

TITLE 6

LAW ENFORCEMENT<sup>1</sup>

CHAPTER

1. POLICE DEPARTMENT.
2. ARREST PROCEDURES.

CHAPTER 1

POLICE DEPARTMENT<sup>2</sup>

SECTION

- 6-101. Policemen subject to police chief's orders.
- 6-102. Policemen to preserve law and order, etc.
- 6-103. Police department records.
- 6-104. Appointment of auxiliary policemen.
- 6-105. Pay of auxiliary policemen.

6-101. Policemen subject to police chief's orders. All policemen, auxiliary policemen and ride along personnel shall obey and comply with such orders and administrative rules and regulations as the police chief may officially issue. (Ord. # 1977-3, § 1, as replaced by Ord. #2008-16, Dec. 2008)

6-102. Policemen to preserve law and order, etc. Policemen shall preserve law and order within the town. They shall patrol the town and shall assist the town court during the trial of cases. Policemen shall also promptly serve any legal process issued by the town court.

6-103. Police department records. The police department shall keep a comprehensive and detailed daily record, in permanent form, showing at a minimum:

- (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.

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<sup>1</sup>Municipal code reference

Issuance of citations in lieu of arrest in traffic cases: title 15, chapter 7.

<sup>2</sup>See Resolution 1981-2 concerning training of police officers.

(4) Any other records required to be kept by the board of commissioners.

The police chief shall be responsible for insuring that the police department complies with the section.

6-104. Appointment of auxiliary policemen. The police chief may appoint such auxiliary policeman as are needed to assist the full-time policemen of the town in preserving law and order within the municipality, subject to approval of the board of commissioners. (Ord. # 1977-3, § 2, as replaced by Ord. #2008-16, Dec. 2008)

6-105. Pay of auxiliary policemen. The board of commissioners shall set from time to time the compensation, if any, to be paid to any auxiliary policemen. (Ord. # 1977-3, § 2)

## CHAPTER 2

ARREST PROCEDURES

## SECTION

6-201. When policemen to make arrests.

6-202. Disposition of persons arrested.

6-201. When policemen to make arrests.<sup>1</sup> 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.

6-202. Disposition of persons arrested. (1) For code or ordinance violations. Unless otherwise provided by law, a person arrested for a violation of this code or other town ordinance, shall be brought before the town court. However, if the town court is not in session, the arrested person shall be allowed to post bond with the town court clerk, or, if the town court clerk is not available, with the ranking police officer on duty. If the arrested person fails or refuses to post bond, he shall be confined pending his release by the town judge. In addition, if the arrested person is under the influence of alcohol or drugs when arrested, even if he is arrested for an offense unrelated to the consumption of alcohol or drugs, the person shall be confined until he does not pose a danger to himself or to any other person.

(2) Felonies or misdemeanors. A person arrested for a felony or a misdemeanor shall be disposed of in accordance with applicable federal and state law and the rules of the court which has jurisdiction over the offender.

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<sup>1</sup>Municipal code reference

Issuance of citation in lieu of arrest in traffic cases: title 15, chapter 7.