

TITLE 6

LAW ENFORCEMENT

CHAPTER

1. POLICE AND ARREST.
2. WORKHOUSE.

CHAPTER 1

POLICE AND ARREST¹

SECTION

- 6-101. City manager authorized to appoint police officers and "auxiliary police officers."
- 6-102. Policemen subject to chief's orders.
- 6-103. Policemen to wear uniforms and be armed.
- 6-104. When policemen to make arrests.
- 6-105. Policemen may require assistance.
- 6-106. Disposition of persons arrested.
- 6-107. Police department records.
- 6-108. Fees for copies of reports.

6-101. City manager authorized to appoint police officers and "auxiliary police officers." There is hereby established a police department to be supported and equipped from appropriations by the board of commissioners. All apparatus, equipment and supplies shall be purchased by or through the city and shall be and remain the property of the city. The police department shall be composed of a chief to be appointed by the city manager, and any other police officers and/or "auxiliary police officers" (who will not be employee members of the city police department) deemed to be necessary by the police chief and the city manager. "Auxiliary police officers" will have the powers of city police officers only while in their performance of their duties for the City of Fairview, Tennessee. (1973 Code, § 1-401, as replaced by Ord. #785, June 2012)

6-102. Policemen subject to chief's orders. All policemen who are employee members of the city police department shall obey and comply with such orders and administrative rules and regulations as the chief of police may officially issue. (1973 Code, § 1-402)

¹Municipal code reference

Traffic citations, etc.: title 15, chapter 7.

6-103. Policemen to wear uniforms and be armed. All policemen shall wear such uniform and badge as the board of commissioners shall authorize and shall carry a service pistol and billy club at all times while on duty unless otherwise expressly directed by the chief for a special assignment. (1973 Code, § 1-403)

6-104. When policemen to make arrests¹. Unless otherwise authorized or directed in this code or other applicable law, an arrest of the person shall be made by a policeman in the following cases:

(1) Whenever he is in possession of a warrant for the arrest of the person.

(2) Whenever an offense is committed or a breach of the peace is threatened in the officer's presence by the person.

(3) Whenever a felony has in fact been committed and the officer has reasonable cause to believe the person has committed it. (1973 Code, § 1-404)

6-105. Policemen may require assistance. It shall be unlawful for any person to willfully refuse to aid a policeman in maintaining law and order or in making a lawful arrest when such a person's assistance is requested by the policeman and is reasonably necessary. (1973 Code, § 1-405)

6-106. Disposition of persons arrested. Unless otherwise authorized by law, when a person is arrested for any offense other than one involving drunkenness he shall be brought before the city court for immediate trial or allowed to post bond. When the arrested person is drunk or when the city judge is not immediately available and the alleged offender is not able to post the required bond, he shall be confined. (1973 Code, § 1-406)

6-107. Police department records. The police department shall keep a comprehensive and detailed daily record in permanent form, showing:

(1) All known or reported offenses and/or crimes committed within the corporate limits.

(2) All arrests made by policemen.

(3) All police investigations made, funerals convoyed, fire calls answered, and other miscellaneous activities of the police department. (1973 Code, § 1-407)

6-108. Fees for copies of reports. The Fairview Police Department will charge fees for copies of reports as follows:

(1) \$20.00 for a set of fingerprints to any person who is not a resident of the Fairview Community;

(2) \$5.00 for a copy of any accident report, arrest report or offense report;

(3) \$15.00 for any back ground check. (as added by Ord. #434, June 1998, and replaced by Ord. #511, Sept. 2001)

CHAPTER 2

WORKHOUSE¹

SECTION

6-201. County workhouse to be used.

6-202. Inmates to be worked.

6-203. Compensation of inmates.

6-204. Public service program.

6-205. Costs of program.

6-201. County workhouse to be used. The Williamson County Workhouse is hereby designated as the city workhouse, subject to such contractual arrangement as may be worked out with the county. (1973 Code, § 1-601)

6-202. Inmates to be worked. All persons committed to the workhouse, to the extent that their physical condition shall permit, shall be required to perform such public work or labor as may be lawfully prescribed for the county prisoners. (1973 Code, § 1-602)

6-203. Compensation of inmates.² Each workhouse inmate shall be allowed five dollars (\$5.00) per day as credit toward payment of the fines and costs assessed against him. (1973 Code, § 1-603)

6-204. Public service program. As an alternative to incarceration in the county workhouse pursuant to the provisions set out above, the city judge in his sole discretion may order a specified number of hours of public service as a condition of probation, provided that the board of commissioners has available a public service supervisor to administer and supervise such a program. (1973 Code, § 1-604)

6-205. Costs of program. There shall be assessed as additional court costs the amount of fifteen dollars (\$15.00) per participant in the public service program for the purpose of defraying the expenses of the program. (1973 Code, § 1-605)

¹Charter references: §§ 6-19-101(28) and 6-21-502.

²State law reference

Tennessee Code Annotated, § 40-24-104.