

ORDINANCE NUMBER 9

AN ORDINANCE RELATING TO THE ESTABLISHMENT OF THE CITY POLICE DEPARTMENT.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ARCADIA, MISSOURI, as follows:

SECTION 1. ESTABLISHMENT OF POLICE DEPARTMENT. There is hereby established in the City of Arcadia, Missouri, a Police Department, which shall consist of the City Chief of Police and such police officers and auxilliary police officers as the Mayor and the Board of Aldermen may, from time to time, determine to be necessary for the proper and efficient protection of the property and inhabitants of the City.

SECTION 2. QUALIFICATIONS, APPOINTMENT AND TENURE OF OFFICE. Any police officer for the City of Arcadia shall be at least twenty-one (21) years of age. The Chief of Police shall be appointed by the consent of the Mayor and the Board of Aldermen and shall serve for a term of one year, and until his successor is elected or appointed and qualified. The City of Arcadia will provide a Bond and ample security for the performance of his duties under the ordinances of said city.

SECTION 3. CHIEF OF POLICE - POWERS AND DUTIES. The Chief of Police shall at all times have power to make or order all arrests, with proper process, for any offenses against the

laws of the state, or of the City, by day or by night, and bring the offender to trial before the proper court, and he shall have power to arrest without process in the cases where any such offenses shall be committed, or attempted to be committed, in his/her presence. The Chief of Police, within the corporate limits or said city, shall have concurrent power with the constable of the district, if any, and the sheriff of the county in which said City is situated to execute all orders, notices, writs and other process and duties that may be executed, and shall receive the same fees therefor.

SECTION 4. OATH OF OFFICERS. The Chief of Police and all police officers of the City, before entering upon the duties of their office, shall take and subscribe to an oath or affirmation before the City Clerk as follows:

"I hereby swear that I possess all the qualifications prescribed for police officers of the City of Arcadia, Missouri, by law, and that I will support the Constitution of the United States of America and the Constitution of the State of Missouri and the laws of Missouri and the ordinances of this City. I do further swear that I will faithfully demean myself while I hold the office of police officer of this City, so help me God."

Such oath shall be reduced to writing, and signed by each officer and the Chief of Police and recorded with the City Clerk.

SECTION 5. SALARIES. The salaries of the Chief of Police and all policemen hired by the City of Arcadia shall be set pursuant to Section 2 of Ordinance No. 10.

SECTION 6. POLICEMEN - REMOVAL. The policemen or the city, in the discharge of their duties, shall be subject to the orders of the Chief of Police but any Chief of Police, Deputy Chief of Police or policeman may be instantly removed from his office by the Board of Aldermen at a regular or called meeting, for any wanton neglect of duty.


SECTION 7. SEVERANCE CLAUSE. That if any section, sentence, phrase or clause of this ordinance shall be held to be invalid for any reason by a court of competent jurisdiction, the invalidity of such section, sentence, phrase or clause shall not impair the validity of the remaining sections, sentences, phrases or clauses of this ordinance; the Board of Aldermen hereby declares that it would have passed the remaining portions of this ordinance had it known that such section, sentence, phrase or clause would be held invalid.

SECTION 8. REPEALING CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith, shall be and the same are hereby repealed; and this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

WHEREUPON, this Ordinance was read three times and approved  
by vote of the Board of Aldermen of the City of Arcadia,  
Missouri on this 11TH day of JANUARY, 1988.

  
Kenneth W. Lumbley, Mayor

ATTEST:

  
City Clerk