

ORDINANCE NO. 2019 - 10

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF HARRISON BY amending the City Code, Ordinance Number 12.090.

**Ordinance Number 12.090, of the Harrison City Code is hereby revoked and restated as follows:**

**12.90 - POLICE DEPARTMENT:** The City may elect to provide policing services to the public. Police services may be provided directly by City Administration and a City Department or by contract with another proper agency within the discretion of the City Council.

**12.91 - Chief; duties.**

Sec. 1.60. The Police Department shall be headed by the Police Chief, who shall be the commanding officer of the Police force. He shall direct the police work of the City and be responsible for the enforcement of law and order.

**12.92 - Functions of police department.**

Sec. 1.61. The police work of the City shall consist of the following functions:

- (1) The operation of motor or foot patrol units for routine investigations and the general maintenance of law and order.
- (2) The maintaining and supervising of police records, criminal and noncriminal identifications, property identification, custody of property.
- (3) The investigation of crimes, elimination of illegal liquor, traffic and vice, and the preparation of evidence for the prosecution of criminal cases and offenses in violation of this Code, and of State laws.
- (4) The prevention and control of juvenile delinquency, the handling of cases where women are involved, the removal of crime hazards and the coordination of community agencies interested in crime prevention.

- (5) The control of traffic, traffic educational programs, coordination of traffic violation, prosecution, and the maintenance and erection of traffic signs.

### **12.93 - Department rules.**

Sec. 1.62. The Chief of Police may prescribe rules for the government of police officers of the City, subject to approval of the City Council. It shall be the duty of all members of the police force to comply with such rules and orders while effective.

### **12.94 - Term of Police Chief.**

Sec. 1.63. At the first Council meeting in May of each year, the Mayor shall ~~may~~ appoint a qualified ~~resident individual~~ individual of the ~~Township of Hayes~~ City of Harrison to serve as Chief of Police for the term of one (1) year, commencing on the first ~~Monday of May next~~ day of January after such appointment, and who shall hold such office for the term of one (1) year or until his successor shall be appointed. ~~Provided, however, that upon approval of a majority vote of the Council, such Police Chief may reside outside of the Township of Hayes, but within the County of Clare.~~

### **12.95 - Assistant Police Chief.**

Sec. 1.64. The Chief of Police may, upon approval of the City Council, appoint a person to serve as Assistant Police Chief. The Assistant Police Chief shall serve for the duration of the Police Chiefs term of office. The Chief shall also have the power to employ special patrolmen as he shall deem necessary, subject to the approval of the City Council.

### **12.96 - Qualifications of Police Chief, Assistant Police Chief and Special Patrolmen.**

Sec. 1.65. Every person appointed as a Police Chief, Assistant Police Chief or ~~Special Patrolman~~ shall be a citizen of the United States; ~~of the full age of twenty five (25) years or more~~; shall be of good character and reputation, and no person shall be appointed as such who has been convicted of any felony under the law of this or any other State; or of any misdemeanor involving morals or honesty. Provided, however, the City Council may prescribe such additional requirements and qualifications, as in its opinion, are desirable.

### **12.97 - Salaries.**

Sec. 1.66. The City Council shall have the power of establishing the salary rates and ~~allowances~~ benefits for the members of the Police

Department by Resolution. All such salaries and ~~allowances~~ benefits in effect at the time of the adoption of this Code shall remain in effect until modified as provided above. Such salaries and ~~allowances~~ benefits shall be included in the Department's budget. ~~Vacation and sick leave shall be provided by the Council by Resolution.~~

**12.98 - Reports.**

Sec. 1.67. The Chief of Police shall report to the Council of the City of Harrison at such regular intervals as may be prescribed by the Council. Said reports shall contain such information as may be required by the Council.

**12.99 - Acting Chief of Police.**

Sec. 1.68. In case of the absence of the City Police Chief, or his disability, or inability from any cause, to act as Police Chief, the Mayor will designate and appoint some other member of the Police Department to act as Chief during such absence or disability.

Passed by the City of Harrison on \_\_\_\_\_, at its regular meeting with \_\_\_\_\_ council members in attendance, \_\_\_\_\_ voting aye, \_\_\_\_\_ nay.  
Adopted by the City of Harrison this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Signed: \_\_\_\_\_, Chair.

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I hereby certify that the foregoing was duly adopted by the City of Harrison, Michigan, at its regular meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 2019, that of \_\_\_\_\_ members of the City Council, \_\_\_\_\_ were in attendance and \_\_\_\_\_ voted for the adoption of the Ordinance. I further certify that the above and foregoing ordinance is recorded in Ordinances for the City of Harrison.

Effective Date

This Ordinance shall take effect thirty (30) days following date of publication as required by law. All Ordinances or part Ordinances in conflict with any of the provisions of this Ordinance are hereby repealed.

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Tracey Connelly, Clerk