

CITY OF WILLOW PARK
ORDINANCE NO. 433-98

AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 8.300, "DEPARTMENT OF POLICE OF THE CODE OF ORDINANCES, CITY OF WILLOW PARK, TEXAS; PROVIDING FOR SEVERABILITY; AND, AN EFFECTIVE DATE.

WHEREAS, the City of Willow Park Texas, a duly incorporated and general municipality of the State of Texas; and

WHEREAS, under the authority as provided by law as set forth in Tex. Local Govt. Code Title U, Subtitle B, Chapter 22, Subchapter C "Other Municipal Officers" the municipality is given the power to confer on municipal officers, duties of their office;

NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:

SECTION 1. AUTHORIZATION

The Mayor, or appropriate City Official or Mayor's designee is hereby authorized and directed to implement the applicable provisions of this Ordinance.

SECTION 2. AMENDMENT

Chapter 8, "Personnel" Articles 8.300 "Department of Police", Sections 8.301-8.303 of the Code of Ordinances of the City of Willow Park, Texas shall be amended as follows:

"ARTICLE POLICE 8.300
DEPARTMENT OF POLICE

§ 8.301 Created

There is hereby created and established for the City of Willow Park, Texas, a department of police to be directed by the chief of police, who shall be approved by a majority of the city council.

§ 8.302 Powers and Duties of the Chief

(a) The department of police shall be composed of the chief of police and other such officers, patrolmen, and employees in the number and capacity as the board of aldermen may from time to time so determine. The chief of police shall have immediate direction and control of the police department subject to the supervision ~~provision~~ of the city; administrator and also subject to such rules, regulations and orders as the board of aldermen or city administrator may prescribe. He shall have the power and shall be required to:

(1) Establish such rules and Procedures to be followed by the Police Department as may be necessary for proper law enforcement and criminal apprehension

(2) Recommend the appointment, and when necessary for the good of the Department the removal of officers and employees within the Police Department.

(b) The chief of police may be either part or full time as the board of aldermen may direct from time to time. The chief of police shall have all powers, rights, authorities and jurisdiction as by law vested by the State of Texas whether for police or for marshals.

(c) The chief of police shall receive a salary to be fixed by the board of aldermen. He shall be removed by majority vote of the city council.

§ 8.303 Selection and Appointment of Members

- (a) The members of the police department other than the chief of police shall be selected from a list of eligible candidates prepared by the chief and city administrator in accordance with the rules and regulations established by as the city administrator and approved by ~~or city council may prescribe. Those members are to be appointed and approved by the city council.~~ All officers in the police department shall remain employed as police officers at the pleasure of the city ~~council~~ and for such terms as the city ~~council~~ may so direct.
- (b) Each member of the department of police shall before entering upon his or her duties, subscribe to an oath that he will faithfully, without fear or favor, perform the duties of his or her office. Salaries of each member of the police department shall be set by the city council.”

SECTION 3. REPEAL OF CONFLICTING ORDINANCES

All Ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict.

SECTION 4. SEVERABILITY

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be held invalid, it shall not affect any valid provisions of this or any other Ordinance of the City of Willow Park to which these rules and regulations relate.

SECTION 5. EFFECTIVE DATE

This Ordinance shall take effect from and after its passage.

PASSED AND APPROVED this 15th day of December, 1998.

/s/ Les Cooley

Mayor

ATTEST:

/s/ Hetty Haggard

City Secretary

APPROVED AS TO FORM:

/s/ _____

City Attorney

The Willow Park City Council in acting on Ordinance No. 433-98, did on the 15th day of December 1998 vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Les Cooley, Mayor	_____	_____
Gene Martin, Place 1	<u> x </u>	_____
Sam Bertling, Place 2	<u>Absent</u>	_____
Jim Davis, Place 3	<u> x </u>	_____
Doral Risch, Place 4	<u> x </u>	_____
Gerald Liepert Place 5	<u> x </u>	_____