

Office of the Board of Directors 7041 Sparta Road - Belton, TX 76513 - http://spartavfd.com Office: (254)654-5155 - Email: Station@SpartaVFD.com

BY-LAWS

Sparta Volunteer Fire Department

The By-Laws of the Sparta Volunteer Fire Department, Inc., (Texas State Charter Number (801570115) having been present to the membership of the said Corporation and duly adopted are as follows:

Amendment mistory	
Amendments Made	Date
Consolidated original By-Laws with	
amendments into a single document.	10-21-2019
Updated the station email address in the	
Header	02-04-2020
	Amendments Made Consolidated original By-Laws with amendments into a single document. Updated the station email address in the

Amendment History

PREAMBLE

The Sparta Volunteer Fire Department here in after referred to as the Corporation, has been established to provide fire and EMS First Responder Services for all of the citizens residing in the designated service area, and to provide mutual aid to area departments as requested. The membership of the Corporation consists of volunteers who have a diverse interest in the protection of their personal property located within the designated service area of the Corporation. As such, the Corporation has accepted the responsibility for raising funds to build a fire station, purchase equipment, train personnel, and perform the duties and requirements of a qualified and certified fire department.



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CORPORATION OFFICES

The principal executive office of the Corporation shall be within the Sparta Volunteer Fire Department area of designated responsibility; County of Bell, State of Texas. The Corporation also may have offices at such other places as the Board of Directors may from time to time designate or as the business of the Corporation may require.

Article II

OFFICERS

The officers of this Corporation shall consist of a President, Vice-President, Secretary, Treasurer, and Trustees, all of whom shall be active members of this corporation. Shall any member of the Corporation be unable to be present another member shall perform his/her duties while they are absent. The officers must attend ½ of all monthly meetings to remain on active status. No Officer of the Board shall cohabitate with a Firefighter.

Section 1: President

The President shall preside at all General Membership and Board of Directors meetings. The President may, and on demand of one third (1/3) of the membership, call a special meeting of the General Membership or Board of Directors. Such special meetings shall be held upon giving notice as specified elsewhere in these By-Laws.

Section 2: Vice - President

The Vice-President shall in case of the absence or disability of the President, perform the duties of the President, as well as perform any duties assigned by the President. The Vice-President shall have such other powers and perform such other- duties that usually pertain to the office or are delegated to him/her by the Board of Directors.



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The Secretary shall keep, or cause to be kept, at the principal executive office of the Corporation, a book of minutes and votes of all meetings of the Directors and General Membership, with the time and place of holding, whether regular or special (and, if special, how authorized), the notice thereof give or the waivers of notice, the names of those present at Director's meetings, the number of members present or represented at General Membership meetings, and the proceedings thereof.

The Secretary shall keep, or cause to be kept, at the principle executive office of the Corporation, or at the office of the Corporation's transfer agent, a membership register, showing the names, addresses and phone numbers of all members.

In case of the absence or disability of the Secretary, the President will delegate one of the Board Members to perform those duties until the Secretary returns or another is appointed.

Section 4: Treasurer

The Treasurer shall have the custody of the corporate funds and securities and shall keep full and accurate accounts of receipts and disbursements in books belonging to the Corporation and shall deposit all monies and other valuable effects in the name and to the credit of the Corporation in such depositories as may be designated by the Board of Directors. All checks must be approved and signed by two of the Board members, Treasurer, Secretary, Vice President or the President.

The Treasurer shall disburse the funds of the Corporation as may be ordered by the Board of Directors, taking proper vouchers for such disbursements. The Treasurer shall keep and maintain the Corporation's books of accounts and shall render to the President and Directors an account of all transactions as treasurer and of the financial condition of the Board of Directors at any time. The treasurer shall disburse funds for capital expenditures as authorized by the Board of Directors and in accordance with the orders of the President, and present to the President for his/her attention any request for disbursing of funds, if in the judgment of the Treasurer any such request is not properly authorized.

If required by the Board of Directors, the Treasurer and all other positions entrusted with receipt and disbursement of funds, shall give the Corporation a



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fidelity bond in such sum and with such surety or sureties as shall be satisfactory to the Board of Directors for the faithful performance of the duties of the office and for the restoration to the Corporation, in case of the Treasurer's or other said position's death, resignation, retirement, or removal from office, of all books, papers, vouchers, money, and other property of whatever kind in the Treasurer's or other said position's possession or under such fidelity bond must be at least equal to the maximum amount of monies on hand, at any one time.

