

Chapter 77

POLICE DEPARTMENT

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[HISTORY: Adopted by the Village Board of the Village of Fall Creek 10-4-1960 as Ch. 3, Secs. 3.01 through 3.09 of the 1960 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Civil defense -- See Ch. 13.

Officers and employees -- See Ch. 60.

Police power of Fire Department -- See Ch. 35, § 35-4.

§ 77-1. Personnel.

The Police Department of the Village of Fall Creek shall consist of the Chief of Police and such other police officers as the Village Board may prescribe from time to time by ordinance or resolution.

§ 77-2. Appointment and removal.

Police officers, other than the Chief, shall be selected by the Chief subject to approval of the Village Board. The Chief shall have full authority to demote, suspend temporarily or remove from the force any officer of the Department, subject to the right of such officer to appeal to the Village Board for reinstatement.

§ 77-3. General powers of police officers.

The Chief of Police and all policemen of the village shall possess the powers, enjoy the privileges and be subject to the liabilities conferred and imposed by law on village marshals and constables. Every member of the Police Department shall have full power and authority and it shall be his duty to:

- A. Arrest with or without process all persons in the village found in a state of intoxication or engaged in any disturbance of the peace or violating any law or ordinance of the state or village or aiding or abetting in such violation and take all such persons in charge and confine them and within reasonable time bring them before the Eau Claire County Court to be dealt with according to law¹.

¹ Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

- B. Familiarize himself with the ordinances of the village and attend to the enforcement of such ordinances by all lawful means.
- C. Help prevent crimes, misdemeanors and violations of village ordinances and protect the health, safety, public peace and order of the village and its inhabitants.
- D. Report all street and sidewalk obstructions, unlighted street lamps, unlawful street signs or signals and defective or dangerous streets and sidewalks to the Director of Public Works.
- E. Assist the Fire Department in maintaining order at the scene of a fire, within the corporate limits of the village.
- F. See that the necessary permits and licenses issued by the proper authority of the state or village are in the possession of or properly displayed by any person engaged in an activity or business within the village for which such permit or license is required and that the terms of such permits or licenses are complied with.

§ 77-4. Chief of Police.

- A. Appointment. See Chapter 60, Officers and Employees, § 60-3 of this Code.
- B. Duties. In addition to the duties imposed upon him by § 60-3, the Chief of Police shall have the following duties:
 - (1) He shall keep in his office a record of all arrests made by members of the Department, traffic tickets issued, the dates, hours and places thereof, names of persons arrested, arresting officers, offenses charged, actions taken and results.
 - (2) He shall not be absent from duty or leave the village without first reporting to the Village President, provided that he may leave without such report when discharging his official duties or when in pursuit of a person known to have violated any law or ordinance of the state or village.
 - (3) He shall submit a written monthly report to the Village Board of all activities and transactions of the Department during the preceding month.
- C. Powers. The Chief shall have command of the police force of the Village of Fall Creek and shall have custody, care and control of the property and equipment of the Department.

§ 77-5. Civilians to assist.

It shall be the duty of all persons in the village, when called upon by any police officer or peace officer, to promptly aid and assist him in the execution of his duties, and whoever shall neglect or refuse to give such aid or assistance shall be subject to a penalty as provided in Chapter 1, General Provisions, § 1-19 of this Code.

§ 77-6. Obedience to officers.

See Chapter 199, Peace and Good Order, § 199-11A of this Code.

§ 77-7. Assisting escape of prisoner.

See Chapter 199, Peace and Good Order, § 199-11B of this Code.

§ 77-8. Personating police officers.

See Chapter 199, Peace and Good Order, § 199-11C of this Code.

§ 77-9. Special peace officers.

The Village President and Trustees shall have and exercise the powers of peace officers and may summarily suppress any riotous or disorderly conduct in the streets or public places of the village.