the usual duties

If Clerks of Elections for other City Offices and if either or all of the Judges so appointed by The City Council fail to attend or attending fail for any cause to serve it is made the duty of the Clerks present to choose from among themselves other Judges to conduct such election and such Judges and Clerks shall each take an oath faithfully to discharge their respective duties as Judges and Clerks of such election

Sec 4 The Judges and Clerks of such elections for Chief and Assistant Engineers of the Fire Department shall make and certify an abstract of the vote for the several candidates for each office and enclose and seal the same in an envelope directed to The City Recorder of The City of Albany Messed "Election returns for Chief and Assistant Engineers" and it is hereby made the duty of The City Recorder to open and count the same in the presence of The Mayor and Common Council at the next meeting of The Common Council after said election is held and the Mayor shall publicly declare to The Common Council who is elected Chief and who is elected Assistant Engineer and The City Recorder shall enter the same upon the Record

of the City Council and issue to each a certificate of his election. And before entering upon their duties the Chief and Assistant Engineers shall each take and subscribe to an oath faithfully to discharge the duties of his office which oath shall be filed and kept with the records of the City Council.

Sec 5 The board of delegates provided for in section One (1) shall be elected by the several fire companies at their regular meetings in May next after the passage of this Ordinance and every year thereafter. And shall continue in office until their successors are elected and duly qualified. They shall hold their first meeting on the second Monday in May at eight o'clock in the evening of said day and on the corresponding day each year thereafter and organize by electing one of their number as president and a secretary and Treasurer who may be chosen from the department at large.

Sec 6 It is hereby made the duty of said board to make and adopt all by laws and rules necessary for the proper government of the officers and members of the

These departments not in conflict with this or any existing Ordinance and to be or and determine -

1st Charges made by the Chief Engineer against a Company or any officer or member thereof

2^d Charges made by one Company against another or by any officer or member thereof against an officer or member of another Company -

3^d Charges made by any Company or member thereof against any of the department officers -

4th Appeals from the action of the several Companies by the respective members thereof. To hear and determine the rights of contestants for the offices of Chief and Assistant Engineers and in case two or more persons shall have an equal number of votes for either of said offices the board shall decide as to who is elected in the manner as provided for in Section 17 of Ordinance No 1 City Laws. The board shall also decide upon the election and qualification of its own members Order election of Chief and Assistant Engineers in conformity as to time with the other provisions of this Ordinance to give ten days notice in a news paper of the City of the time and place of voting; Appoint Judges

and Clerks of such elections and the president and secretary shall certify to the Common Council the election of Chief and Assistant Engineer and may by a vote of the members of the board issue certificates of membership and of exemption and the board shall perform such other duties as the Common Council may from time to time by ordinance require

Sec 7 The Chief Engineer shall in all cases of fire or all arms thereof have command of the department he shall inspect and keep in repair all fire engines and apparatus, Company houses, public Cisterns, and Hydrants if any, and report to the Common Council all repairs or supplies required by the department or any Company thereof the estimated cost of which shall exceed ten Dollars, if less than said sum he shall cause the work done or repairs made or needed supplies procured and report the same to the Common Council who shall audit allow and order the same paid, he shall have power to remove fences or buildings when necessary for the purpose of extinguishing fire he shall on the expiration of his term of office and

Optener if required by the Common Council, report to the Council the Condition of all Cisterns, water supplies and other property pertaining to the department together with the number of fires that have occurred since last report. Number and description of buildings destroyed names of owners or occupants and estimated loss, and perform such other duties as the rules of the department or the Common Council may require of him.

Sec 8 The duties of Assistant Engineer shall be to aid the Chief and in his absence or in case there is a vacancy in the office of Chief Engineer discharge his duties. In the absence of both Engineers the foreman of the Company first at the fire shall command the department during the absence of the Chief or Assistant Engineer.

Sec 9 Before proceeding to organize the members of the Board of Delegates herein provided for shall each subscribe to an oath faithfully to discharge the duties of delegate to the Fire department of the City of Albany.

Sec 10 A vacancy in the office of Chief or Assistant Engineers shall be filled by the board of delegates until the next Annual Election of such officers -

Sec 11 Any Company Officer, or Member of the Department who shall willfully violate any of the rules of the Department or any provision of this Ordinance or who shall refuse to obey the lawful orders of the Chief or Assistant Engineers shall be censured, suspended, removed from office, or expelled from the Department as the said rules may direct or the Board determine

W.A. Bessie
Recorder

W.B. Humphrey
Mayor