

## **CHAPTER 5 FIRE & RESCUE**

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### Chapter 5 Board Action

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Adopted December 20, 2011 as part of Village Incorporation

*(None of the references to "Town of Bloomfield" were changed to "Village of Bloomfield" because it is a 3-party agreement.)*

Revised September 10, 2012, Ordinance No. 2012-O-08

Revised February 4, 2013, Ordinance No. 2013-O-02

Repealed & Recreated May 4, 2015, Ordinance No. 2015-O-04

Repealed Sections 5.11(3) & 5.13 November 11, 2019, Ordinance No. 2019-O-14

Created Sections 5.11(3) & 5.13, December 9, 2019, Ordinance No. 2019-O-16

## **5.00 VILLAGE INCORPORATION REFERENCE.**

All provisions of this Chapter shall reflect a 3-party Intergovernmental Agreement between the Village of Genoa City, Town of Bloomfield, and Village of Bloomfield as of the date of incorporation of the Village of Bloomfield on 12/2011.

## **5.01 ADMINISTRATIVE CODE PROVISIONS ADOPTED.**

The Village of Bloomfield, Town of Bloomfield and Village of Genoa City does hereby adopt SPS 314 of the Wisconsin Administrative Code and as it is hereafter amended.

## **5.02 ESTABLISHMENT OF BLOOMFIELD GENOA CITY FIRE AND RESCUE.**

**VILLAGE FIRE & RESCUE ESTABLISHED.** Pursuant to Sections 60.55(1)(a)2, 61.65(2)(a)3. and 66.0301, Wis. Stats., the Village of Bloomfield, Town of Bloomfield and Village of Genoa City hereby establishes the Board of Directors for the Bloomfield Genoa City Fire and Rescue to oversee the function of the joint department, which will provide fire and rescue services and general emergency services to the Village of Bloomfield, Town of Bloomfield and Village of Genoa City.

- 1) The Village of Bloomfield, Town of Bloomfield and Village of Genoa City with the Town of Bloomfield and Village of Genoa City hereby authorized the creation of a Joint Fire and Rescue Commission to oversee the hiring, firing and administration of other disciplinary action employed by the Joint Department.
- 2) **RATIFICATION OF PRIOR ACTS.** All actions of the Bloomfield Genoa City Fire and Rescue or its predecessors that occurred prior to the passage of this ordinance are hereby ratified by the Village Board.
- 3) The fire and rescues services agreement between the Town of Bloomfield, Village of Bloomfield, Town of Bloomfield and Village of Genoa City, and Village of Genoa City is hereby ratified and approved by the Village Board of the Village of Bloomfield, Town of Bloomfield and Village of Genoa City and is incorporated herein by reference.

## **5.03 ORGANIZATION.**

- 1) **GENERAL.** The organization and internal regulation of the Fire and Rescue Departments shall be governed by the Board of Directors of the Bloomfield Genoa City Fire and Rescue, and by the provisions of this chapter, except as it is otherwise provided by law or ordinance.
- 2) **COMPOSITION.** The Bloomfield Genoa City Fire and Rescue shall consist of a Fire Chief and as many assistants and officers and other fire and rescue personnel as may be appointed by the Chief and approved by the Bloomfield Genoa City Fire and Rescue Commission. However, at no time shall the Department have 50 or more members and employees.
- 3) **MEMBERSHIP.** Membership shall be established by policies drafted by the Fire Chief and approved by The Bloomfield Genoa City Fire and Rescue Board of Directors.

