

ORDINANCE NO. 5

AN ORDINANCE CREATING A BUREAU OF POLICE, PROVIDING FOR THE OFFICES OF COMMISSIONER OF POLICE AND CHIEF OF POLICE, PROVIDING FOR THE DUTIES THEREOF, PROVIDING THE COMPENSATION THEREFOR, PROVIDING FOR POLICE OFFICERS, PROVIDING THE COMPENSATION THEREFOR, PROVIDING THE AUTHORITY AND JURISDICTION OF THE COMMISSIONER OF POLICE AND DECLARING AN EMERGENCY.

The City of Brookings does ordain as follows:

Section 1. There is hereby created the Bureau of Police for the City of Brookings. The Bureau of Police shall consist of a Commissioner of Police, a Chief of Police and such other police officers as may be appointed by the Commissioner of Police pursuant to the provisions of this ordinance.

Section 2. The term of office of the Commissioner of Police shall run concurrently with that of Mayor, and the Mayor shall automatically occupy the office of Commissioner of Police during his incumbency and until his successor has been duly elected and qualified.

Section 3. The powers and duties of the Commissioner of Police shall be:

- (a) He shall be the senior officer of the Bureau of Police and bear the responsibility for efficient and effective police protection for the City.
- (b) Subject to confirmation by the Council entered in the journal, he shall have authority to appoint the Chief of Police and also to remove the Chief of Police from office; and he shall have authority to appoint such other police officers as the Council shall, from time to time, deem necessary, and he shall have authority to remove any such other police officers from the Bureau of Police.
- (c) He shall supervise and direct the activities of the Chief of Police and other police officers of the City.
- (d) Whenever, in his sound discretion, an emergency exists, he shall have authority, without first consulting the Council, to appoint such additional police officers as in his judgment are necessary to meet the emergency, and such officers shall serve during the continuance of such emergency, and they shall be paid reasonable compensation for their services.
- (e) He shall, with the advice and consent of the Council, purchase or lease such property and equipment as he may deem necessary to carry out the purposes of this ordinance.
- (f) He shall furnish police badges, in such form and design as the Council may approve, to the Chief of Police and all other police officers of the Bureau of Police.

(g) He shall, with the advice and consent of the Council, make the necessary arrangements for the establishment and maintenance of a City jail, and he shall be responsible for the incarceration of persons sentenced to be in prison by the municipal court of the City of Brookings.

(h) He shall make rules and regulations governing the activities of the Bureau of Police, and he shall be responsible for maintaining discipline within the Bureau of Police.

(i) He shall have such other authority as may be necessary for the efficient and effective performance of his office and the Bureau of Police.

Section 4. The Commissioner of Police shall have all the powers of a peace officer within the geographic limits of the City of Brookings.

Section 5. The powers and duties of the Chief of Police shall be:

(a) To exercise all the powers of a police officer within the geographic limits of the City of Brookings.

(b) To carry out all directives, oral or in writing, issued to him by the Commissioner of Police.

(c) To exercise a vigilant control over the peace and quiet of the City of Brookings to the end that any person violating the ordinances of the City of Brookings shall be brought before the municipal court for the City of Brookings.

(d) Subject to the approval of the Commissioner of Police, he shall be responsible for the assignment of all details to other police officers of the Bureau of Police.

(e) He shall be responsible for the service and execution of all process issued by the Judge of the municipal court for the City of Brookings.

(f) He shall observe and cause all other police officers of the Bureau of Police to observe all rules and regulations issued by the Commissioner of Police.

Section 6. Such other police officers as the Commissioner of Police shall appoint, shall have, within the geographic limits of the City of Brookings, all the powers of a peace officer. They shall carry out all details assigned to them by the Commissioner of Police and the Chief of Police and they shall observe all rules and regulations issued by the Commissioner of Police.

Section 7. The Commissioner of Police shall receive such compensation, if any, as may be authorized by the Council from time to time.

Section 8. The Chief of Police and other police officers of the Bureau of Police shall receive such compensation as the Council shall authorize from time to time.

Section 9. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety of the City of Brookings, and an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect from and after its passage.

Read by title and in full this 19th day of October, 1951.

Read a second time by title this 23rd day of October, 1951.

Read a third time by title and passed by the Council this 23 day of October, 1951.

Authenticated this 23 day of October, 1951.

Robert O. Dimmick

Robert O. Dimmick, Mayor

Passed by the Council October 23, 1951.

W. Grayshell
Recorder

