

ORDINANCE NO. 1978-M-25
AN ORDINANCE AMENDING
CHAPTER 7, THE POLICE DEPARTMENT,
OF THE MUNICIPAL CODE OF ST. CHARLES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, AS
FOLLOWS:

1. That Chapter 7, Police Department, of the
Municipal Code of the City of St. Charles, is hereby
deleted and the following substituted therefor:

CHAPTER 7

POLICE DEPARTMENT

7.001 CREATION:

There is hereby created a Police Department, an executive department of the City of St. Charles, Illinois. The Police Department shall consist of the Chief of Police, two Captains, five Sergeants, four Corporals, twenty-five Patrol Officers, and such other members that may be provided for from time to time by the Mayor and City Council. All appointed police officers of the Police Department, including the Chief of Police, are to be considered employees of the City of St. Charles.

7.002 APPOINTMENTS AND PROMOTIONS:

All appointments and promotions to, other than that of the Chief of Police who shall be appointed by the Mayor for the term of one year or until his successor is appointed, commencing May 1st of each year, such appointments to be confirmed by the City Council, shall be made by the Board of Fire and Police Commissioners as provided for by law.

7.003 DUTIES:

The Chief of Police shall perform the duties that the City Council prescribes for the preservation of the public peace, and the observance and enforcement of ordinances and laws. The Chief of Police shall be responsible for planning, directing, coordinating, controlling and staffing all activities of the department for its continued and efficient operation, for the enforcement of the rules and regulations within the department, for the completion and forwarding of such reports as may be required by competent authority, and for the department's relations with the citizens of St. Charles, the City government, and other official agencies.

The Mayor, Aldermen, Alderwomen, Chief of Police, and police officers of the City of St. Charles, shall be conservators of the peace. All persons specified and authorized by this Ordinance shall have power: (1) to arrest or cause to be arrested, with or without process, all persons who break the peace, or are found violating any municipal ordinance or any criminal law of the State; (2) to commit arrested persons for examination; (3) if necessary, to detain arrested persons in custody over night or Sunday in a safe place, or until they can be brought before the proper court; and (4) to exercise all other powers as conservators of the peace that the City authorities may prescribe.

All warrants for the violation of municipal ordinances, or the State criminal law, to whomsoever directed, may be served and executed within the limits of the City of St. Charles by any police officer thereof. For this purpose, police officers have all the common law and statutory power of sheriffs.

7.004 RULES AND REGULATIONS:

The Chief of Police shall make or describe such rules and regulations to govern the operations of the police department and for the conduct of its members as he shall deem necessary; such rules and regulations when approved by the Mayor and City Council shall be binding on such members and employees of the police department.

Such rules and regulations shall be printed in appropriate form, a copy of which shall be given to each member and employee of the Police Department.

7.005 BENEFITS:

Vacations, sick leave, holidays, insurances and all other benefits which would be applicable to all City employees, as determined by the Mayor and City Council shall be granted to members and employees of the Police Department.

7.006 PRIVATE OCCUPATIONS:

No member of the St. Charles Police Department shall directly or indirectly engage in the following private occupations within the corporate limits of the City of St. Charles, Illinois:

(a) A private detective, a private detective agency, or a private detective business.

A private detective business shall consist of the business of making, for hire or reward, an investigation or investigations by a person or persons for the purpose of obtaining information with reference to any of the following matters: crime against a commonweath or wrongs done or threatened; the habits, conduct, movements, whereabouts, associations, transactions, reputations, or character of any person, firm or corporation; the credibility of witnesses or other persons; the location or recovery of lost or stolen property; the causes, origin or responsibility for fires or accidents or injuries to real or personal property; or concerning the truth or falsity of any statement or representation; or the business of securing for hire or reward, evidence to be used before authorized investigating committees, boards of award or arbitration, or in the trial of civil or criminal cases. The business of furnishing for hire or reward, guard or guards, watchman or watchmen, patrolman or patrolmen, or other persons to protect persons or property, both real or personal, or to prevent theft or the unlawful taking of goods, wares and merchandise, or to prevent the

misappropriation or concealment of goods, wares and merchandise, money, bonds, stocks, choses in action, notes or other valuable documents or papers, and shall include any individual who shall for hire patrol, watch or guard any residential, industrial or business property or district, or the business of performing the service of such guard or other person for any of said purposes.

A detective agency shall mean and include any person, firm or corporation engaged in the private detective business who employs one or more persons in conducting such business.

A private detective shall mean and include any person who, singly, conducts a private detective business without the assistance of any employee and who is the holder of a certificate of registration issued by the Department of Registration and Education of the State of Illinois.

(b) The repossession of personal property.

(c) The serving of legal documents or papers that do not arise out of their duties as members of the St. Charles Police Department.

2. That Chapter 7, The Police Department, of the Municipal Code of St. Charles, as hereinbefore and hereafter amended, shall remain in full force and effect.

3. That this Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PRESENTED to the City Council of the City of St. Charles, Illinois, this 18th day of September, 1978.

PASSED by the City Council of the City of St.
Charles, Illinois, this 18th day of September, 1978.

APPROVED by the Mayor of the City of St. Charles,
Illinois, this 18th day of September, 1978.



MAYOR

ATTEST:

Mary E. Chrenak
City Clerk

Council Vote: Unanimous

Aye: 9

Nay: 0

STATE OF ILLINOIS)
)
COUNTIES OF KANE AND DUPAGE) SS.
)
CITY OF ST. CHARLES)

This is to certify that the above and foregoing is a true and correct copy of Ordinance No. 1978-M-25 entitled An Ordinance Amending Chapter 7, The Police Department, of the Municipal Code of St. Charles

passed by the City Council of the City of St. Charles on the 18th day of September 19⁷⁸ A.D., as morefully appears from the records and files of said City in my custody.

Given under my hand and the official seal of said City of St. Charles, this 18th day of September 19⁷⁸ A.D.

Mary E. Chrencik
Mary E. Chrencik, City Clerk