In the case of absence or disability of the Treasure, the President will appoint one of the Board members to perform the duty of the treasurer until he/she comes back or one is appointed.

ARTICLE II A

APPOINTMENTS

Section 1: Fire Chief

The Fire Chief shall be voted on by the Membership to serve a two year term, unless relieved by the Board of Directors. The Board of Directors has the authority to reprimand, suspend, or terminate the Fire Chief for any lack of safety reasons, inappropriate conduct, incompetence, or lack of good judgment during an emergency. Nominations will be taken July through August, Board of Directors will go through applications in September, new Chief will be voted on before the end of the term in November. The outgoing Chief will be training the incoming Chief until December 31st. The two year term will end on the even year, (2014, 2016, and 2018)

Qualifications of the Chief of Sparta will be as follows: Basic Firefighter Certification, favorable background check, Nims, 3 years fire experience and 1 year in an officer position, SFFMA leadership course, 6 months in Sparta Fire Department and live within 10 miles of our district.



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The Fire Chief shall have full and complete charge of all equipment. The Fire Chief shall have full and complete charge of all personnel at fires, other emergencies, practice sessions (Drills), and shall direct members at their labors.

The Fire Chief shall be responsible for scheduling, arranging for instruction, and all other matters pertaining to training members of the Corporation. At the Fire Chief's discretion he/she shall assign a lower ranking officer such duties.

The Fire Chief shall be responsible for ensuring that the Corporation meets all of the requirements for local, county, and state certifications that are necessary of the objectives of the Corporation, i.e., having a qualified firefighting department.

The Chief has the authority to reprimand, suspend or terminate any active candidate firefighter, firefighter, or officer for reasons of; lack of safety, inappropriate conduct, and incompetence, lack of good judgment during an emergency situation, failure to attend required drills or failure to respond to emergency calls

Section 2: Assistant Chief

The Assistant Chief shall be voted on by the Membership to serve a two year term, unless relieved by the Board of Directors.

Qualifications of the Assistant Chief of Sparta will be as follows: Basic Fire Fighter Certification, favorable background check, Nims, 3 years fire experience, SFFMA leadership course, 6 months on Sparta Fire Department and live within 10 miles of our district.

Nominations or applications will be taken in July thru August, the Board of Directors and the Chief will go through the applications in September. Assistant Chief will be voted on in November, and will work with the outgoing Assistant Chief until December 31st. The two year term will end on the odd years, (2015, 2017, and 2019)

The Assistant Chief shall assume the duties of the Fire Chief in the absence of the Fire Chief and shall cooperate with and assist the Fire Chief during his presence at all meetings and emergencies.



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Section 3: Fire Captain

The Fire Captain shall be appointed by the Fire Chief to serve on a continuous basis, unless relieved by the Fire Chief, or due to resignation or death.

The Fire Captain shall assume the duties of the Assistant Fire Chief in the absence of the Assistant Fire Chief and shall cooperate with and assist the Fire Chief during his presence at all meetings and emergencies.

Section 4: Fire Lieutenant

The Fire Lieutenant shall be appointed by the Fire Chief to serve on a continuous basis, unless relieved by the Fire Chief, or due to resignation or death.

The Fire Lieutenant shall assume the duties of the Fire Captain in the absence of the Fire Captain and shall cooperate with and assist the Assistant Fire Chief during his presence at all meetings and emergencies.

Section 6: Safety Officer

The Safety officer shall monitor conditions, activities, and operations with a perceived risk, then take action. The Safety officer shall ensure the establishment of rehabilitation; monitor and report status of conditions, hazards, and risks to the Incident Commander. He/she shall ensure the Personnel Accountability System is being utilized and ensure the establishment of safety zones, collapse zones, hot zones, and other hazard areas are communicated to all members present.

The Safety officer shall evaluate traffic hazards and apparatus placement and take appropriate actions to mitigate those hazards. He/she shall monitor all radio traffic by staying alert for missed, unclear, or incomplete communications.

He/she shall communicate to with the Incident Commander the need for assistants (due to need, size, complexity, or duration). The Safety officer will survey and evaluate the hazards associated with the landing zone and interface with helicopters.

Section 7: EMS Captain

EMS Captain shall be appointed by the Fire Chief to serve on a continuous basis, unless relieved by the Fire Chief or due to resignation or death. In the position of EMS Captain, he or she will assume the accountability and



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responsibility for EMS operations as an administrator and supervisors of the First Responders.

