

BALDWIN TOWNSHIP
SHERBURNE COUNTY, MINNESOTA
Resolution No. 11-01

**A RESOLUTION FINDING NO SPECIALIST POSITION EXISTS ON
THE NORTHEAST SHERBURNE FIRE AND RESCUE DEPARTMENT**

WHEREAS, Baldwin Township (the “Town”) established the Northeast Sherburne Fire and Rescue Department (the “Fire Department”) to provide fire and rescue services to the residents of the Town;

WHEREAS, the Town Board has adopted a handbook for the Fire Department, the most recent version of which was adopted in February 2010;

WHEREAS, the Handbook identifies firefighters as being either probationary firefighters, regular firefighters, or honorary members. The Handbook does not identify any other membership classification of a firefighter other than to recognize regular firefighters may be appointed or elected as officers of the Fire Department;

WHEREAS, a former chief of the Fire Department apparently classified a new firefighter as being a “specialist” with different or more limited duties than those required of a regular firefighter;

WHEREAS, a specialist position does not exist under the Handbook and the Town Board has not authorized the creation of such a position. Therefore, the former chief acted without authority in attempting to establish a specialist position on the Fire Department; and

WHEREAS, the Town Board determines it is not in the best interest of the Town or the Fire Department to allow the establishment of specialist positions.

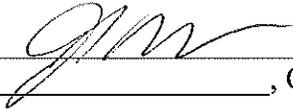
NOW, THEREFORE, BE IT RESOLVED, the Town Board hereby finds, determines, and acts as follows:

1. No specialist positions exist within the Fire Department and no such position may be established until and unless the Town Board acts to expressly provide for the creation of such a position for the Fire Department in the Handbook.
2. Any attempt to establish a specialist position in the Fire Department was without authority, was invalid, and the position is hereby eliminated.
3. The firefighter classified by the former chief as a specialist shall be considered a regular firefighter and allowed to continue on the Fire Department provided the firefighter promptly and successfully completes all requirements to be a regular firefighter, adequately performs all duties required of a regular firefighter, and continues to comply with all requirements of that position.

Adopted this 3rd day of January, 2011.

BY THE TOWN BOARD

Attest: Cathy Stevens
Cathy Stevens, Clerk-Treasurer

, Chairperson