

## Chapter 200

### POLICE DEPARTMENT

#### ARTICLE I

##### In General

**Section 200.010. Generally.** [R.O. 2013 §200.010; CC §71.010; CC 1991 §200.010]

This Chapter consists of the rules and regulations for the operation of the Police Department of this City. To the extent that this Chapter conflicts with the provisions of the personnel regulations, which are on file in the office of the City Clerk, this Chapter shall prevail. To the extent that regulations promulgated by the Mayor or by the Chief of Police, under the authority of this Chapter, conflict with the provisions of the personnel regulations, then the personnel regulations shall prevail.

**Section 200.015. Chief of Police — Appointment — Qualifications.** [R.O. 2013 §200.015]

The Mayor with the approval of a majority of the members of the Board of Aldermen shall appoint a Chief of Police who shall perform all duties required of the Marshal by law and any other Police Officers found by the Board of Aldermen to be necessary for the good government of the City. The Chief of Police shall be twenty-one (21) years of age or older.

**Section 200.020. Chief of Police — Authority.** [R.O. 2013 §200.020; CC §71.020; CC 1991 §200.020]

The Chief of Police is the director of the Police Department. He/she shall have immediate and direct control of the department, subject to the supervision of the Mayor, and subject to such other rules, regulations and orders as the Mayor may prescribe. He/she shall promulgate and enforce orders, rules and regulations (consistent with this Code and the rules, regulations and orders of the Mayor) for the efficient operation of the Police Department.

**Section 200.030. Chief of Police — Duties.** [R.O. 2013 §200.030; CC §71.030; CC 1991 §200.030]

The Chief of Police shall devote his/her entire time to the discharge of his/her official duties. He/she shall not be absent from the City except in the performance of his/her official duties or when granted leave of absence by the Mayor.

**Section 200.035. Size of Police Force — Powers.** [R.O. 2013 §200.035]

The Police of the City may be appointed in such numbers, for such times and in such manner as may be prescribed by ordinance. They shall have power to serve and execute all warrants, subpoenas, writs or other process and to make arrests in the same manner as the Chief of Police. They may exercise such powers in areas leased or owned by the municipality outside of the boundaries of such municipality. The Chief of Police and Police Officers shall be conservators of

the peace and shall be active and vigilant in the preservation of good order within the City.

**Section 200.040. Assignment of Patrol Officers.** [R.O. 2013 §200.040; CC §71.040; CC 1991 §200.040]

Assignment of a Patrol Officer is at the discretion of the Chief of Police. For the purpose of this Chapter, all Police (including the Chief) are considered Patrol Officers.

**Section 200.050. Use of Unnecessary Violence Toward Prisoners.** [R.O. 2013 §200.160; CC §71.260; CC 1991 §200.210]

No officer shall willfully mistreat or use unnecessary violence toward any person, prisoner or otherwise. He/she shall not strike any prisoner except as a last resort in an effort to overcome resistance or prevent escape. An officer shall not shoot at a fleeing person or any escaping prisoner unless he/she has probable cause to believe that such person has committed a felony.

**Section 200.060. Qualifications for Police Officers.** [R.O. 2013 §200.170; CC §71.270; CC 1991 §200.220]

All full-time Police Officers employed by the City shall be between the ages of twenty-one (21) years of age and sixty-five (65) years of age. They shall be of good moral character and shall not have been convicted of any misdemeanor, ordinance violation or felony. They shall be able to write legibly and shall furnish at least three (3) good character references. A written examination for any applicant for Police Officer for the City shall be discretionary with the Board of Aldermen. Any of these qualifications may be waived by the Board of Aldermen by resolution.

**Section 200.070. Training Certification for Police Officers.** [R.O. 2013 §200.180; CC 1991 §200.225; Ord. No. 200.225, 11-9-1993]

- A. All newly hired Peace Officers shall be required to have no more or less than one hundred twenty (120) hours of training for certification by the Department of Public Safety.
- B. Newly hired Law Enforcement Officers shall have a one (1) year period after appointment to be certified by the Department of Public Safety.

