

**ORDINANCE NO. \_\_\_\_\_**

Synopsis: Adoption of this ordinance would allow for the appointment of the Chief of Police to serve as Director of Public Safety.

**AN ORDINANCE AMENDING CHAPTER 34.04 ENTITLED “CHIEF OF POLICE;  
APPOINTMENT; REMOVAL; RESPONSIBILITIES” OF THE CITY OF WASHINGTON  
CODE OF ORDINANCES**

**WHEREAS**, the City of Washington is a home rule government pursuant to the 1970 Illinois Constitution, Article VII, Section 6(a); and

**WHEREAS**, pursuant to its home rule power, the City of Washington may exercise any power and perform any function relating to its government and affairs including the power to regulate for the protection of the public health, safety, morals, and welfare; and

**WHEREAS**, the City Council of the City of Washington hereby finds that it is in the best interest of the public health, safety and welfare to appoint the Chief of Police to serve as Director of Public Safety.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WASHINGTON:**

**Section 1.** That § 33.04 of the City of Washington Code of Ordinances entitled “Chief of Police; Appointment; Removal; Responsibilities” is amended by deleting § 33.04 in its entirety and by substituting the following as § 33.04:

**§ 33.04 CHIEF OF POLICE; DIRECTOR OF PUBLIC SAFETY; APPOINTMENT;  
REMOVAL; RESPONSIBILITIES**

- (A) Appointment. The Chief of Police shall be appointed by the Mayor with the advice and consent of the City Council, and not by the Board of Police Commissioners.
- (B) Removal. The Chief of Police may be removed or discharged from the position of Chief by the Mayor, with the consent of the City Council, and said removal or discharge of the Chief of Police shall not become effective unless confirmed by a majority vote of the City Council.
- (C) Oath of Office. Before entering upon the duties of his office, the Chief of Police shall take the oath prescribed for all city officers.
- (D) Bond. The Chief of Police shall execute and deliver a bond, payable to the city, in an amount of five thousand dollars (\$5,000.00), with sureties, conditioned upon the faithful performance of the duties of his office.

(E) Duties.

(1) The Chief of Police shall be the head of, and the commanding officer of, the Police Department, and shall have control of the assignment and supervision of all members of the department, and shall direct all of the police work of the city. The Chief of Police shall also have the authority to hire, subject to the approval of the City Administrator, unsworn and non-commissioned administrative and support personnel within the Department of Police,

including dispatchers, administrative assistants and records clerks. The Chief of Police shall be responsible for the performance by the Police Department of its functions, and all persons who are members of the Police Department shall serve subject to the orders of the Chief of Police. The Chief of Police shall be responsible for the control and regulation of all equipment belonging to the Department, and shall keep such records and make such reports concerning the activities of the department as may be required by statute or by the City Council.

(2) The Chief of Police may, upon appointment by the Mayor and the advice and consent of the City Council, be given the additional duties of and be designated as the Director of Public Safety. If so appointed, the Director of Public Safety shall have all the duties identified in subparagraph (1), and in addition shall have responsibility for: administration of all contracts between the City of Washington and any third party for the providing of fire protection services or emergency medical support services; enforcement of all ordinances regarding the regulation of fire protection services or emergency medical support services; supervision of all real estate and personal property of the City relating to fire protection services or emergency medical support services; and other duties relating to public safety as may be designated by statute or by the City Council. The additional duties and position of Director of Public Safety may, at any time, be removed by the Mayor with the advice and consent of the City Council.

(F) Residence. The Chief of Police shall reside within the City of Washington within six (6) months of assuming the office of Chief of Police.

(G) In the event the Chief of Police is appointed as Director of Public Safety, whenever in this Code reference is made to the Chief of Police or Police Chief, such reference shall mean the Director of Public Safety, and where applicable, his or her designees.

**Section 2.** This Ordinance shall otherwise be in full force and effect from and after its passage and approval and publication as required by law.

**Section 3.** Any Section or provision of this Ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions, which shall remain in full force and effect thereafter.

PASSED AND APPROVED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2019.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK