

ORDINANCE BILL NO. 5 FOR 1939

ORDINANCE NO. 508

THE PEOPLE OF THE CITY OF LEBANON, OREGON, DO ORDAIN
AS FOLLOWS:

SECTION 1. DEFINITIONS. That the terms "Police" and "Police Force" of the City of Lebanon shall refer to and include the Marshal, Night Police, and Special Police.

SECTION 2. SCOPE. The rules and regulations herein contained to govern the police force of the City of Lebanon shall include such matters as heretofore not covered by any Ordinance, regarding which there has been uncertainty or dispute, and are intended to set out rules and regulations which are in addition to the ordinary duties of members of the police force as law enforcement officers of the city.

SECTION 3. AUTHORITY. The members of the police force shall perform such duties as specifically directed by the Common Council when it is in regular or special session, and, while not in session, by the Committee on Police and Health of said Council; that all members of the police force shall be answerable to the Common Council for any malfeasance, misfeasance, or non-feasance in office and shall be subject to impeachment on account thereof, or for open defiance of the Common Council or the Committee on Police and Health of said Council and subject to impeachment therefor in the manner provided by the Charter of said city.

The Marshal shall be the officer in charge of all other members of the police force and they shall perform their duties under his direction and orders, and the Marshal shall be responsible for the performance of the duties of such other police officers.

SECTION 4. SALARIES. The salaries of officers of the police force shall be such as may be set from time to time

by action of the Council and the salary of any member of the police force may be raised, lowered, or continued at the will of said Council.

SECTION 5. SICK LEAVE. Any member of the police force shall be entitled to not exceeding ten (10) days per year sick leave with pay; provided, however, that said sick leave shall not be accumulative for a longer period than one year; provided further, that to be entitled to sick leave an officer must present to the Chairman of the Police and Health Committee of the Council a certificate from his attending physician certifying that said officer is physically unable to perform his duties, and said certificate shall be so presented to the Chairman of said committee prior to the time said officer is scheduled to go on duty, provided such officer shall, from time to time, as the Chairman of the Police and Health Committee shall believe proper, submit to further examinations by his attending physician to ascertain whether said officer has recovered sufficiently to return to duty; provided, further, that the provision hereof referring to the period of sick leave shall not apply to an officer who shall receive a bona fide injury received while in the performance of his duty.

SECTION 6. SPECIAL POLICE. The employment of special police for emergencies shall be authorized only by the Mayor, as provided by the Charter; provided that, in the absence of the Mayor from the City, such employment shall be authorized by the Chairman of the Committee on Police and Health, and, in the absence of both of such officers, by any member of said committee.

SECTION 7. VACATION. Each police officer of the city shall be entitled to a vacation of two (2) weeks each year with pay; provided, however, that the Common Council shall direct each officer when his vacation shall be taken and shall direct whether such vacation shall be taken all at one time or split into periods to be designated by the Council in order that the efficiency of the police force shall not be jeopardized.

SECTION 8. RULES AND REGULATIONS.

(1) The Marshal shall go on duty at 6 A.M. of each day in the week and shall remain on duty until 6 P.M. with one (1) hour out between 11:30 A.M. and 12:30 P.M. for his noon meal; provided, however, that before assuming his duties in the morning, the Marshal shall receive the report of the Night Police and shall report to the Night Police any matters needing attention before going off duty in the evening.

That the Night Police shall go on duty at 6 P.M. of each day in the week and shall remain on duty until 6 A.M.; provided, however, that he shall be entitled to take one (1) hour between the hours of 12 midnight and 1 A.M. for a meal; provided, however, that such meal shall be taken in the business part of town where he can continue his watch while he eats; provided further, that before going on duty he shall receive from the Marshal his report and shall give a report to the Marshal concerning anything needing attention before leaving his duty in the morning.

(2) The members of the police force shall remain on duty during the periods heretofore designated and, if an emergency should arise, shall not leave duty without notifying the other member of the force and providing for some other officer or competent person to take up his duties during his absence. That no officer shall loiter around any place of business, dwelling, or other place while on duty and shall keep a reasonably consistent patrol over the city; provided, however, that when any officer shall be called out of the business district or the more thickly populated part of town to perform any special or other duty than patrol, he shall report the same and file said report

at the City Recorder's office when going off duty; provided further, that it shall be the duty of any officer to perform such duties as heretofore provided by Ordinance when requested to do so, even though such duty shall take him out of the business district or thickly populated portion of town; that after performing said duty, he shall immediately return to his regular duties and file a report of special duties performed when going off duty as heretofore provided. That absence from duty without proper explanation therefor shall be a ground for impeachment of any officer in the manner provided by Charter.

(3) That it shall be the duty of every police officer to make a report to the Chairman of the Police and Health Committee within twenty-four (24) hours after receiving a report of any violation of a city ordinance or State law or that a misdemeanor, crime or felony has been or is being committed; provided further, that it shall be the duty of any police officer to make the proper arrest and promptly file a formal, criminal complaint in the Court of the proper magistrate when he has observed the commission of a misdemeanor, crime, or felony, or violation of a city ordinance.

(4) It shall be the duty of the Night Police to try all doors and places of possible entry of all places of business as soon as his other duties will permit him to do so after going on duty at night, and he shall turn off display lights at the approximate time indicated, when requested to do so by store proprietors. He shall keep a vigilant patrol of the entire business district of the city during the hours of night when robberies might occur and fires might start without the observance of other persons. That in the event a place of business shall be found unlocked or in danger of being entered, he shall immediately notify the proprietor and

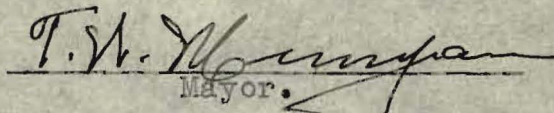
stay or leave someone on guard until the place of business is securely locked. He shall also immediately investigate any suspicious persons or circumstances coming to his attention.

(5) The officer on duty shall give prompt attention to and answer the police alarm, operated from the office of the Lebanon Telephone Company, whenever said alarm shall be given.

(6) Officers of the police force shall report for duty in and at all times while on duty wear such police uniforms as are approved by and acceptable to the Police and Health Committee of the Council. That upon retiring from office or employment as a police officer, sidearms, belts, and other equipment furnished by the City shall be returned in as good condition as when the same were received, reasonable wear, tear, and depreciation excepted, and if not so returned, such officer shall reimburse the City for the cost thereof.

SECTION 9. This Ordinance being necessary for the preservation of the public peace, health, and safety of the people of said City, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this 2nd day of May, 1939.


Mayor.

Attest:


City Recorder.