The EMS Captain is responsible for the orientation and in-service training of the new EMS members as well as assists in other departmental administrative activities assigned by the Fire Chief.

ARTICLE III

BOARD OF DIRECTORS

Section 1: Organization

The Board of Directors shall consist of seven (7) Directors, a majority of who shall constitute a Quorum. The term of office of the Directors shall be indefinite. The Board of Directors shall meet in special session to appoint from their number a Vice-President, Secretary, and Treasurer. Upon the resignation or death of a Director, a successor shall be appointed by the President of the remaining Directors to serve out the remaining portion of the term thus vacated. If any member or Trustee is unable to perform said duties they will be removed by the President.

Section 2: Compensation

The Directors shall serve without pay, but may be compensated for actual expenses incurred in conducting the business of the Corporation upon approval by a majority of the Board of Directors.

Section 3: Responsibility

Except as otherwise specified in these By-Laws, the Board of Directors shall be responsible for conducting all business of the Corporation. Said business will be performed in compliance with the Corporation By-Laws as well as guidelines, policies, and procedures that have been established and approved by the Board Members and in keeping with the intent of said By-Laws.

Section 4: Board of Directors Meetings



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Regular Board of Directors meetings may be scheduled as determined by the Board of Directors to transact the normal business of the Corporation. Board of Directors special meetings may be held upon reasonable notice, either written or oral and may be called by the President or any other Officers of the Corporation.

ARTICLE IV

MEMBERSHIP

Active Members:

Every person; including any legal entity, having a residence within the volunteer fire district, within a safe driving distance, or at the Fire Chiefs discretion of the Sparta Volunteer Fire Department may become an active member by submitting an application with the Fire Chief. Membership shall not be denied because of the applicant's race, sex, color, creed, or national origin. An active member must meet all of the requirements of the department rules and regulations. The membership is divided into the following categories:

Firefighters:

Firefighters are those individuals who attend the required training sessions on a monthly basis, attend special schools and respond to emergency calls. To become a firefighter one must be 18 years old, fill out an application and submit such application to the Fire Chief for approval.

Prospective members are required to attend three meetings before their application is presented to the membership for a vote at the next scheduled business meeting. A vote of a majority of the department members present and voting shall be required.

All applicants will be under a 90 day probation period during which the candidate will complete NIMS 100,200,700, and 800, as well as the SFFMA



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Introductory course. All firefighter must attend 75% of all training and meetings to remain on active status. All candidates and firefighters must have good moral standards and be in good standing within the community and pass a criminal background check.

Support Personnel:

Support personnel are those individuals who support the department in fund raising activities and other activities to assist the department in performing its mission. A roster of support personnel will be approved and maintained by the Board of Directors.

Community Membership:

Support the fire department thru volunteering for fundraisers and Community Events. With an annual due of \$50.00, membership will come to business meetings and have a vote on certain business matters.

ARTICLE V

GENERAL MEMBERSHIP MEETINGS

Section 1: Place of Meetings

All meetings of the General Membership, both regular and special shall be held at the registered office of the Corporation in the County of Bell, State of Texas or at such other places, either within or out of the County of Bell, State of Texas, as shall be designated in the notice of the meeting.

Section 2: Annual Meetings

The annual meeting of the General Membership for the appointment of the directors and for the transaction of all other business, which may come before the meeting, shall be held on the 2nd Wednesday of October in each year



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(if not a legal Holiday then the next business day following) at the hour specified in the notice of the meeting. The Secretary shall give at least fifteen (15) days written notice of such meeting, and shall address and mail the notice to each member at the last known address.

The meeting may be called by resolution of the Board of Directors or by writing filed with the Secretary signed either by a majority of the Directors or General Membership entitled to vote at any such meeting.

Twenty-five percent of the total active membership entitled to vote, represented in person or by proxy, shall constitute a quorum for the transaction of business at the General Membership meeting. Active membership is defined as those members who help the department during fund raisers, firefighters, and EMS personnel and who are listed as active personnel or active supporter members. The Secretary will check the casting votes of all present and proxy voters to verify active membership status before final vote is counted.

Annex A represents the proxy format for the annual and called meetings of the General Membership. These forms will be mailed or be made available by the Secretary upon being given written notice of the annual and called meetings of the General Membership.

