

ORDINANCE NO. 78

AN ORDINANCE ESTABLISHING A MUNICIPAL POLICE DEPARTMENT

WHEREAS, under 14-52-101, the city council has power to establish a city police department, to organize it under the general superintendence of the mayor, and to prescribe its duties and define its powers in such manner as will most effectually preserve the peace of the city, secure the citizens thereof from personal violence, and safeguard their property from fire and unlawful depredations; and

WHEREAS, the City Council of the City of Cherry Valley has determined that it is in the best interests of the citizens of Cherry Valley for the city to create a municipal police department for the protection of its citizens:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHERRY VALLEY, ARKANSAS:

Section 1. Established. The city hereby establishes a police department which shall be known as the "Cherry Valley Police Department" and the duties thereof shall be to maintain police protection and police services within the City of Cherry Valley, in order to preserve the peace of the city, secure the citizens thereof from personal violence, and safeguard their property from fire and unlawful depredations. STATE LAW REFERENCE-See A.C.A. 14-52-101

Section 2. Duties of Police Chief. The Police Chief shall be the head of the department and shall be fully responsible for the operation and the equipment of the department. It shall be his duty to determine all matters in connection with the

operation of his department, except the expenditure of city funds therein. He shall attend meetings of the City Council and make his monthly report to the City Council concerning the operation and equipment of the department, and such other matters as shall be determined necessary by ordinance of the City Council. Other duties shall be such as are fixed by the laws of the state and ordinances of the city.

Section 3. Appointment of Chief. The Chief shall be appointed by the Mayor.

Section 4. Funding. That the operations of the Police Department shall be funded under the budget of the City of Cherry Valley.

Section 5. Drug Enforcement Program. That due to the need to finance the operation of a drug enforcement program operated by the Cherry Valley Police Department, that all motor vehicles or other property confiscated pursuant to arrests for drug-related offenses shall be sold at public sale and the proceeds of said sale applied to the drug enforcement fund.

SECTION 6. Emergency Clause. It is hereby found and declared that there is an urgent need for police services and protection within the City of Cherry Valley. Therefore, an emergency is hereby declared to exist and this ordinance being necessary for the immediate preservation of the public health, peace, safety, and welfare shall take effect and be in force immediately upon its passage and approval.

Passed and approved this 1st day of January, 1993.

APPROVED:

Mike Wood

Mike Wood, Mayor

ATTEST:

Leona Meredith

Leona Meredith
City Clerk

SEAL