

**AN ORDINANCE OF THE CITY COUNCIL AMENDING TITLE II ("PUBLIC HEALTH, SAFETY AND WELFARE"), CHAPTER 205 ("FIRE PREVENTION AND PROTECTION"), ARTICLE 205-II ("FIRE PREVENTION -- GENERAL REGULATIONS"), BY ADDING SECTION 205.067 ("EMERGENCY ON-SITE FIRE MONITORING") TO THE MUNICIPAL CODE OF THE CITY OF REPUBLIC, MISSOURI**

**WHEREAS**, the City of Republic, Missouri, ("City" or "Republic") is a municipal corporation and Charter City located in Greene County, Missouri, being duly created, organized, and existing under the laws of the State of Missouri; and

**WHEREAS**, the City routinely reviews its Municipal Code to ensure conformity with governing state and federal law, enhance clarity, and eliminate ambiguity, as well as to further promote the City's mission, vision and values, in the best interest of the City and its citizenship body as a whole; and

**WHEREAS**, staff has identified the need to adopt changes to the Municipal Code to assist in abatement of expenses and other damages incurred by the City in connection with the City's provision of on-site, emergency fire monitoring services relating to gas line damage, utility line damage, or other hazardous material risks caused by third parties; and

**WHEREAS**, upon review of all pertinent materials and having heard presentation by City staff, the Council finds it appropriate and in the best interests of the City to adopt the proposed Code addition.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI, AS FOLLOWS:**

**Section 1:** Title II ("Public Health, Safety And Welfare"), Chapter 205 ("Fire Prevention And Protection"), Article 205-II ("Fire Prevention -- General Regulations"), is hereby amended, through addition of Section 205.067 ("Emergency On-Site Fire Monitoring") to the Municipal Code of the City of Republic, Missouri, to read as follows:

**205.067 Emergency On-Site Fire Monitoring**

- A. **Standby Service for Emergency On-Site Monitoring. When work is being conducted in the vicinity of hazardous materials, gas lines, gas leaks, electrical hazards, or in other high-risk environments that pose an inherent danger to workers in the vicinity or to the public at-large, the Fire Department may be required to remain on standby to respond to potential emergencies relating to the work. Such standby service may be provided under the following circumstances:**
- 1. Requested Standby: A utility provider, construction company, contractor, or other responsible party may request standby service from the Fire Department.**
  - 2. Mandated Standby: The Fire Chief, or their designee, may require the Fire Department to provide standby service under conditions posing a significant fire risk that threatens the safety of the public, public property, or critical infrastructure. For purposes of this section, a**

significant fire risk exists when conditions such as leaking gas lines, exposed live electrical components, uncontained flammable materials, inoperable or impaired fire suppression systems, hydrants, or emergency access routes are present. Mandated standby service will be provided until such time as the Fire Chief, or their designee, determines that the conditions requiring the service have been eliminated or sufficiently mitigated. All fees from mandated standby service shall be approved by the City Administrator before invoicing the responsible party.

**B. Standby Service Fee.**

1. A standby service fee shall be assessed for standby service provided under this section, whether requested or mandated, as set forth herein.
2. The standby service fee shall be assessed for any standby service provided in excess of one (1) hour. Standby service time shall be measured and billed in fifteen (15) minute increments after the first hour, at the rate(s) set forth herein.
3. The standby service fee will be charged to the responsible party, which may include the property owner, developer, or contractor (including such contractor's sub-contractor(s)) performing the work, the utility provider conducting repairs, or any other entity whose activities necessitated the standby service. If multiple parties are involved, the City will determine, in its sole discretion, which entity is primarily responsible for the standby service and assess the fee accordingly.
4. The standby service fee shall, at a minimum, cover the costs incurred by the City for any standby service provided in excess of one (1) hour, which includes but is not necessarily limited to:
  - i. The costs for fire apparatus and equipment used.
  - ii. Personnel costs for emergency responders providing the standby service, including all public safety officials and other City employees dispatched to the scene.
5. Personnel costs in the standby service fee shall be calculated using the regular hourly wage rate plus the allocated cost of benefits for the highest-paid member of the Republic Fire Department, excluding the Fire Chief and Deputy Fire Chief. If any member of the standby service crew is compensated at an overtime rate for the standby service, personnel costs in the standby service fee shall be calculated using such member's overtime pay rate, or one and one-half times their regular hourly rate, whichever is greater.
6. Standby Service Fees collected by the City shall be allocated to the Fire Department's general operating budget.

**C. Standby Service for Utility Strikes; Additional Penalty or Penalties**

1. If standby service is requested or mandated under this Section in connection with a Utility Strike, as defined in Section 515.020 of this Code, the responsible party shall be assessed a penalty or penalties, as set forth in Section 515.130 of this Code.
2. Any penalty or penalties assessed for standby service in connection with a Utility Strike shall be in addition to the standby service fee required under this Section.

EXPLANATION: Matter shown above in **bold-face/underlined font** is added language. Matter shown above in ~~strike through font~~ is deleted language.

**Section 2:** All other Sections of the Municipal Code of the City of Republic, Missouri, not specifically referenced in this Ordinance shall remain unmodified and in full force and effect.

**Section 3:** The City Administrator or his/her designee, on behalf of the City, is authorized to take the necessary steps to execute this Ordinance.

**Section 4:** The whereas clauses are hereby specifically incorporated herein by reference.

**Section 5:** The provisions of this Ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this Ordinance.

**Section 6:** This Ordinance shall take effect and be in force from and after its passage as provided by law.


**PASSED AND APPROVED** at a regular meeting of the City Council of the City of Republic, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

**Attest:**

\_\_\_\_\_  
Eric Frankin, Mayor

\_\_\_\_\_  
Laura Burbridge, City Clerk

**Approved as to Form:**

  
\_\_\_\_\_  
Megan McCullough, City Attorney

**Final Passage and Vote:**