

## Chapter 15

### **POLICE\***

- Sec. 15-1. Chief of police; established.  
Sec. 15-2. Police department; established.

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**\*Cross references**—General penalty for Code violations, § 1-5; motor vehicles and traffic, ch. 11; municipal court, ch. 12.

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**Sec. 15-1. Chief of police; established.**

There is hereby created the position of chief of police, to be appointed by the mayor and city aldermen. Such chief of police shall have no term of office, but shall serve at the will and pleasure of the mayor and city aldermen. The chief of police may reside within or without the corporate limits of said city, as the mayor and city aldermen may authorize and direct.

(Ord. No. 237, § 2, 4-3-2008)

**Editor's note**—Ord. No. 237, § 1, adopted Apr. 3, 2008, repealed § 15-1, in its entirety. Section 2, of said ordinance, enacted new provisions to read as herein set out. Prior to amendment, § 15-1 pertained to City marshal—Duties and derived from Ord. No. 21, § 5, adopted Oct. 1, 1968.

**Sec. 15-2. Police department; established.**

(a) There is hereby created and established for the City of Shepherd, Texas, a police department to be directed by the chief of police.

(b) The police department shall be composed of the chief of police and other such members as the mayor and city aldermen may from time to time so determine. The chief of police shall have the immediate direction and control of the police department, subject to such ordinances, policies, rules, regulations and orders as the mayor and city aldermen may prescribe.

(c) The members of the police department other than the chief of police shall be selected by the chief of police except that, in compliance with V.T.C.A., Local Government Code § 341.012, the mayor and city aldermen must approve the appointment of any member of the police reserve force who may be authorized to carry a weapon or otherwise act as a peace officer. All members of the police department shall serve at the pleasure of the mayor and city aldermen. For the purposes of V.T.C.A., Local Government Code § 22.077, police officers of the Shepherd Police Department are employees of the city rather than municipal officers.

(d) The chief of police and each member of the police department shall, before undertaking his or her duties, subscribe to an oath that he/she will faithfully, without fear or favor, perform the duties of his/her office. The duties and salaries of each member of

the police department, including the chief of police, shall be set by the mayor and city aldermen, after consultation with and recommendations by the chief of police.

(e) Such chief of police and members of the police department shall be peace officers as defined in Vernon's Ann. C.C.P. art. 2.12, with all of the powers and duties conferred upon peace officers under the laws of the State of Texas.

(f) The chief of police and each member of the police department shall hold a certificate as a qualified law enforcement officer from the Texas Commission on Law Enforcement Officer Standards and Education as provided in V.T.C.A., Government Code, ch. 415, unless serving under a temporary or probationary appointment as provided in said Act.

(g) The chief of police and the members of the police department of the City of Shepherd shall be and are hereby vested with all the power and authority given to them as police officers under the laws of the State of Texas in taking cognizance of and enforcing criminal laws of the State of Texas and the ordinances and regulation of the City of Shepherd within the city limits, and it shall be the duty of each such police officer to use his/her best endeavors to prevent the commission of offenses against the laws of this state and against the ordinances and regulations of this city within the city limits.

(h) After consultation with and recommendations by the chief of police, the mayor and city aldermen shall prescribe the uniforms and badges for the chief of police and the members of the police department. The chief of police shall have authority to determine how the members of the police department shall be armed.

(Ord. No. 237, §§ 3—10, 4-3-2008)

**Editor's note**—Ord. No. 237, § 1, adopted Apr. 3, 2008, repealed § 15-2, in its entirety. Sections 3—10, of said ordinance, enacted new provisions to read as herein set out. Prior to amendment, § 15-2 pertained to Same—Bond and derived from Ord. No. 21, § 2, adopted Oct. 1, 1968.