

CHAPTER 5 FIRE PROTECTION

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3-5-1 ESTABLISHMENT AND PURPOSE. The City shall, by whatever means possible within its budgetary capabilities, provide fire protection services, to include rescue emergency medical services (EMS), to the citizens of the City of Maquoketa. As part and parcel of that duty, a volunteer Fire Department is hereby established to prevent and extinguish fires, to protect lives and property against fires, to promote fire prevention and fire safety, to respond to rescue incidents, to provide non-transport EMS, and to answer all emergency calls for which there is no other established agency.

3-5-2 VOLUNTEER FIREFIGHTERS. Up to 40 qualified residents of Maquoketa, Iowa, or the immediate vicinity shall be appointed to serve as volunteer firefighters and/or emergency medical care providers. Prior to appointment as a volunteer firefighter and at least every four (4) years thereafter a volunteer firefighter must pass a medical examination. The Chief or Chief's designee should provide the Fire Department physician a copy of any applicable job description or job performance requirements in advance of a medical evaluation.

3-5-3 FIREFIGHTER'S DUTIES. When an emergency incident exists or when called or summoned to duty by the Chief or the Chief's designee, all available firefighters and/or emergency medical providers shall report for duty immediately in the manner directed by the Chief. They shall be subject to call at any time. They shall obey the lawful commands of any other firefighter who has been appointed by the Chief to be in command temporarily. The Department shall provide training to its members necessary to perform applicable job performance requirements. Firefighters and emergency medical providers shall report for training as ordered by the Chief. Firefighters shall comply with the minimum training standard under Iowa Administrative Code 661—251.101(100B) (2018). Certified emergency medical providers shall comply with minimum training requirements set forth by the Iowa Bureau of EMS. The Chief may set forth additional duties or job performance requirements of members in job descriptions.

3-5-4 WORKER'S COMPENSATION AND HOSPITALIZATION INSURANCE. The Council shall contract to insure the City against liability for worker's compensation and against statutory liability for the costs of hospitalization, nursing, and medical attention for volunteer firefighters and emergency medical providers injured in the performance of their duties as firefighters and emergency medical providers. All volunteer firefighters and emergency medical providers shall be covered by the contract.

3-5-5 LIABILITY INSURANCE. The Council shall contract to insure against liability of the City or members of the Department for injuries, death, or property damage arising out of and resulting from the performance of departmental duties.

3-5-6 FIRES OUTSIDE CITY LIMITS. The Department may answer calls to fires and other emergencies, including rescue incidents and emergency medical incidents outside the City limits in townships or other municipalities with whom the City has signed a fire protection contract or other emergency services contract as permitted under 28E of the Iowa Code, or if the Fire Chief determines that such emergency exists and that such action will not pose an unreasonable risk to persons and property within the City limits.

3-5-7 COMPENSATION. Compensation shall be established by resolution.

3-5-8 KEY LOCK BOXES.

1. This section shall apply to property owners of any:
 - a. Commercial structures constructed after the effective date of this ordinance.
 - b. Apartment buildings which have a common area (or areas) that are locked to the general public, constructed after the effective date of this ordinance.
 - c. An existing structure converted to commercial use after the effective date of this ordinance.
 - d. An existing structure converted to an apartment building which has a common area (or areas) that is locked to the general public, after the effective date of this ordinance.
2. For the purposes of this section, "Fire Official" shall mean the Maquoketa Fire Chief or designee.
3. The owners of any type of property designated in section 3-5-8 (1) shall install a key lock box system. This system shall be of a type approved by the Fire Official and shall be installed in a location and in a manner approved by the Fire Official. Such approval by the Fire Official must be received before a certificate of occupancy can be issued for any applicable structure. This requirement for a key lock box system may be waived by the Fire Official if, in the opinion of the Fire Official, the size of the building or other unusual circumstances render the lock box ineffective for its intended purpose.
4. The owners of commercial properties and/or apartment buildings that were in existence before the effective date of this section may voluntarily participate in the key lock box system. Upon notice to the Fire Official of the intent to participate in this system, participating owners shall install a key lock box upon the Fire Official's approval of the key lock box's type, location, and manner of installation.

5. Any owner that participates, whether required or voluntarily, in the Maquoketa Fire Department's key lock box program shall at all times provide a key for each locked point of entry or exit, whether on the interior or exterior of the structure; for each locked mechanical room; for each locked elevator room; for each fire alarm or sprinkler system control room; and for any other areas as directed by the Fire Official. Each key shall be labeled in a way that will enable the Fire Official to determine which lock it operates.

6. Any owner that participates, whether required or voluntarily, in the Maquoketa Fire Department's key lock box program shall immediately notify the Fire Official and provide a replacement key for the key lock box if, for any reason, the condition of the lock requires that its key be replaced.

7. Key lock boxes must be mounted near the main entry door to the building. The box must be mounted within three feet of the main entry at a height of four to six feet. Unusual buildings may allow other mounting standards, at the discretion of the Fire Official.

(Ord. No. 1044, 03-19-07)

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