#### **5.04 POWERS AND DUTIES OF FIRE CHIEF.**

- 1) **APPOINTMENT OF CHIEF.** The Bloomfield Genoa City Fire and Rescue Commission shall appoint a Fire Chief.
- 2) **APPLICABILITY.** Appointments made prior to the enactment of this ordinance shall not be affected by this ordinance.
- 3) **GENERAL SUPERVISION.** The Chief shall have the general supervision of the Department, which supervision shall be subject to and not conflict with this chapter and the policies and guidelines of the Department and shall enforce a rigid observance of this chapter and the policies and guidelines. The Chief shall be responsible for the personnel and general efficiency of the Department.
- 4) **PRESIDING OFFICER.** The Chief should preside at all meetings, call special meetings, preserve order and decide all points of order that may arrive.
- 5) **REPORTS.** The Chief shall submit a written report to the Bloomfield/Genoa City Fire and Rescue Board of Directors no later than April 1<sup>st</sup> of each year and at such other times as the Chief deems desirable relating to the condition of various pieces of apparatus and appurtenances, the number of fires occurring since the previous report and the loss occasioned thereby, the number of members of each company and the total number of active members in the Department. The Chief shall also report upon the drill and training program of the Department, together with such other pertinent information, including recommendations for improvements, as the Chief deems proper and necessary for the operation of the Department.
- 6) **ENFORCEMENT OF FIRE PREVENTION ORDINANCES.** The Chief shall enforce all fire prevention ordinances of the Town, Villages and State laws and regulations pertaining to fire prevention and shall keep citizens informed on fire prevention methods and on the activities of the Department.
- 7) **FIRE RECORD.** The Chief shall keep records as required by sec. SPS 314.01(11) of the Wisconsin Administrative Code or as thereafter amended of every fire to which the Department was called.
- 8) **EQUIPEMENT INVENTORY AND TESTING.** The Chief shall keep an inventory of all equipment. The Chief or the Chief's designee shall test said equipment as follows:
  - a) Engines every year
  - b) ladders every year
  - c) SCBA as recommended by the manufacturer
  - d) hoses, showing dates and results of tests on each length, which shall be individually numbered.
- 9) **DUTIES OF COMMANING OFFICER.** The Chief shall perform such other duties as are usually incumbent on the commanding officer of a Fire Department.

10) OTHER DUTIES. The Chief shall be responsible for the promulgation of policies and guidelines for the Department and shall mandate compliance with all required training for members/employees of the Department.

#### **5.05 CONTROL AND CARE OF EQUIPMENT.**

- 1) CHIEF RESPONSIBLE. The Fire Chief shall have control of all equipment used by the Department and shall be responsible for its proper maintenance. Emergency repairs may be authorized by the Chief.
- 2) USE. Department equipment shall only be used for normal firefighting and rescue operations and other extracurricular activities that support the character of the department approved by the Fire Chief, unless specifically denied by the Board of Directors.

#### **5.06 AUTHORITY OF DEPARTMENT AT FIRES.**

- 1) COMMAND AT FIRES. The highest ranking Bloomfield Genoa City Fire and Rescue officer, or in the event no officer is present the most senior Bloomfield Genoa City Fire and Rescue firefighter shall have complete command of, and entire responsibility for, all firefighting operations and plan the control of the same, direct the action of the Department when it arrives at a fire, observe that the Department does its duty, grant leaves of absence at a fire when it is deemed proper and see that the firefighting apparatus is kept in proper condition at all times.
- 2) CONTROL AT FIRES. The Fire Chief may prescribe certain limits in the vicinity of any fire within which no person except firefighters and police officers and those admitted by order of any officer of the Department may enter. The Chief may cause the removal of any property from a fire or to prevent the spread of the fire or to protect the adjoining property, and during the progress of any fire, the Chief may order the removal or destruction of any property necessary to prevent the further spread of fire. The Chief may also cause the removal of all wires during the progress of a fire.
- 3) ENTERING PREMISES. Any firefighter acting under the direction of the Fire Chief or other officer in command may enter upon the premises adjacent to or in the vicinity of any building or other property then on fire to extinguish such fire and, if any person hinders, resists or obstructs a firefighter in the discharge of the Chief duty as herein provided, the person so offending shall be guilty of resisting a firefighter in the discharge of their duties.

#### **5.07 MISCONDUCT.**

Any member, employee or officer of the Department who has been expelled or demoted for any offense or neglect of duty or insubordination may appear before the Bloomfield Genoa City Fire and Rescue Commission and state why such penalty should not be confirmed. The Bloomfield Genoa City Fire and Rescue Commission may affirm, modify, or reverse the action of the Department.