## ARTICLE II Volunteer Reserve Police Force

**Section 200.080. Established.** [Ord. No. 131-12 §1, 9-11-2012]

There is hereby established a reserve police force for the City of Tarkio, Missouri, whose members shall be appointed by the Chief of Police with the approval of the Mayor and Board of Aldermen.

**Section 200.090. Appointment, Compensation, Control and Supervision.** [Ord. No. 131-12 §2, 9-11-2012]

- A. The (Volunteer) reserve Police Officer shall receive no compensation for the discharge of their duties, with the exception of the time that the Chief of Police places them on the schedule as a replacement of a full-time Patrol Officer, only as needed, and accordance

with the Police Department annual budget.

- B. The Chief of Police will screen and interview (Volunteer) reserve Police Officer and make hiring recommendation to the Board of Aldermen for approval. All (Volunteer) reserve Police Officer will follow and abide by ordinances and policies of a (full-time) Patrol Officer of the City of Tarkio as set forth by the City of Tarkio, Mayor, and Chief of Police.

**Section 200.100. Policies for Reserve Police Officer.** [Ord. No. 131-12 §3, 9-11-2012]

- A. To establish a set policy for (Volunteer) reserve Police Officer commissions.
- B. The Police Department may include part-time, (Volunteer) reserve Police Officer who shall have the same authority as regular officers.
- C. The (Volunteer) reserve Police Officer shall work a minimum of eight (8) hours per two (2) months at the Tarkio Police Department. The (Volunteer) reserve Police Officer may work eight (8) hours at any time during a given two (2) month period for a minimum total of ninety-six (96) hours for every calendar year with a full-time Patrol Officer and by approval of the Chief of Police. The Chief of Police may need to schedule the reserves (Volunteers) for certain days.
- D. The (Volunteer) reserve Police Officer shall have the power to serve and execute all warrants, subpoenas, writs, or other process and make arrests in the same manner as the Chief of Police.

**Section 200.110. Qualifications — Minimum Training.** [Ord. No. 131-12 §§4,7, 9-11-2012]

- A. Only persons of good character and health over the age of twenty-one (21) years and not more than sixty-five (65) years of age who have successfully completed such physical, mental, or other requirements that may be prescribed by the Chief of Police and the City of Tarkio, who have obtained the Peace Officers Standards and Training Program (POST) certification shall be appointed to the (Volunteer) reserve Police Officer.
- B. All (Volunteer) reserve Police Officers will participate and have successfully completed and maintain all levels of training and certification as required by Peace Officers Standards and Training Program (POST) and as prescribed and/or directed by the Chief of Police.

**Section 200.120. Removal.** [Ord. No. 131-12 §5, 9-11-2012]

The City of Tarkio Chief of Police will have the authority to remove any reserve (Volunteer) Patrol Officer without the Board of Aldermen approval in the event of disciplinary action steps or resignation by said (Volunteer) reserve Patrol Officer.

**Section 200.130. Uniforms.** [Ord. No. 131-12 §6, 9-11-2012]

All (Volunteer) reserve Patrol Officer will be responsible for their purchase of department approved uniform attire, duty gear (approved uniform belt, name plate, ammunition, OC spray, boots, etc.). The (Volunteer) reserve Patrol Officer will be provided with a proper Police Department issued identification card. For on-duty (Volunteer or directed) purposes only, the Police Department will provide and maintain one (1) uniform Police Department badge for the

purpose of proper identification while on-duty. (Volunteer) reserve Patrol Officer may purchase Tarkio Police Department badges with the approval from the Chief of Police for the purpose of on- or off-duty identification and carry and concealment of a firearm off-duty, for which the (Volunteer) reserve Patrol Officer must be certified by in-service proficiency testing and certification through Missouri P.O.S.T. accreditation.