

*An Ordinance Establishing and
Regulating the Police
Department.*

Be it ordained by the City Council of the city of Grand Junction:

SECTION 1. There shall be, and hereby is, established a police department for Grand Junction, which shall consist of the marshal of Grand Junction and such police officers as may be appointed from time to time.

SEC 2 The marshal and all regular police officers shall be appointed by the city council and shall hold their office during its pleasure.

SEC 3. The mayor shall be the head of the police department, and shall have the general superintendence thereof; see that the several members of the department are prompt and faithful in the discharge of their duties, and, from time to time, take such measures as he may deem expedient for the preservation of the peace and good order, and the enforcement of the laws and ordinances of Grand Junction; and he shall have power to appoint special police officers, or to fill any vacancies that may happen in the police department, until such appointment can be reported to the city council, and shall also have power to temporarily appoint special police officers on special occasions when an increase in the police department is required for the peace and good order of the city.

SEC 4. The mayor, aldermen, marshal and police officers of Grand Junction, as conservators of the peace, shall have

power to arrest, or cause to be arrested, with or without process, and take before the police magistrate, all persons who shall be found in the act of violating any ordinance of the city, or who may be reasonably suspected of having committed any crime or misdemeanor or of having violated any ordinance; and shall have power to detain, or cause the detention of all such persons in custody in the city jail or other safe place, overnight and over the Sabbath, and until such person can be duly examined by, or tried before the police magistrate.

SEC. 5. The marshal shall be the chief of police, and all the police officers shall be in subordination to him, except in cases otherwise provided by ordinance.

SEC. 6. In addition to the duties prescribed by law, it shall be the duty of the marshal:

First—To see that all laws and ordinances are enforced; and whenever any violation thereof shall come to his knowledge or be reported to him, he shall cause the requisite complaint to be made, and see that the evidence is procured for the successful prosecution of the offender or offenders.

Second—He shall be the keeper of the jail or calaboose, and shall receive and safely keep any and all persons who may have been arrested by any officer of Grand Junction.

Third—He shall report to the mayor and board of aldermen, any dereliction of duty or improper conduct of any police officer of Grand Junction.

Fourth—He shall keep a full and complete record of all his official acts, and particularly he shall keep a record of the names of all persons arrested, the cause of their arrest, the amount of money or other property taken from their person and the disposition of the case. He shall also keep a record of all persons confined in the city jail, the term of their confinement, the length of time they are engaged in work for the city, and the amount of medical attendance they have required.

Fifth—He shall make to the city council at its first regular monthly meeting, in each and every month, a report of all matters of which he is required to keep a record.

Sixth—He shall attend all meetings of the city council, and shall serve all notices of special meetings and execute all process lawfully directed to him.

Seventh—In case no street commissioner shall be appointed, or in case of a vacancy in such office, the marshal shall be ex-officio street commissioner, and he shall have all powers and perform all the duties of such office.

Eighth—He shall perform such other duties as may from time to time be required by ordinance or order of the city council.

SEC. 7. It shall be the duty of all police officers, on or before the first day of each and every month, to make a full and complete report of all their official acts to the marshal or chief of police and to aid and assist the marshal in the execution of the duties herein enjoined; and they shall have power and authority to serve and execute warrants and other process for the apprehension and commitment of persons charged with, or held for examination or trial, or take in execution on any judgment for the commission of any crime or misdemeanor or violation of any law or ordinance of Grand Junction.

SEC. 8. It shall be the duty of the marshal and police officers to see that all persons liable to pay a city license, take out their license as provided by the city ordinances.

SEC. 9. Any police officer who shall neglect or refuse to perform any duty required of him by the ordinances of Grand Junction, or who shall, in the discharge of his official duties be guilty of any fraud, extortion, oppression, favoritism, partiality, or wilful wrong or injustice, shall, on conviction, be fined in a sum not less than ten dollars nor more than one hundred dollars for each offense.

SEC. 10. The marshal and all regular police officers shall, while upon duty, wear a star or other badge designating their respective offices, and shall be required to dress at their own expense, in the uniform prescribed by the city council.

SEC. 11. No person shall be eligible to appointment as city marshal or policeman unless he be a qualified voter in the city; nor if he has been discharged or removed from the police force for cause, at any time during three years preceding his application for appointment. Every person appointed upon the regular police force shall, before entering upon his duties, take and subscribe an official oath and enter into bond as prescribed by law.

SEC. 12. No regular police officer shall resign his position without giving a week's notice of his intention so to do to the mayor and city marshal. In resigning he shall give up to the city marshal his star or badge or insignia of office, and police club, as well as all other property belonging to the city.

SEC. 13. Any person, co-partnership or body corporate desiring the services of a special policeman in or about his, their or its property or place of business, upon agreeing to defray all expenses of the maintenance of such special policeman, may, upon application to the city council, have any suitable person appointed as such. Such special policeman shall take the usual oath of office and give the usual bond required of regular police officers; and shall have the powers of a regular police officer in and upon the property and premises for which he may have been appointed, but not elsewhere. Special police officers so appointed shall be under the control of the city marshal, and the person, co-partnership or body corporate at whose instance such officer was appointed, shall be responsible for the pay of such officer, and the city of Grand Junction shall in no case incur any liability of any character whatever by reason of the appointment of such special policeman. All such special police officers while on duty shall wear a star or badge having inscribed thereon "Special Police."

SEC. 14. It shall be the duty of all persons in Grand Junction, when called upon by any police officer or other member of the police department, to promptly aid and assist him in the execution of his duties. Any person neglecting or refusing to give such aid and assistance, shall on conviction be fined not less than five nor more than one hundred dollars.

SEC. 15. Every person arrested under the authority of the city, shall have the right to be taken immediately before the police magistrate, if he may be found at his office, and to give bail for his appearance to answer for the offense charged, in double the amount of the highest penalty for the offense charged, provided that in no case shall the penalty in such bond exceed the sum of three hundred

dollars; provided also, that if the police magistrate is not found at his office and cannot be speedily obtained, the mayor or marshal may take bail and approve the bond until the next session of the police court. All persons arrested as aforesaid, shall be confined in the city jail until brought before the police magistrate and released according to law, unless bail be given as hereinbefore provided; Provided, that no person while in a state of intoxication, or drunk, shall be entitled to be admitted to bail under the provisions of this section.

SEC. 16. No police officer shall ask, demand or accept any compensation or reward from any citizen or other person for services while on duty for the city, except as otherwise provided by ordinance, and any such officer violating any of the provisions of this section shall on conviction be fined not less than five nor more than one hundred dollars. Provided, that this section shall not be construed to prohibit such officer from receiving any reward for his services in apprehending any fugitive from justice or other like service, which reward has been publicly advertised or offered.

Passed this 26th day of September, A. D. 1891.

EDWARD W. GANNON,
Temporary President.

Attest; FRANK McCLINTOCK,
City Clerk Pro Tem.

Edward W Gannon
Temporary President
Frank McClintock City Clerk
Pro Tem