

CHAPTER 11: POLICE AND EMERGENCY SERVICES

Article

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ARTICLE II: POLICE DEPARTMENT

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§ 11-26 COMPOSITION.

The Police Department shall consist of a Chief of Police and other officers and personnel as allowed in the personnel ordinance, position classification and pay plan. The City Council may authorize additional positions and personnel as they are needed by establishing positions according to provisions of the position classification plan. The Police Department shall also contain an auxiliary police division which shall be a volunteer organization, whose members serve with minimal compensation, composed of as many members as may from time to time be determined by the Chief of Police and approved by the City Manager as directed by the Personnel Ordinance. The Chief of Police shall serve as the head of the Police Department and shall be responsible for the administration of the Department.

('89 Code, § 11-26) (Am. Ord. passed 12-16-03)

Cross-reference:

Personnel, see Chapter 10

§ 11-27 SUPERVISORY POWER OF POLICE CHIEF.

The Chief of Police shall have general supervision and control of the Police Department.

('89 Code, § 11-27)

§ 11-28 DUTIES.

The Police Department shall:

- (A) Enforce all laws, ordinances and regulations of the city, the state and the United States;
- (B) Preserve the peace and protect the property and safety of the citizens of the city;
- (C) Arrest all persons violating any law, ordinance or regulation;

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(D) Regulate the movement of vehicles and pedestrians and prevent unlawful gatherings which obstruct the free passage of the public streets, sidewalks, parks and other public places;

(E) Summon persons to assist with their duties as may be necessary;

(F) Respond to all fire alarms and assist firefighters in protecting life and property, maintaining order and regulating traffic;

(G) Perform all other lawful duties assigned by the City Council, the Chief of Police or other duly constituted authority.

('89 Code, § 11-28)

§ 11-29 UNIFORMS.

All police officers shall wear uniforms as prescribed or furnished by the city and shall keep such uniforms in a neat and clean condition. If uniforms are furnished, all officers shall surrender their uniforms and equipment upon their separation from the police service.

('89 Code, § 11-29)

ARTICLE III: EMERGENCY TELEPHONE SYSTEM

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§ 11-40 TITLE.

This article shall be known as the “Emergency Telephone System Ordinance.”
(Ord. passed 2-16-99)

§ 11-41 DEFINITIONS.

For the purpose of this article, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

911 CHARGE. A contribution to the local government for the 911 service start-up equipment costs, subscriber notification costs, addressing costs, billing costs, and nonrecurring and recurring installation, maintenance, service and network charges of a service supplier providing 911 service pursuant to this article.

911 SYSTEM or 911 SERVICE. An emergency telephone system that provides the user of the public telephone system the ability to reach a public safety answering point by dialing the digits 911. The term **911 SYSTEM** or **911 SERVICE** also includes “enhanced 911 service”, which means an emergency telephone system that provides the user of the public telephone system with 911 service and, in addition, directs 911 calls to appropriate public safety answering points by selective routing based on the geographical location from which the call originated and provides the capability for automatic number identification and automatic location identification features.

EMERGENCY TELEPHONE SYSTEM FUND. A separate and restricted fund in which all 911 charges shall be deposited.

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EXCHANGE ACCESS FACILITY. The access from a particular telephone subscriber's premises to the telephone system of a service supplier. **EXCHANGE ACCESS FACILITIES** include service supplier provided access lines, PBX trunks and centrex network access registers, all as defined by tariffs of telephone companies as approved by the State Utilities Commission. Exchange access facilities do not include service supplier owned and operated telephone pay station lines, or Wide Area Telecommunications Service (WATS), Foreign Exchange (FX) or incoming only lines.

FISCAL OFFICER. The Finance Director of the city.

INELIGIBLE EXPENSES. Expenses and costs that shall not be paid for with money from the Emergency Telephone System Fund, which are expenses and costs for purchases of real estate, cosmetic remodeling of emergency dispatch centers, hiring, training and compensating dispatchers, and the purchase of mobile communications vehicles, ambulances, fire engines, or other emergency vehicles.

PUBLIC SAFETY TELEPHONE ACT. G.S. Chapter 62A.

SERVICE SUPPLIER. A person or entity who provides exchange telephone service to a telephone subscriber.

TELEPHONE SUBSCRIBER or **SUBSCRIBER.** A person or entity to whom exchange telephone service, either residential or commercial, is provided and in return for which the person or entity is billed on a monthly basis. When the same person, business, or organization has several telephone access lines, each exchange access facility shall constitute a separate subscription.
(Ord. passed 2-16-99)

§ 11-42 SERVICE CHARGE.

There is hereby imposed a monthly 911 service charge of \$0.75 upon each exchange access facility subscribed to by telephone subscribers whose exchange access lines are in the city.
(Ord. passed 2-16-99)

§ 11-43 IMPOSITION AND COLLECTION OF CHARGES.

The imposition and collection of the charges provided in this article shall become effective July 1, 1999.
(Ord. passed 2-16-99)

§ 11-44 SERVICE SUPPLIER'S RESPONSIBILITIES.

The service supplier shall be responsible for collecting and remitting to the city the 911 charges as by the "Public Safety Telephone Act."
(Ord. passed 2-16-99)

§ 11-45 EMERGENCY TELEPHONE SYSTEM FUND.

All 911 charges shall be remitted to the Finance Director of the city who shall deposit the charges in a separate restricted fund to be known as the “Emergency Telephone System Fund.”

(Ord. passed 2-16-99)

§ 11-46 PAYMENTS FROM THE EMERGENCY TELEPHONE SYSTEM FUND.

Money from the Emergency Telephone System Fund shall be used only to pay for:

(A) The lease, purchase, or maintenance of emergency telephone equipment, including necessary computer hardware, software and database provisioning, addressing, and nonrecurring costs of establishing a 911 system; and

(B) The rates associated with the service supplier's 911 service and other service supplier recurring charges.

(Ord. passed 2-16-99)

§ 11-47 RESTRICTIONS ON USE OF EMERGENCY TELEPHONE SYSTEM.

Money from the Emergency Telephone System Fund shall not be used for ineligible expenses or costs.

(Ord. passed 2-16-99)

§ 11-48 ADMINISTRATION.

The administration, payment, collection and disbursement of 911 charges to enforce and give effect to the provisions of this article shall be conducted pursuant to the “Public Safety Telephone Act”.

(Ord. passed 2-16-99)