Section 3: Special Meetings

Special meetings of the General Membership may be called by the President; the Board of Directors, or a written filing submitted to the Secretary that has been signed by one-third (1/3) of the eligible active and voting General Membership. Prior to any special meeting of the General Membership, the President shall request that the Secretary give ten (10) days written notice to the membership. Such notice shall indicate the time, place, arid purpose of the meeting, and shall be addressed and mailed to such members at their last known address to the Corporation.



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Special training meetings (drills) or routine training meetings (drills) require no prior notice.

Section 4: Training Meetings (Drills)

There shall be two (2) hour training meetings (Drills) on every Thursday and any other day specified by the Fire Chief for all active fire personnel. Active firefighters are those who are registered with the State Fireman's and Fire Marshals Association of Texas. State certification subjects are required for all five (5) classifications are outlined by the State Fireman's and Fire Marshal's Association of Texas.

ARTICLE VI

FIDUCARY

Section 1: Fiscal Year

The fiscal year of the Corporation shall be from October 1st to September 30th

Section 2: Audits

The books and accounts of the Corporation shall be audited at least once each year by a person or persons competent to perform such audits. The reports prepared by such auditor(s) shall be submitted to the General Membership at the annual meeting for approval.

ARTICLE VII

DISSOLUTION OF THE CORPORATION

In the event of dissolution of the Corporation, or in event it shall cease to carry out the objectives and purpose herein set forth, all business, property, and assets of the bodies, as may be selected by the Board of Directors of the Corporation and approved by at least seventy-five (75) percent of the users or members, to be used for and devoted to the purpose of a community facility



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project or any other purpose to serve the public welfare of the community. In no event shall any of the assets or property, in event of dissolution thereof, go or be distributed to members, directors, or others having financial managerial interest in the Corporation, either for the reimbursement of any sum subscribed, or donated by such members for any other purpose, provided that nothing herein shall prohibit the Corporation from paying its just debts.

ARTICLE VIII

BY-LAW AMENDMENTS

These By-Laws may be altered, amended, or repealed by a vote of a majority of the members present at any regular General Membership meeting of the Corporation, or at any special meeting of the Corporation called for that purpose, except that the members shall not have the power to change the purpose of the Corporation so as to decrease its rights and powers under the laws of the State of Texas, or to waive any requirement of bond laws of the State of Texas, or to waive any requirements of bond or its members, or to deprive any member of rights and privileges then existing, or so to amend the By-Laws as to affect a fundamental alteration in the policies of the Corporation.

Notice of any amendments to be made at a special meeting of the General Membership must be given at least ten (10) days before such meeting and must



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set forth amendments to be considered

The forgoing By-Laws were adopted by a majority vote of membership of the Sparta Volunteer Fire Department, Inc. at the General Membership meeting in the Fire Station, (7041 Sparta Road, Belton, Texas) on month $\underline{\mathcal{G}}$ day \leq of 2012.

Pat Beard, President

Holly Taylor, Vice President

Tara Parsons, Treasurer

Kim Patterson, Secretary

, Trustee

, Trustee

David Kirk, Fire Chief

Cecil Robert Taylor, Asst Chief

hiteley, Captain

eRoy Kenan, Lt.

SVFD By-Laws Amendment History:



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Sparta VFD Bylaw Change Request

Date: Oct.18th ,2014 Member making request: Pat Beard, Board President

Proposed Change: Article: II Section: Officers Paragraph: 1

Old Text

12

The officers of the Corporation shall consist of a President, Vice-President, Secretary, Treasurer, and Trustees, all of whom shall be active members of this Corporation. Shall any member of the Corporation be unable to be present another member shall perform his/her duties while they are absent. The officers must attend ½ of all monthly meetings to remain on active status.

New Text

The officers of the Corporation shall consist of a President, Vice-President, Secretary, Treasurer, and Trustees, all of whom shall be active members of this Corporation. Shall any member of the Corporation be unable to be present another member shall perform his/her duties while they are absent. The officers must attend ½ of all monthly meetings to remain on active status. No Officer of the Board shall cohabitat with a fire fighter.

Benefit to the Department:

No conflict of interest in the Department

Date Received: Oll

Bylaw Committee:

Date reviewed: 01/13/05

Presentation to the Board:

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Sparta VFD ByLaw Change Request Form

Date: 01/16/14

Member Making Request: Robby Taylor

Proposed Change: Article IIA Section: 1 Fire Chief Paragraph: 1

Old Text

The Fire Chief shall be appointed by the Board of Directors to serve on a continuous basis, unless relieved by the Board of Directors, or due to resignation or death. The Board of Directors has the authority to reprimand, suspend, or terminate the Fire Chief for any lack of safety reasons, inappropriate conduct, incompetence, or lack of good judgment during an emergency.

