

# CHAPTER 9

## PERSONNEL

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ARTICLE 9.01 GENERAL PROVISIONS

(Reserved)

ARTICLE 9.02 POLICE

Division 1.  
Generally

Sees. 9.02.001-9.02.030 Reserved

Division 2. Police Reserve Force \*

Sec. 9.02.031 Established as separate and distinct from police department

An auxiliary police force to be known as the police reserve is hereby established; such force to be separate and distinct from the police department.

Sec. 9.02.032 General powers of chief of police

(a) The chief of police shall be the head of the police reserve and the members of the reserve shall be under the authority, control and command of the chief of police, subject to all of the provisions of the ordinances of the city and of this division.

(b) The chief of police may, by order, establish rules and regulations to govern the police reserve force, to fix specific duties of its members, and to provide for the maintenance of discipline. He may change such orders from time to time, and he may command members of the police reserve force to obey the instructions of regular police officers in carrying out their orders.

Sec. 9.02.033 Composition

The police reserve force shall be composed of personnel who have volunteered to join the organization and whose applications for membership have been accepted by city council and who have complied with all the rules, regulations and orders provided for the conduct and control of the members thereof.

Sec. 9.02.034 Diminishing or expanding membership

The chief of police, with city council approval, may diminish or expand the membership of the police reserve as exigency may require.

Sec. 9.02.035 Application for membership

Application for membership in the police reserve shall be filed with the police department. Such application shall be on a form prescribed by the chief of police and approved by the city council, and shall state the residence of the applicant.

\* State law reference-Authority to provide for police reserve force, V.T.C.A., Local Government Code, sec. 341.012.

Sec. 9.02.036 Applicant's qualifications and references

Each applicant for membership in the police reserve shall be at least twenty-one (21) years of age, and shall furnish satisfactory proof of good character, freedom from communicable diseases and physical ability to perform the duties of the position for which he seeks appointment. He shall furnish three (3) references.

Sec. 9.02.037 Oath required of applicants

Every person whose name appears on the list of eligible persons shall subscribe to an oath that he will observe and obey the Constitution of the United States, the constitution of this state, and the laws of this nation, this state and this city and that he will carry out the duties of a member of the police reserve force to the best of his ability.

Sec. 9.02.038 List of eligibles, appointment of members

A list of eligibles compiled by the chief of police and accompanied by a complete set of fingerprints or supplemented immediately by fingerprinting by the police department, which fingerprints shall be checked by the identification bureau to ascertain any criminal record of such person, shall be maintained by the police department. Members of the police reserve shall be appointed by the city council from such list of eligibles.

Sec. 9.02.039 Uniforms and badges

The chief of police shall prescribe the uniforms and furnish badges for the members of the police reserve force and direct the manner in which the same shall be worn.

Sec. 9.02.040 Duties

The duties of the police reserve force, subject at all times to the directions, supervision and control of the chief of police, and/or mayor and city council, shall be to assist the regular members of the police department in the enforcement of law and the maintenance of peace and order during periods of emergency designated by the chief of police, and/or mayor and city council. The chief may prescribe other duties than those mentioned herein by the police reserve force, not inconsistent with the provisions of this division.

Sec. 9.02.041 Power of arrest

A member of the police reserve force shall have the following powers of arrest and none other:

- (1) He may arrest only while on active duty.
- (2) He may arrest for a public offense committed in his presence.
- (3) He may arrest a person who he knows as a fact has committed a felony even though it was not committed in his presence.
- (4) He may arrest when a felony has in fact been committed, when he has reasonable cause for believing the person arrested has committed it.

(5) He may lend physical aid to any regular or reserve member of the police department in making any lawful arrest, when authorized by the chief of police or requested by any regular or reserve member of the police department.

Sec. 9.02.042 Termination of membership generally

Membership of any person in the police reserve may be terminated by the chief of police at any time for a cause deemed sufficient by the chief of police and city council, and any member may resign from the police reserve at any time, but it shall be his duty to notify the chief of his resignation.

Sec. 9.02.043 Expiration and renewal of membership

All commissions for membership in the police reserve shall expire automatically at midnight on the thirty-first of December of each year. A request for renewal of such commission for any next ensuing year may be had by filing an application.

Sec. 9.02.044 Impersonating member

It shall be unlawful for any person to wear, carry or display a police reserve force identification card, uniform or badge or otherwise represent himself to be connected with the police reserve force, unless he is in fact a member thereof in good standing.

(Ordinance 2-81 adopted 2/3/81)

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ARTICLE 9.03 DEPARTMENTS

Division 1.  
Generally

Sees. 9.03.001-9.03.030 Reserved

Division 2. Street and Road Department

Sec. 9.03.031 Established

The city by this division creates and establishes a department of the city to be known as the street and road department.

Sec. 9.03.032 Supervision by city foreman

The city foreman shall be responsible for the day-to-day management and supervision of the street and road department. In his or her capacity as the supervisor of this department, the city foreman shall periodically report to the city administrator as is from time to time deemed necessary by the city administrator.

Sec. 9.03.033 Functions

The street and road department created in section 9.03.031 of this division shall be responsible for the building, maintenance and repair of all streets and roads within the city as directed by the city foreman.

(Ordinance 2-93A adopted 2/11/93)

ARTICLE 9.04 TEXAS MUNICIPAL RETIREMENT SYSTEM"

The specific provisions of the Texas Municipal Retirement System, as adopted and participated in by the city and its employees, are hereby saved from repeal and shall be maintained on file in the office of the city secretary. (Ordinance adopting Code)

- State law reference-Texas Municipal Retirement System, generally, V.T.C.A., Government Code, ch. 851.