## **5.08 FIRE INSPECTORS.**

- 1) **FIRE INSPECTOR GENERALLY.** The Fire Chief and/or the Fire Chief's assign shall act as the Fire Inspector for the Village of Bloomfield, Town of Bloomfield and Village of Genoa City.
- 2) **DUTY OF INSPECTION.**
  - a) **INSPECTIONS REQUIRED.** Inspections shall be conducted in accordance with the state law within the jurisdictions of the Department.
  - b) **SPECIAL INSPECT WARRANT.** If consent to entry to personal or real properties which are not public buildings, or to portions of public buildings which are not open to the public, has been denied, the Fire Inspector shall obtain a special inspection warrant under Sec. 66.0119 Wis. Stat or as thereafter amended.
- 3) **RECORD AND REPORTS OF INSPECTIONS.** The Fire Chief shall keep records as required by state law.
- 4) **CORRECTION OF FIRE HAZARDS.** When any inspection by a Fire Inspector reveals a fire hazard, an Inspector may serve a notice in writing upon the owner of the property, giving such owner a reasonable time in which to remove the hazard. If the fire hazard is not removed within the time allowed, it shall be deemed a nuisance and the Fire Inspector may have the same removed by the Village of Bloomfield, Town of Bloomfield or Village of Genoa City, and the costs of such removal shall be recovered in an action by the Village of Bloomfield, Town of Bloomfield or Village of Genoa City against the owner of the property and may also be entered in the tax roll as a special charge against the property.
- 5) **COMPLIANCE WITH FIRE INSPECTOR.** No person shall deny the Fire Inspector's free access to any public and commercial buildings within the Village of Bloomfield, Town of Bloomfield and Village of Genoa City at any reasonable time to make fire inspections. No person shall hinder or obstruct a fire inspector in the performance of their duty or refuse to observe any lawful direction given by them.

## **5.09 REIMBURSEMENT FOR FIRE CALLS.**

If the Department incurs costs for a fire call by responding to a vehicle fire on any County, State or Town road or highway, the Department may charge the person to whom the fire call was provided a fee equal in amount to the actual out-of-pocket costs incurred by the Department in extinguishing the fire pursuant to sec 60.557 Wis. Stats.

## **5.10 HAZARDOUS MATERIALS.**

- 1) **COMPLIANCE REQUIRED.** Every person using, storing, handling or transporting flammable or combustible liquids, chemicals, gasses or other hazardous materials shall comply with the requirements of state law and as thereafter amended.

- 2) **LIABILITY IMPOSED.** Every person using, storing, handling or transporting (whether by rail or on the highways) flammable or combustible liquids, chemicals, gasses or other hazardous materials shall be liable to the Village of Bloomfield, Town of Bloomfield or Village of Genoa City, for the actual cost of labor and materials associated with the use of any specialized extinguishing agent, chemical, neutralizer or similar materials or equipment employed to extinguish, confine, neutralize, contain or clean up any such hazardous material which is involved in any fire or accidental spill or in the threat of any fire or accidental spill.

## **5.11 CHARGES FOR RESCUE SERVICES.**

- 1) **REIMBURSEMENT FOR SERVICES REQUIRED.** Any person who receives medical/rescue services from the Bloomfield Genoa City Fire and Rescue Department, or ambulance or other services from such departments shall be required to reimburse the Bloomfield Genoa City Fire and Rescue for such services at the rates as stated herein.
- 2) **DEFINITIONS.**

For the purposes of this section, the following words have the following meanings:

- a) **ALS** means advanced life support. The pre-hospital and inter-facility emergency medical care consisting of basic life support procedures and invasive lifesaving procedures including the placement of advance airway adjuncts, intravenous infusions, manual defibrillation, electrocardiogram interpretation, administration of approved drugs and other advanced skills identified in the Wisconsin scopes of practice as provided by DHS 110.04 Admin Code.
- b) **ALS Assessment** is an assessment performed by an ALS crew as part of an emergency response that was necessary because the patient's reported condition at the time of dispatch was such that only an ALS crew was qualified to perform the assessment. An ALS assessment does not necessarily result in a determination that the patient requires an ALS level of service.
- c) **ALS Intervention** is a procedure that is in accordance with State and local laws, required to be done by an emergency medical technician-intermediate (EMT-Intermediate) or EMT-Paramedic.
- d) **ALS level 1** is the transportation by ground ambulance vehicle and the provision of medically necessary supplies and services including the provision of an ALS assessment or at least one ALS intervention which can include invasive techniques such as IV therapy, intubation and/or other drug administration, defibrillation, and airway management.
- e) **ALS level 2** includes the transportation by ground ambulance vehicle and the provision of medically necessary supplies and services including (1) at least three separate administrations of one or more medications by intravenous push/bolus or by continuous infusion (excluding crystalloid fluids) or (2) ground ambulance transport, medically necessary supplies and services, and the provision of at least one of the ALS2 procedures listed below:

