

ORDINANCE No. O-2021-04

AN ORDINANCE REPLACING ORDINANCE C-1-87, AN ORDINANCE ESTABLISHING THE POLICE DEPARTMENT, PRESCRIBING THE DUTIES OF THE CHIEF OF POLICE, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES

WHEREAS, ARKANSAS CODE ANNOTATED (A.C.A.) 14-52-101 gives the power of the city council to establish a city police department, to organize it under the general superintendence of the Mayor; and,

WHEREAS, from time-to-time, it becomes necessary to update old and outdated Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF WARD, ARKANSAS hereby declares the following be added to the City of Ward Personnel Handbook:

SECTION 1: ESTABLISHMENT: The Governing Body of the City of Ward, having established a city police department in 1987¹ as the Ward Police Department hereby affirms that action to preserve the peace of the city, secure the citizens from personal violence, and safeguard their property from fire and unlawful depredations.

SECTION 2: POLICE CHIEF:

- a. **APPOINTMENT:** A.C.A. 14-42-110 gives the Mayor the sole authority to power to appoint or remove the Police Chief. The city council may override the Mayor's action with two-thirds votes of all the council members.
- b. **DUTIES:** A.C.A. 14-52-202 outlines the powers and duties of Police Chiefs. The Police Chief has the authority, with the Mayor's approval, to organize the police department to best serve the needs of the city.

SECTION 3: EMERGENCY: An emergency is hereby declared to exist and this Ordinance being necessary for the immediate protection of the public peace, health and safety shall take effect immediately up its passage and approval.

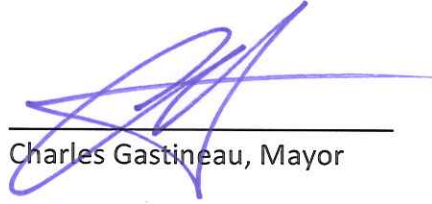
SECTION 4 SEVERABILITY: If, for any reason, any portion or portions of this ordinance shall be held invalid, such invalidity shall in no way affect the remaining portions.

¹ Ward Ordinance C-1-87

PASSED AND ADOPTED THIS 19th DAY OF April, 2021


YEAS: 5 NAYS: 0

APPROVED:



Charles Gastineau, Mayor

ATTEST:



Courtney Ruble, City Clerk



ORDINANCE NO. C-1-87

AN ORDINANCE ESTABLISHING A POLICE DEPARTMENT, PRESCRIBING THE DUTIES OF THE CHIEF OF POLICE, AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WARD, ARKANSAS:

Section 1. The City, by and through its City Council, and under the provisions of the Arkansas Statutes, does hereby establish a Police Department which shall be known as the "Ward Police Department" and the duties thereof shall be to maintain police protection and police services within the City of Ward.

Section 2. The appointment and removal of the Police Chief shall be as follows: a Police Chief shall be appointed by the Mayor; which appointment shall be complete unless overridden by a two-thirds (2/3) vote of the City Council. Such Police Chief shall be subject to removal by the Mayor; which removal shall be complete unless the Mayor's action is overridden by a two-thirds (2/3) vote of the Council. Any other police officers, under the general authority and jurisdiction of the Police Chief, shall be hired by the Police Chief, under the general direction and superintendence of the Mayor, which shall be complete unless overridden by a two-thirds (2/3) vote of the City Council. Such officer may be subject to removal by the Police Chief, with the approval of the Mayor and such action shall be complete unless the Police Chief and Mayor's action is overridden by a two-thirds (2/3) vote of the City Council.

Section 3. The duties and powers of the Police Chief are as the head of the department and the Police Chief shall be fully responsible for the operation and the equipment of the department. He shall execute all process to him directed by the Mayor, and shall, by himself or someone of the police force, to attend on the sitting of the Mayor's Court to execute its orders and preserve order therein. He shall be responsible for the preservation of the peace in the City of Ward, to secure the citizens thereof from personal violence and their property from fire and other lawful depredations. It shall

be his duty to determine all matters in connection with the operation of his department, except the expenditure of city funds therein. He shall attend the first Council meeting of the month and make his monthly report to the City Council concerning the operations and equipment of the department, and such other matters as shall be determined necessary by ordinance of the City Council. Other duties shall be such as are fixed by the laws of the state and ordinances of the city.

Section 4. Compensation and vacation. The rate of pay for members of the Police Department shall be determined by the City Council, from time to time, and the amount of vacation, leave time and sick leave, shall be determined by the City Council, from time to time.

Section 5. The establishment of a Police Department is required by Arkansas law and is necessary for the safety and welfare of the citizens of the City of Ward, and an emergency is hereby declared to exist and this Ordinance being necessary for the immediate protection of the peace, health and safety of the populace of the City of Ward, Arkansas, shall go into effect on February 20, 1987.

APPROVED:

Larry R. Phillips
MAYOR

ATTEST:

James A. Seltner
RECORDER OR CLERK

DATE: February 29, 1987