New Text

The Fire Chief shall be voted on by the Membership to serve a two year term, unless relieved by the Board of Directors. The Board of Directors has the authority to reprimand, suspend, or terminate the Fire Chief for any lack of safety reasons, inappropriate conduct, incompetence, or lack of good judgment during an emergency. Nominations will be taken July thru August, Board of Directors will go thru the applications in September, new Chief will be voted on before the end of the term in November. The out going Chief will be training the incoming Chief until December 31st. The two year term will end on the even year, (2014, 2016, 2018)

Qualification of the Chief of Sparta will be as follows: Basic Fire Fighter Certification, favorable back ground check, Nims, 3 years fire experience and 1 year in an officer position, SFFMA leadership course, 6 months on Sparta Fire Department and live within 10 miles of our district.

Benefit to the Department:

Chief has an allotted time at the Department, instead of a continuous basis.

Date Received: <u>Jan. 16, 2014</u> Date Reviewed: <u>9-9-2014</u> Presentation to the Board & Membership: <u>9-9-2014</u>



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> Sparta VFD Bylaw Change Request

Date: 01/16/14 Member Making Request: Robby Taylor

Proposed Change: Article IIA Section: 2 Assistant Chief Paragraph: 1

Old Text

The Assistant Chief shall be appointed by the Fire Chief to serve on a continuous basis, unless relieved by the Fire Chief or due to resignation or death.

New Text

The Assistant Chief shall be voted on by the Membership to serve on a two year term, unless relieved by the Board of Directors.

Qualifications of the Assistant Chief of Sparta will be as follows: Basic fire Fighter Certification, favorable back ground check, Nims, 3 years fire experience, SFFMA leadership course, 6 months on Sparta Fire Department and live with in 10 miles of our district.

Nominations or applications will be taken in July thru August, the Board of Directors and the Chief will go thru the applications in September. Assistant Chief will be voted on in November and will work with the outgoing Assistant Chief until December 31st. The two year will end on the odd years, (2015,2017,2019).

Benefits to the Department:

Assistant Chief has an allotted time at the Department, instead of a continuous basis.

Date Received: 16, 2014 Date Reviewed: 9 Presentation to the Board & Membership:



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Sparta VFD Bylaw Change Request

Date:01/16/14

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Member Making Request: Robby Taylor & Joe Whiteley

Proposed Change: Article IV Section: Membership Paragraph: 2

Old Text

Firefighters are those individuals who attend the required training sessions on a monthly basis, attend special schools and respond to emergency calls. To become a firefighter one must be 18 years old, fill out an application and submit such application to the Fire Chief for approval.

All applicants will be under a 90 day probation period during which the candidate will complete NIMS 100,200,700, and 800, as well as the SFFMA Introductory course. All firefighter must attend 1/2 of all training and meetings to remain on active status. All candidates and firefighters must have good moral standards and be in good standing within the community and pass a criminal background check.

New Text

Firefighters are those individuals who attend the required training sessions on a monthly basis, attend special schools and respond to emergency calls. To become a firefighter one must be 18 years old, fill out an application and submit such application to the Fire Chief for approval. Prospective members are required to attend three meetings before their application is presented to the membership for a vote at the next scheduled business meeting. A vote of a majority of the Department members present and voting shall be required.

All applicants will be under a 90 day probation period during which the candidate will complete NIMS 100,200,700, and 800, as well as the SFFMA Introductory course. All firefighter must attend 75% of all training and meetings to remain on active status. All candidates and firefighters must have good moral standards and be in good standing within the community and pass a criminal background check.

Benefit to the Department:

Date Received: Jon. 16, 2014 Date Reviewed: 9-9-2014 Presentation to the Board & Membership: 9-9-2014



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The By-Law changes were adopted by a majority vote of membership of the Sparta Volunteer Fire Department, Inc. at the General Membership meeting at the Station (7041 Sparta Road, Belton, Texas 76513) on Sept. 9th, 2014, to go into effect Oct. 1st, 2014.

Pat Beard, Board President

Holly Taylor, Vice President

Carrie Curry, Secretary

Allan Lippe,

Cecil Robert Taylor, Chief

Asst, Chief

Matt Mullins, Capt.

Steven Schwerdtfeger, Senior FF