

ORDINANCE NO. 23-2015
AN ORDINANCE AMENDING SECTION 2.32 – POLICE DEPARTMENT

WHEREAS, the Board of Trustees has determined it to be reasonable and necessary to amend the Municipal Code regarding the Police Department; and

WHEREAS, such amendments are in the best interest of the citizens of the Town of Monument.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MONUMENT AS FOLLOWS

Chapter 2.32 - POLICE DEPARTMENT

Sections:

2.32.010 - Creation—Composition.

There is created a police department for the Town which shall consist of one police chief and as many police officer' s as may, from time to time, be deemed necessary for the safety and good order of the Town.

(Prior code § 2-8-1)

2.32.020 - Departmental rules and regulations.

The police department shall be operated and managed in accordance with such departmental rules and regulations as set forth by the Chief of Police.

(Prior code § 2-8-2)

2.32.030 - Police chief—Powers and duties.

The police chief shall be the head of the police department and shall have the same power that sheriffs have by law, coextensive with the county in cases of violation of town ordinances, for offenses committed within the limits of the town. The police chief shall execute all writs and processes directed to the chief by the municipal judge in any case arising under a town ordinance and receive the same fees for services that sheriffs are allowed in similar cases.

(Ord. 2-98; prior code § 2-8-3)

2.32.040 - Police officers—Duties.

All members of the police department shall have power and duties as follows:

- A. They shall perform all duties required of police officers.
- B. They shall be the enforcement officers of the Town and shall see that the provisions of this code and the code of the state of Colorado are complied with. They shall arrest, without process, all persons engaged in the violation in their presence of any provision of this code or the law of the state. Upon such arrest they shall forthwith convey such offenders before the proper officer to be dealt with according to law; provided, that they may incarcerate any person whom they shall arrest at a late and unusual hour of the night until the following morning, and provided further that in the special cases relating to traffic offenses, they may release an arrested person upon the person's written promise to appear in court.
- C. They shall report such offenses as may come to their knowledge to the proper Town official or they shall report the same to the municipal judge, securing a warrant for the arrest of offenders when desirable.
- D. They shall execute and return all writs and process to them directed by the municipal judge in any case arising under a Town ordinance, and they may serve the same in any part of the county in which the Town is situated.
- E. They shall observe the condition of the streets, sidewalks and alleys of the Town, and of any obstruction, nuisance or impediments therein, and shall take necessary measures to remove or abate the same.

(Prior code § 2-8-4)

2.32.050 - Oath and bond.

Before entering upon the duties of office, each police officer shall take and subscribe an oath to support the Constitution and laws of the state of Colorado, the Constitution of the United States, and the ordinances of the Town and to faithfully perform the duties of the office upon which he or she is about to enter.

(Prior code § 2-8-5)

2.32.060 - Uniforms.

Every police officer shall wear at all times while on duty, a uniform of the type and quality prescribed by the Chief of Police. Based upon assignment the wearing of a uniform may be modified at the Chiefs discretion.

(Prior code § 2-8-6)

2.32.070 - Duty of citizens to aid.

It shall be the duty of all persons, when called upon by any police officer, to promptly aid and assist such officer in the discharge of the officer's duties.

(Prior code § 2-8-7)

2.32.080 - Extraterritorial duty.

The police chief may, in the chief's discretion, upon request of the police chief or person exercising the functions thereof in any other jurisdiction, assign police officers under his or her control, together with such equipment as the chief shall deem to be proper, to perform temporary duty in the requesting jurisdiction.

(Prior code § 2-8-8)

2.32.090 - Reserve police—Appointment—Powers.

The mayor may, upon an emergency, riot, pestilence, invasion, or at any time the mayor shall deem necessary for the peace, good order, or health of the Town, order the police chief to appoint reserve police officers for a specified time, not exceeding two days, without the approval of the board. The mayor may also, with the approval of a majority of the board of trustees, order the police chief to appoint such number of reserve police officers as may be agreed upon by the board, to serve upon days of election, public celebration and holidays, and the reserve police officers shall have and possess all the powers and privileges of regular police officers during the time for which they may be appointed.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MONUMENT, THIS ORDINANCE WAS INTRODUCED, PASSED, APPROVED AND ADOPTED on this 17 day of August, 2015, by a vote of 5 for and 0 against.

TOWN OF MONUMENT

, Mayor Pro Tem

APPROVED AS TO FORM:

ATTEST:

Gary Shupp, Town Attorney

Cynthia Sirochman, Town Clerk, CMC