**Chapter 21**

**POLICE**

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*(Revised 7/00)*

**Chapter 21**

**POLICE**

**ARTICLE I**

**POLICE COMMISSIONER**

**Sec. 21-1. Mayor authorized to appoint a police commissioner.**

(a) From and after the adoption of this ordinance, the Mayor of the City of Potosi is hereby empowered to appoint one of the duly elected members of the Board of Alderman to the capacity of police commissioner. The Alderman appointed as Police Commissioner shall serve as Director of Public Safety. The Director shall also be charged with coordinating between the Police Chief and the Police Department and the Emergency Management Director and the Homeland Security Director on all matters of public safety. (Ord. 886, §3)

 (b) It shall be the duty and responsibility of the police commissioner to monitor the personnel, practices, organization and all other aspects of the Police Department of the City of Potosi, to develop findings with regard to the information obtained through monitoring, to report said findings to the Mayor and Board of Aldermen for the betterment and improvement of the Police Department of the City of Potosi.. (Ord. 503, §2; Ord. 723, §§1-2)

**Sec. 21-2. Police Advisory Board created.**

 (Ord. 756, §1) *(Repealed by Ord. 924)*

**Secs. 21-3 to 21-6. Reserved.**

**CROSS REFERENCES:**

**City officers in general, Ch. 2, Art. I; municipal judge, Ch. 7, Art. II; enforcement of traffic regulations, Ch. 24, Art. I, Div. 3.**

**STATE LAW REFERENCE:**

**Police regulations, RSMo. §§79.370 - 79.480.**

*(Revised 11/06)*

**ARTICLE II**

**POLICE CHIEF**

**Sec. 21-7. Appointment of chief of police - Abolishing the office of city marshal.**

There shall be appointed in the City of Potosi, Missouri, a chief of police, who shall perform all duties required by law of the city marshal. Upon the appointment of a chief of police, the office of the city marshal of the City of Potosi shall be abolished. (Ord. 475, §1.)

**Sec. 21-8. Referendum on abolishing the office of city marshal and appointing a chief of police.**

There shall be submitted to the qualified voters of the City of Potosi at the next regular municipal election the proposition of whether or not the office of city marshal shall be abolished and a chief of police appointed. The proposition may be submitted by ballot in the following form:

**PROPOSITION**

 Shall the office of city marshal of the City of Potosi be abolished and a chief of police appointed by the board of aldermen?

 \_\_\_\_\_\_\_\_\_Yes

 \_\_\_\_\_\_\_\_\_No

 Notice to voters: To vote in favor of proposition place an "X" mark in the box opposite the word "Yes"; to vote against the proposition, place an "X" mark in the box opposite the word "No." (Ord. 475, §2.)

**Sec. 21-9. Certification of election results.**

Upon the certification of the results of said election on the proposition set out above, the board of aldermen shall, if a majority of the voters voting at said election at which the issue was submitted, voted in favor of the proposition, declare the office of city marshal to be thereby abolished and pursuant to this Chapter shall appoint a chief of police who shall serve during good behavior and satisfactory performance and at the pleasure of the board of aldermen. (Ord. 475, §3.)

**Sec. 21-10. Effective date for appointment of police chief.**

This Chapter shall be in full effect from and after its passage and approval by the board of aldermen of the City of Potosi; provided, however, that in the event the board of aldermen of the City of Potosi shall prior to the submission of the proposition to the qualified voters as set out above, designate a chief of police of the City of Potosi, said designation shall be valid and binding upon the receipt of a ratifying favorable vote as set out herein. In the event the office of city marshal is abolished, the effective date thereof shall be from and after the passage of this Chapter. (Ord. 475, §4.)

**Sec. 21-11. Compliance with state provisions.**

This Chapter is enacted pursuant to the provisions of Section 79.050 RSMo. (1969). (Ord. 475, §5.)

**Secs. 21-12 to 21-16. Reserved**

**ARTICLE III**

**MEMBERS OF POLICE DEPARTMENT**

**Sec. 21-17. Appointment of police officers.**

(a) The mayor of the City of Potosi shall have the power, by and with the consent and approval of the board of aldermen, to appoint a policeman, or policemen, in such numbers as the mayor and board of aldermen may determine is proper and necessary to keep peace in said city, and such policeman, or policemen, shall be paid a monthly salary of such sum or sums as the mayor and board of aldermen may fix, and in addition thereto shall receive such fees or additional compensation as is provided by statutes, or ordinances of said city.

 (b) Said policeman, or policemen, shall serve at the pleasure of the mayor and board of aldermen. (Ord. 222, §§1-2.)

**Sec. 21-18. Powers and duties of police.**

 (a) The policeman, or policemen, shall have the power to serve and execute all warrants, subpoenas, writs or other process and to make arrests and perform all the duties conferred by law upon the marshal.

 (b) Policeman, or policemen, so appointed shall be conservators of the peace, and shall be active and vigilant in the preservation of good order within the city. (Ord. 222, §§ 3-4.)

**Sec. 21-19. Training for newly hired law enforcement officers required.**

 All newly hired peace officers shall be required to have no more or less than 470 hours of training of certification by the Department of Public Safety. All newly hired law enforcement must have the 470 hours of training prior to the date of hire with the Potosi Police Department. (Ord. 647, §§1-3; Ord. 682, §1)

**Secs. 21-20 to 21-24. Reserved.**

**STATE LAW REFERENCE:**

**Training of new hired law enforcement officers, RSMo. §590.105**