

City of St. Charles, Illinois

Ordinance No. 2008-M-6

**Ordinance Amending Title 2
"Administration and
Personnel," Chapter 2.32
"Police Department" of the St.
Charles Municipal Code**

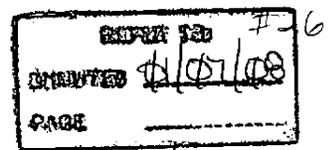
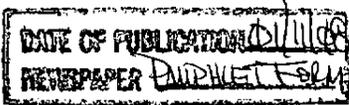
**Adopted by the
City Council
of the
City of St. Charles
January 7, 2008**

**Published in pamphlet form by
authority of the City Council
of the City of St. Charles,
Kane and Du Page Counties,
Illinois, January 11, 2008**



City Clerk





ORDINANCE NO. 2008-M-6

**ORDINANCE AMENDING TITLE 2,
ADMINISTRATION AND PERSONNEL,” CHAPTER 2.32
“POLICE DEPARTMENT” OF THE ST. CHARLES
MUNICIPAL CODE**

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

1. That Title 2, “Administration and Personnel,” Chapter 2.32, “Police Department” of the St. Charles Municipal Code, is hereby amended by deleting Section 2.32.020 “Appointment and Promotions, paragraphs B, C, D and E and in lieu thereof the following language shall be substituted:

2.32.020 Appointment, Promotion; and Vacancy Filling.

- B. Appointment. The Chief of Police shall be recommended for appointment by the City Administrator and appointed annually by the Mayor with advice and consent of the City Council.
- C. Term. The Chief of Police shall hold office from the date of appointment until the first day of May of the year following appointment unless removed as provided by ordinance.
- D. Removal. If the City Administrator determines that the Chief of Police is not satisfactorily fulfilling the duties of the position, the City Administrator, with approval of the Mayor and City Council, may terminate the Chief of Police at any time.
- E. Appointment Mid-Term. If a Chief of Police is terminated prior to the end of his or her term, the Mayor, upon the receipt of a recommendation from the City Administrator, and advice and consent of the City Council, may appoint a new chief of police prior to May 1st.

2. That Title 2, "Administration and Personnel," Chapter 2.32, "Police Department" of the St. Charles Municipal Code, is hereby amended by deleting Section 2.32.030 paragraph B in lieu thereof the following language shall be substituted:

2.32.030 Powers and duties of police chief and department.

B. The Chief of Police and police officers of the city shall be conservators of the peace. All persons specified and authorized by this chapter shall have power:

1. To arrest or cause to be arrested, with or without process, all persons who break the peace, or who 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 overnight 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.

(Ord. 1978-M-25 § 1 (part): prior code § 7.005)

3. That, after the adoption and approval hereof, this Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

4. This Ordinance shall be in full force and effect ten (10) days from and after its passage by a vote of the majority of the corporate authorities now holding office, approval and publication in the manner provided by law.

PRESENTED to the City Council of the City of St. Charles, Illinois, this 7th day of January, 2008.

PASSED by the City Council of the City of St. Charles, Illinois, this 7th day of January,
2008.



APPROVED by the Mayor of the City of St. Charles, Illinois, this 7th day of January,

A handwritten signature in black ink, appearing to read "Donald P. DeWitte".

Donald P. DeWitte, Mayor

Attest:

A handwritten signature in black ink, appearing to read "Nancy Garrison".

Nancy Garrison
City Clerk

Council Vote:

Ayes: 10

Nays: 0

Absent: 0

Abstain: 0

State of Illinois)
) ss.
Counties of Kane and DuPage)

Certificate

I, NANCY GARRISON, certify that I am the duly elected and acting Municipal City Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on January 7, 2008, the Corporate Authorities of such municipality passed and approved Ordinance No. 2008-M-6, entitled

"Ordinance Amending Title 2
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Personnel," Chapter 2.32
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Charles Municipal Code,"

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2008-M-6, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on January 11, 2008, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 7th day of January 2008.



Nancy Garrison
Municipal Clerk