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CITY OF ANGUS, TEXAS

ORDINANCE NO. 32

AN ORDINANCE AMENDING CHAPTER 1, SECTION 11 OF THE CODE OF ORDINANCES OF THE CITY OF ANGUS, TEXAS, ENTITLED FORM OF GOVERNMENT, TO PROVIDE FOR THE ADOPTION OF TITLE 28, CHAPTERS 1 - 10, REVISED CIVIL STATUTES OF TEXAS; AMENDING CHAPTER 7, SECTION 3 OF THE CODE OF ORDINANCES ENTITLED TOWN MARSHAL, TO PROVIDE FOR DISPENSING WITH THE OFFICE OF ELECTED TOWN MARSHAL AND CREATION OF THE OFFICE OF APPOINTED CHIEF OF POLICE; PROVIDING FOR REPEAL AND AMENDMENT OF ORDINANCES IN CONFLICT; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANGUS, TEXAS:

SECTION I

THAT CHAPTER 1, SECTION 11 OF THE ANGUS CODE OF ORDINANCES IS HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 11: FORM OF GOVERNMENT

Title 28, Chapters 1-10, Revised Civil Statutes of the State of Texas 1925, and amendments thereto, relating to cities and towns are hereby adopted by the City of Angus, as provided for in Article 961, V.T.C.S, and the government of the City and its affairs shall hereafter be guided thereby. The City Council having determined that there exists one or more manufacturing establishments within the City and having adopted this section by a two-thirds (2/3) vote of the City Council, the City Secretary is hereby directed to file notice of said adoption with the County Clerk of Navarro County. The City Council shall be composed of a Mayor and Five (5) Councilmembers, all elected at large. The Mayor and two (2) Councilmembers shall be elected in odd numbered years, and three (3) Councilmembers shall be elected in even numbered years. The terms of the Mayor and Councilmembers shall be two (2) years.

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SECTION II

THAT CHAPTER 7, SECTION 3 OF THE ANGUS CODE OF ORDINANCES IS HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 3: CHIEF OF POLICE

A. CREATION OF OFFICE

The office of Town Marshal is hereby dispensed with, upon expiration of the term of the incumbent Town Marshal, and the office of Chief of Police is hereby created. The Chief of Police shall receive such compensation as may be fixed by the City Council and give such bond for the faithful performance of his duties as the City Council may require. The Chief of Police shall be appointed and removed by the Mayor subject to the approval of the City Council.

B. QUALIFICATIONS FOR OFFICE

The Chief of Police shall meet all peace officer qualifications as stated in the rules and regulations as prescribed by the Texas Commission on Law Enforcement Officer Standards and Education.

C. POWERS AND DUTIES

The Chief of Police shall have all the powers and duties prescribed to it by law. The duties shall include the following:

- (1) The Chief of Police shall attend sessions of the Municipal Court and execute all writs and process issued from said Court.
- (2) The Chief of Police shall be active in quelling riots, disorders, and disturbances of the peace within the city limits and shall take into custody all persons so offending against the peace of the City.
- (3) The Chief of Police shall have the authority to take suitable and sufficient bail for the appearance before the Municipal Court of any person charged with an offense against the ordinances or laws of the City.

- (4) The Chief of Police may arrest, without warrant, all violators, within his view, of the public peace, and all who obstruct or interfere with him in the execution of the duties of his office or who shall be guilty of any disorderly conduct or disturbance whatever.
- (5) The Chief of Police shall prevent a breach of the peace or preserve quiet and good order.
- (6) The Chief of Police shall have the authority to close any theater, ballroom, or other place or building of public resort.
- (7) In the prevention and suppression of crime and arrest of offenders, The Chief of Police shall have, possess, and execute like power, authority, and jurisdiction as any municipal peace officer.
- (8) The Chief of Police shall also perform such other duties as the City Council may, by ordinance, require and confer, not inconsistent with the constitution and laws of this state.

SECTION III

All Ordinances or parts of Ordinances in conflict herewith are, to the extent of such conflict, hereby repealed or amended as provided for in this Ordinance.

SECTION IV

That it is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of the Ordinance hereby adopted are separable and, if any phrase, clause, sentence, paragraph, or section shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections, since the same would have been enacted by the City Council without the incorporation of any unconstitutional phrase, clause, sentence, paragraph, or section.

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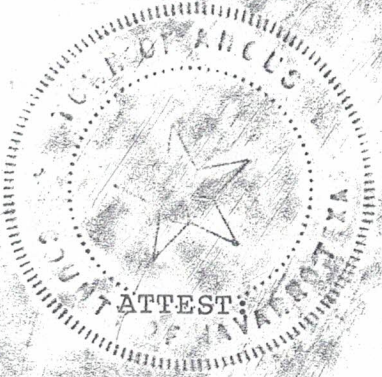
SECTION V

This Ordinance will take effect immediately from and after its passage and the filing with the County Clerk.

PASSED AND APPROVED this 5 day of December, 1983, by the City Council of the City of Angus, Texas.

APPROVED:

Tom Featley
Mayor



Betty M. Cain
City Secretary

THE STATE OF TEXAS }
County of Navarro

I, JAMES F. DOOLEN, Clerk of the County Court in and for Navarro County, Texas, do hereby certify that this Instrument was FILED AND RECORDED at 2:30 o'clock P M 8-28 1986, in volume 1080 page 677 of the Records of Navarro County.



James F. Doolen

County Clerk, Navarro County, Texas

SECTION 7

This Ordinance shall take effect immediately from and after its passage and shall be in full force and effect from and after the date of its passage.

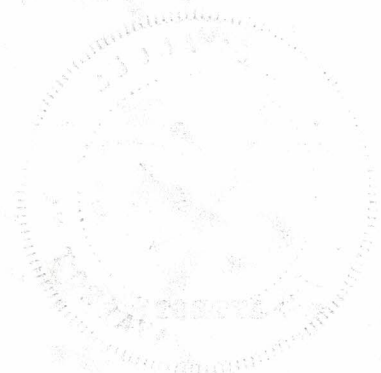
ADOPTED AND APPROVED this 2 day of September

1986 by the City Council of the City of Jasper, Texas.

APPROVED:

[Signature]
Mayor

[Signature]
City Clerk



City Ord. 6231

FILED FOR RECORD
 AUG 28 1986
 M
 JAMES F. DOOLEY
 County Clerk, Jasper County, Texas
 By *[Signature]* Deputy

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1080-699

Bobby McCarroll
Pt. 3 City

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