

TITLE II – COMMUNITY PROTECTION
 DIVISION 1 – ADMINISTRATION

CHAPTER 25
 POLICE DEPARTMENT

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25.01 DEPARTMENT ESTABLISHED. The police department of the City is established to provide for the preservation of peace and enforcement of law and ordinances within the corporate limits of the City.

25.02 ORGANIZATION. The department shall consist of the Police Chief and such other law enforcement officers and personnel, whether full or part time, as may be authorized by Council.

25.03 PEACE OFFICER QUALIFICATIONS. In no case shall any person be recruited, selected, or appointed as a peace officer unless such person:

(Code of Iowa, Sec. 80B.11) (IAC, 501-2.1; 501-2.2[1&2])

1. Resident Citizen. Is a citizen of the United States and a resident of Iowa or intends to become a resident upon being employed.
2. Age. Has reached eighteenth birthday at the time of appointment.
3. Driver's License. Has a valid driver's or chauffeur's license issued by the State of Iowa.
4. Alcohol and Drugs. Is not addicted to drugs or alcohol.
5. Character. Is of good moral character as determined by a thorough investigation including a fingerprint search conducted of local, state and national fingerprint files and has not been convicted of a felony or a crime involving moral turpitude.
6. Physical Agility. Has successfully passed the physical agility test developed by the Iowa Law Enforcement Academy.
7. Conscientious Objector. Is not by reason of conscience or belief opposed to the use of force, when necessary to fulfill said person's duties.

8. Education. Is a high school graduate with a diploma, or possesses an equivalency certificate which meets the minimum score required by the State of Iowa as determined by the State Department of Education.
9. Vision. Has an uncorrected vision of not less than 20/100 in both eyes, corrected to 20/20 and normal color vision. Normal color vision, as determined by the American Optical Company, Pseudo-Isochromatic Plates test, requires correct identification of fourteen out of the eighteen plates.
10. Hearing. Has normal hearing in each ear. Hearing is considered normal when, tested by an audiometer, hearing sensitivity thresholds are within 25db measured at 1000Hz, 2000Hz and 3000Hz averaged together.
11. Physical Exam. Is examined by a licensed physician or surgeon and meets the physical requirements necessary to fulfill the responsibilities of a law enforcement officer.
12. Written Exam. Has performed satisfactorily in pre-employment cognitive or personality tests or both.

25.04 REQUIRED TRAINING. All peace officers shall have received the minimum training required by law at an approved law enforcement training school within one year of employment. Peace officers shall also meet the minimum in-service training as required by law.

(Code of Iowa, Sec. 80B.11[2]) (IAC, 501-3 and 501-8)

25.05 OATH. Every peace officer, before entering upon the duties of the office, shall qualify for office by taking the oath prescribed by Section 5.01 of the Code of Ordinances.

25.06 COMPENSATION. Members of the department shall be designated by rank and receive such compensation as shall be determined by resolution of the Council.

25.07 PEACE OFFICERS APPOINTED. The Police Chief shall be appointed and serve at the pleasure of the Mayor. Other members of the department shall be appointed by the Mayor subject to the approval of the Council.

(Code of Iowa, Sec. 372.4)

25.08 POLICE CHIEF: DUTIES. The Police Chief shall have the following powers and duties subject to the approval of the Council.

(Code of Iowa, Sec. 372.13[4])

1. General. Perform all duties required of the police chief or marshal by law or ordinance.
2. Enforce Laws. Enforce all laws, ordinances and regulations and bring all persons committing any offense before the proper court.
3. Writs. Execute and return all writs and other processes directed to him

4. Accident Reports. Report all motor vehicle accidents investigated to the State Department of Transportation.
(Code of Iowa, Sec. 321.266)
5. Prisoners. Be responsible for the custody of prisoners, including conveyance to detention facilities as may be required.
6. Assist Officials. When requested, provide aid to other City officers, boards and commissions in the execution of their official duties.
7. Investigations. Provide for such investigation as may be necessary for the prosecution of any person alleged to have violated any law or ordinance.
8. Record of Arrests. Keep a record of all arrests made in the City by showing whether said arrests were made under provisions of State law or City ordinance, the offense charged, who made the arrest and the disposition of the charge.
9. Reports. Compile and submit to the Mayor and Council an annual report as well as such other reports as may be requested by the Mayor or Council.
10. Command. Be in command of all officers appointed for police work and be responsible for the care, maintenance and use of all vehicles, equipment and materials of the department.

25.09 DEPARTMENTAL RULES. The Police Chief shall establish such rules, not in conflict with the Code of Ordinances, and subject to the approval of the Council, as may be necessary for the operation of the department including rules governing the following:

1. Rules of Conduct. The conduct and activity of members of the department during regular and off-duty hours.
2. Uniform. The wear and care of uniforms.
3. Weapons. The care, use and practice of side arms and other police weapons.
4. Communication. The procedures, use and care of the police radio and other communication systems.
5. Training. The nature, time and attendance requirements for in-service training of members of the department.
6. Emergencies. Temporary rules for the protection and functioning of the department as may be necessary in the event of an emergency until such rules may be considered by the Council.

7. Other. Such other rules as may be deemed necessary and advisable in assuring efficient and proper performance of the duties of the department.
8. Penalties. The penalties which may be imposed for violation of established departmental rules by members.
9. Notice. The Police Chief shall give written notice to any member charged with a violation of departmental rules specifying the rule violated, the nature of the violation and the penalty to be imposed.
10. Appeal. A member of the department charged with a violation of rules may request a hearing before the Council by filing notice of appeal with the Clerk within ten (10) days of receipt of notice of violation. The Council, at its next meeting, shall review the facts and affirm, modify or revoke the action of the Police Chief.

25.10 SUMMONING AID. Any peace officer making a legal arrest may orally summon as many persons as the officer reasonably finds necessary to aid the officer in making the arrest.

(Code of Iowa, Sec. 804.17)

25.11 TAKING WEAPONS. Any person who makes an arrest may take from the person arrested all items which are capable of causing bodily harm which the arrested person may have within such person's control to be disposed of accordingly to law.

(Code of Iowa, Sec. 804.18)

25.12 UNIFORM ALLOWANCE. All police officers shall be provided a uniform allowance as determined by resolution of the Council which shall be granted in the form of the purchase of clothing meeting the standard of color, style and quality specified by the City. Any officer who leaves the department's service shall turn over all items identifiable as official uniforms, including insignia, before receiving final compensation.

25.13 CONTRACT LAW ENFORCEMENT. In lieu of the appointment of a police chief by the Mayor as provided by Section 25.07, the Council may contract with the County Sheriff or any other qualified lawful entity to provide law enforcement services within the City and in such event the Sheriff or such other entity shall have and exercise the powers and duties of the Police Chief as provided herein.

(Code of Iowa, Sec. 28E.30)