

# Manville Fire District Charter

## AN ACT RELATING TO THE MANVILLE FIRE DISTRICT

2019 – H6034  
Date Introduced: April 26, 2019  
Approved: June 7, 2019

It is enacted by the General Assembly as follows:

**SECTION 1. Manville Fire District Charter:** Sections 2, 3, 4,5, 6, 6a, 7, 8, 9, and 10 of an act, entitled, "An Act to incorporate the Manville Fire District", passed at the May session, A.D. 1891, as amended by act passed at the January session, A.D. 1893, by chapter 1644 of the public laws, passed at the January session, A.D. 1908, and by chapter 1168 of the public laws, passed at the January session, A.D. 1914 and by chapter 2426 of the Acts and Resolves, passed at the January session, A. D. 1923, and by the Acts and Resolves at the January session, A.D. 1953, and by chapter 3565 of the public laws passed at the January session, A.D. 1955, and by the Acts and Resolves passed at the January session, A.D. 1958, and by chapter 26 of the Public Laws passed at the January session, A.D. 1980, and by the Acts and Resolves, passed at the January session, A.D. 1988 are hereby amended to read as follows:

**SECTION 2. Voter Eligibility:** The qualified voters residing within said district shall be eligible to vote at the annual meeting of the corporation. Such qualified voters shall be eligible to hold any office in the corporation. Voter eligibility will be further defined in the district bylaws.

**SECTION 3. Annual Meeting:** There shall be an annual meeting of said corporation on the second Tuesday in September for the purpose of electing officers, ordering taxes and providing for assessing and collecting the same. Annual meeting date and requirements for said meeting will be defined in the district bylaws.

**SECTION 4. Special Meetings:** Special meetings of said corporation shall be held for purposes pertaining to the fire district, provided a written request be made to the Board of Fire Wardens Chairman and Clerk of the corporation by at least two (2) Fire Wardens or by thirty (30) or more qualified voters of said fire district; setting forth specifically the whole purpose and agenda topics of the desired meeting. Business at such meetings shall be limited to the specific item(s) specified on the warrant/notice for said special meeting. It shall thereupon be the duty of the Clerk to issue notices of the proposed meeting in the manner defined in the district bylaws.

**SECTION 5: District Officers:** The officers of the fire district shall consist of five (5) Fire Wardens. Said officers shall be elected by the qualified voters at the annual meeting of the fire district and shall remain in office until the expiration of their term. Any officer who shall neglect his duty may be impeached by a two-thirds (2/3) vote of the voters of the district present at the meeting at which such vote is taken.

All vacancies for any officer position may be filled at a special meeting of the district called for that purpose; provided, however, that any vacancy occurring within the two (2) months preceding the annual meeting shall be filled by the affirmative vote of three wardens for an interim term lasting until that annual meeting. All elected officers shall assume office on the first day of October of

the same year. The terms and duties of the officers will be defined by the district bylaws.

**SECTION 6. Appointed Personnel:** The Board of Fire Wardens will appoint one (1) Treasurer, one (1) Tax Collector and one (1) Clerk by the affirmative vote of three (3) Fire Wardens. The terms and duties of the appointed positions will be defined by the district bylaws.

**SECTION 7. Presiding of Meetings:** The Board of Fire Wardens Chairman shall preside over all meetings of the fire district including annual meeting and special meetings unless a Moderator is appointed by the affirmative vote of three (3) Fire Wardens; and at such meetings shall conduct the proceedings, decide all discussions according to law, and have command over all the records of the Clerk, of the Treasurer, and of the Tax Collector during such meetings. The rulings of the Board at said meetings shall be binding upon the fire district. The annual meeting may be conducted by any Fire Warden that is not eligible for re-election that term or, in the alternative, by a Moderator selected by the affirmative vote of three (3) Fire Wardens. All meetings of the fire district shall be conducted in accordance with Robert's "Rules of Order".

**SECTION 8. Operations Personnel:** The Board of Fire Wardens shall hold control over the operations of the fire district and holds within its authority the power to appoint a Fire Chief and Deputy Fire Chief to manage all firefighting activities in the district and otherwise subject to the authority of the Board of Fire Wardens. The confirmation of a Fire Chief and Deputy Fire Chief requires an affirmative vote of three (3) Fire Wardens. The process, terms and duties of the appointed positions will be defined by the district bylaws.

**SECTION 9. Amendments:** The Board of Fire wardens shall have the power to make changes to their bylaws and their policy and procedures consistent with this charter. Final passage of said by-laws and policy and procedures or any amendment thereto shall take place at an open meeting as defined in district bylaws.

**SECTION 10. Effective:** This act shall take effect upon passage.