

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE INCREASING THE NUMBER OF AUTHORIZED CIVIL SERVICE POSITIONS IN THE FIRE DEPARTMENT BY A TOTAL OF FORTY-SEVEN EFFECTIVE OCTOBER 1, 2023, BY ADDING THREE POSITIONS IN THE CLASSIFICATION OF BATTALION, TWO POSITIONS IN THE CLASSIFICATION OF CAPTAIN, ELEVEN POSITIONS IN THE CLASSIFICATION OF LIEUTENANT, ELEVEN POSITIONS IN THE CLASSIFICATION OF ENGINEER, AND TWENTY POSITIONS IN THE CLASSIFICATION OF FIREFIGHTER; PROVIDING A STATEMENT OF PURPOSE AND INTENT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL PRIOR ORDINANCES AND REPEAL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Section 143.021(a), Texas Local Government Code provides that a municipality’s governing body shall by ordinance (i) establish the classifications of fire fighters and (ii) prescribe the number of positions in each classification; and

**WHEREAS**, on December 13, 2022, the City Council adopted Ordinance 25913-12-2022, which established the Fire Department’s sworn personnel staffing levels effective November 19, 2022, as follows:

Assistant Chief	3
Deputy Chief	6
Battalion Chief	27
Captain	90
Lieutenant	132
Engineer	217
Firefighter	<u>527</u>
TOTAL	1,002; and

**WHEREAS**, twenty-three of those firefighter positions were intended to only be temporary additions to authorized strength to accommodate recent academy graduates; and

**WHEREAS**, in connection with the adoption of the Fiscal Year 2024 annual budget, the Fort Worth City Council approved increasing the Fire Department’s “permanent” authorized strength by seventy, which included “converting” the twenty-three temporary positions and adding forty-seven new positions; and

**WHEREAS**, to reflect the Civil Service staffing included in the Fiscal Year 2024 Budget, the Fire Chief has requested that the City Council increase the total number of authorized positions in the Fire Department by forty-seven (47), effective October 1, 2023, consisting of three (3) additional positions in the existing classification of Battalion Chief, two (2) additional positions in the existing classification of Captain, eleven (11) additional positions in the existing classification of Lieutenant, eleven (11) additional positions in the existing classification of Engineer, and twenty (20) additional positions in the existing classification of Firefighter, and thereafter prescribe the number of authorized positions in the Fire Department to conform with the proposed changes as set forth below in order to effect efficient economy of the operations of the Fire Department.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS THAT:**

**SECTION 1.**

Following the formal adoption of this ordinance, the following positions shall be the only civil service positions in each classification (rank) authorized in the City of Fort Worth Fire Department effective October 1, 2023 until modified by subsequent ordinance:

Assistant Chiefs	3
Deputy Chiefs	6
Battalion Chiefs	30
Captain	92
Lieutenant	143
Engineer	228
Firefighter	<u>547</u>
TOTAL	1,049

**SECTION 2.**

The “Mayor and Council Communication” memorandum, which is presented contemporaneously with this ordinance, is hereby expressly incorporated herein by reference for further clarification and explanation of the purpose and intent of the City Council in its adoption of this ordinance as well as the Department in its implementation.

**SECTION 3.**

This ordinance shall be cumulative of all provisions of previous ordinances and of the

Code of the City of Fort Worth, Texas (2015), as amended, except where the provisions of this ordinance are in direct conflict with the provisions of prior fire staffing ordinances for the Fire Department and such Code, in which event conflicting provisions of such ordinances and such code provisions are hereby repealed and this ordinance shall be controlling.

**SECTION 4.**

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of these ordinances are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 5.**

The classifications and numbers prescribed by this ordinance shall take effect and be in full force and effect as of October 1, 2023, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:

ATTEST:

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Denis C. McElroy, Asst. City Attorney

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Jannette S. Goodall, City Secretary

ADOPTED: September 19, 2023

EFFECTIVE: October 1, 2023