POPROSED JOINT FIRE ADMINISTRATION-FIRE UNION CHANGES
CHARTER SECTION 1605

Outcomes from the joint Fire Labor-Management discussions on amending the City of Stockton Municipal Charter 1605 relating to the positions of Fire Marshal and Director of Training:

- DELETE- 1605

SECTION 1605. Assignment of Chief Officers.

The Fire Chief shall have the power to assign chief officers to fill the necessary supervisory positions in the Fire Department, and shall assign a chief officer as Fire Marshal and a chief officer as Director of Training.

(Amended Election 11/02/10 effective 12/9/10; Added Election 6/4/74 effective 8/21/74)

- Create New Language in the Stockton Municipal Code:

CURRENT SMC

2.78.030 Powers of the Fire Chief.

A. The Fire Chief shall be the chief executive officer of the Fire Department, and subject to the approval of the City Manager, shall have control, management and direction of all members, bureaus and divisions within said department, and all buildings, apparatus and equipment used in connection therewith.

B. The Fire Chief, or his or her deputies, may immediately abate any menace, with respect to fire safety, which forms a clear and present danger to the life of any person or persons. (Prior code § 3-020.2)

NEW PROPOSED 2.78.030 C.

C. THE FIRE CHIEF SHALL ASSIGN A COMMAND-MANAGEMENT TEAM OF A MINIMUM OF NINE SWORN CHIEF OFFICERS, OF NECESSARY RANK, TO MEET THE FIRE DEPARTMENT MISSION.

CURRENT SMC

2.78.040 Fire Prevention Division—Established.

A. The California Fire Code shall be enforced by the Fire Prevention Division in the Fire Department of the City which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department.

B. The Fire Marshal shall be in charge of the Fire Prevention Division. The assignment of the Fire Marshal shall be made from the members of the Stockton Fire Department above the rank of captain. The Fire Marshal shall be
C. The Chief of the Fire Department may, with the consent of the City Manager, consistent with budget allocations, detail such members of the Fire Department as Inspectors as shall from time to time be necessary.

D. 1. Contract Plan Checker and/or Inspector. The Fire Chief or his or her designated representatives may require the owner or the person in possession or control of the building or premises to provide without charge to the fire department, a special plan checker (“Contract Plan Checker”) and/or a special inspector (“Contract Inspector”), when the department has no technical expertise available to conduct the required plan checks and/or inspections.

2. The Contract Plan Checker and/or Contract Inspector shall be a qualified person who shall demonstrate his/her competence to the satisfaction of the Fire Chief, for plan check and/or inspection of a particular type of construction, operation, fire detection, fire extinguishing, or process.

3. Duties and responsibilities of the Contract Plan Checker shall include, but not be limited to the following: review plans, specifications, and material submitted for compliance with all California Building, Electrical, Fire, and Mechanical codes; City local ordinances and administrative practices; nationally recognized standards; manufacturer's listings; and other criteria as deemed necessary by the Fire Chief.

4. Duties and responsibilities of the Contract Inspector shall include, but not be limited to the following:
   a. Observe the work assigned for conformance with the approved design drawings and specifications. All discrepancies shall be brought to the immediate attention of the contractor for correction, then if not corrected, to the Fire Chief, building official or proper design authority.
   b. Furnish inspection reports to the Fire Chief and/or building official or other designated persons as required by the Fire Chief. The Contract Inspector shall submit a final signed report stating whether the work requiring inspection was, to the best of his or her knowledge, in conformance with the approved plans and specifications and applicable workmanship provisions of nationally recognized standards. (Ord. 025-07 C.S. § 2; prior code § 4-006)

PROPOSED CHANGES TO SMC

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so assigned by and hold such office at the pleasure of the Chief of the Fire Department.

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