- i. Manual defibrillation/cardioversion;
- ii. Endotracheal intubation;
- iii. Central venous line;
- iv. Cardiac pacing;
- v. Chest decompression;
- vi. Surgical airway; or
- vii. Interosseous line

f) **BLS** means basic life support. The emergency medical care that is rendered to a sick, disabled or injured individual, based on signs, symptoms or complaints, prior to the individual's hospitalization or while transporting the individual between health care facilities and that is limited to use of the knowledge, skills and techniques received from training required for licensure as an emergency medical technician — basic, or for certification as a first responder as defined by § 256.15 Wis. Stat.

g) **Standby Service** means an ambulance with two medical technicians, will locate themselves at a function or event and will remain dedicated to that event, and will not be available for other routine EMS calls in the area. Dedicated standbys are subject to the availability of “EMS” crews and resources, however, are subject to removal at the discretion of the acting chief for immediate life-threatening emergencies.

h) **Treat/non-transport** means any treatment performed by emergency medical technicians, but no transportation is provided to a medical facility. On rare occasion these services will not be billed as the services provided were nominal.

3) **RATES FOR SERVICES.**

The rates for medical/rescue services provided by the Bloomfield Genoa City Fire and Rescue shall be as follows:

Service Resident and Non-Resident Fee

BLS	\$ 850.00
ALS level 1	\$1000.00
ALS level 2	\$1125.00
Mileage Charge (per mile)	\$ 15.00
Treat/non-transport	\$ 150.00
Standby service	\$ 75.00

4) **AUTHORIZATION TO ESTABLISH ADDITIONAL SERVICE FEES.** The Bloomfield Genoa City Fire and Rescue is hereby authorized to establish flat fees not incorporated with the above listed fees.

5) **WAIVER OF FEES.** All fees collected shall be payable to Bloomfield Genoa City Fire and Rescue. Each respective community shall be permitted to waive the fees for its respective residents, businesses or individuals when incidents arise in their respective communities.

- 6) **EXTRATERRITORIAL CHARGES.** Subject to any contrary provision of any Mutual Aid Agreement entered into between Bloomfield Genoa City Fire and Rescue and any other unit of local government, the charges provided for herein shall be charged by Bloomfield Genoa City Fire and Rescue for services rendered to all persons who receive care, treatment or transportation by Bloomfield Genoa City Fire and Rescue for emergencies occurring within or without the Village of Bloomfield, Town of Bloomfield and Village of Genoa City without regard to whether those services are performed by personnel manning units owned by Bloomfield Genoa City Fire and Rescue or by personnel manning units owned or controlled by other units of local government, pursuant to the provisions of Mutual Aid Agreements to which said unit of government and Bloomfield Genoa City Fire and Rescue are a party.

#### **5.12 PENALTY.**

Any person who shall violate any provision of the chapter or any order, rule or regulation made hereunder, and any person who shall neglect or refuse to perform any duty required hereunder shall be subject to a penalty as prescribed in sec. 25.04 of this code.

#### **5.13 REIMBURSEMENT FOR COPIES.**

- 1) The Bloomfield Genoa City Fire and Rescue Department is hereby authorized to levy and receive charges set by resolution from time to time by the Village Board for requested copies of Fire and EMS Reports which are authorized to be released by Current Public Records Law.
- 2) For any public record that must be copied professionally, the actual cost charged to the Bloomfield Geneva Fire and Rescue Department will be charged to the requestor.
- 3) All charges must be paid before copies will be made.