

CITY OF WILLOW PARK

ORDINANCE NO. 457-00

AN ORDINANCE AMENDING CHAPTER 8, PERSONNEL, ARTICLE 8.303, SELECTION AND APPOINTMENT OF MEMBERS OF THE CODE OF ORDINANCES, CITY OF WILLOW PARK, TEXAS, AND PROVIDING A REPEALER

WHEREAS, it is the intent of the City of Willow Park, to provide for the public health, safety and general welfare of citizens and their property; and

WHEREAS, providing for the public safety of the citizens is necessary for the preservation of health, safety and general welfare; and

WHEREAS, the City Council of the City of Willow Park shall provide for the appointment and compensation of the members of the Municipal Police Department; and

WHEREAS, Title 5 of the Tex. Local Govt Code, *Public Officers and Employees*, provides in subchapter A. §141.006 for compensation, including fees of office, for municipal police officers; and

WHEREAS, the City Council of the City of Willow Park may implement or authorize those powers, duties and responsibilities legally delegated to the City by law.

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. APPLICATIONS

The provisions of this Ordinance shall apply to all certified peace officers who are employed by the Police Department, except the Chief of Police who shall not be eligible for the specified fee compensation.

SECTION 3. AMENDMENT

Chapter 8, *Personnel*, Article 8.303, Selection and appointment of members of the Code of Ordinances of the City of Willow Park, Texas shall be amended as follows:

§8.303 Selection ~~and~~, Appointment and Compensation 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 as the city administrator 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.
- (c) The city council may authorize by resolution the payment, to certified municipal police officers employed by the city, for the execution of warrants or capias a fee of office. The fee paid for warrant or capias service shall not exceed in any instance, more than half of the amount the city is entitled to collect under Section 102.001 of Texas Code of Criminal Procedures. The fee paid shall further be limited to only the

first of multiple capias or warrants served by the municipal police officer on a single person.

This Ordinance shall take effect from and after its passage by the City Council of the City of Willow Park, Texas.

SECTION 4. REPEAL OF CONFLICTING ORDINANCES

PASSED AND APPROVED this 18th day of July, 2000.

All Ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict

/s/ Les Cooley
Mayor

SECTION 5. SEVERABILITY

ATTEST:

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.

/s/ Hetty Haggard
City Secretary/Clerk

APPROVED AS TO FORM:

/s/ Rider Scott
City Attorney

SECTION 6. EFFECTIVE DATE

The Willow Park City Council in acting on Ordinance No. 457-00, did on the 18th day of July 2000 vote as follows:

	FOR	AGAINST	ABSTAIN
Les Cooley, Mayor	_____	_____	_____
Gene Martin, Place 1	<u>XXX</u>	_____	_____
Sam Bertling, Place 2	_____	_____	<u>XXX</u>
Marvin Glasgow, Place 3	<u>XXX</u>	_____	_____
Robin L. Brown, Place 4	(Absent)	_____	_____
Gerald Liepert, Place 5	<u>XXX</u>	_____	_____