

Chapter 26 LAW ENFORCEMENT*

***Cross reference(s)**--Administration, ch. 2; civil emergencies, ch. 14; emergency services, ch. 20; offenses and miscellaneous provisions, ch. 28; traffic and vehicles, ch. 40.

State law reference(s)--Peace officer training, M.S.A. § 626.84 et seq.

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ARTICLE I. IN GENERAL

Secs. 26-1--26-30. Reserved.

ARTICLE II. POLICE DEPARTMENT*

***Cross reference(s)**--Officers and employees, § 2-101 et seq.

Sec. 26-31. Establishment.

A police department is established. The head of the department shall be known as the chief of police; and the number of additional members of the department, together with their ranks and titles, shall be determined by the council by resolution. The compensation to be paid members of the police department shall be fixed by the council. Members of the department shall be appointed by the city council.

(Code 1987, § 202.01)

Sec. 26-32. Chief of police.

The chief of police shall have supervision and control of the police department and its members. He shall be responsible to the council for law enforcement and for property of the city used by the department. He shall be responsible for the proper training and discipline of the members of the department. He shall be responsible for the keeping of adequate records, and he shall report to the council on the needs of the department and its work. Every member of the department subordinate to the chief shall obey the instructions of the chief and any superior officer. The council shall designate one of the police officers as acting chief, who shall have all the powers and duties of the chief during his absence or disability.

(Code 1987, § 202.02)

Sec. 26-33. Duties of police.

Members of the police department shall enforce the ordinances and laws applicable to the city and shall have all duties required by the official job description for police officers, which is on file and available in the city offices.

(Code 1987, § 202.03)

Sec. 26-34. Uniform and badge.

Each member of the department shall, while on duty, wear a suitable badge and uniform furnished by the city; except that the chief may authorize the performance of specific duties while not in uniform. When a member terminates his membership in the department, he shall immediately deliver to the city his badge and all other property of the city in his possession. A uniform allowance as adopted by the city council shall be paid semiannually to each full-time member of the police force commencing with the completion of their probation period as specified in the personnel policy.

(Code 1987, § 202.04)

Sec. 26-35. Extra police.

In case of riot or other law enforcement emergency, the police chief may appoint for a specified time as many special police officers as may be necessary for the maintenance of law and order. During such term of appointment, the special police officers shall have only those powers and perform only those duties as shall be specifically assigned by the chief of police.

(Code 1987, § 202.05)

Secs. 26-36--26-65. Reserved.

ARTICLE III. ABANDONED PROPERTY*

***State law reference(s)--**Unclaimed property, M.S.A. § 471.195.

Sec. 26-66. Storage.

The department of the city acquiring possession of abandoned property shall arrange for its storage. If city facilities for storage are unavailable or inadequate, the department may arrange for storage at privately owned facilities.

(Code 1987, § 208.02(2))

Sec. 26-67. Claim by owner.

The owner may claim abandoned property by exhibiting satisfactory proof of ownership and paying the city any storage or maintenance costs incurred by it. A receipt for the property shall be obtained upon release to the owner.

(Code 1987, § 208.02(3))

Sec. 26-68. Sale.

If abandoned property remains unclaimed in the possession of the city for 60 days, the property shall be sold to the highest bidder at a public auction conducted by the chief of police after two weeks' published notice setting forth the time and place of the sale and the property to be sold.

(Code 1987, § 208.02(4))

Sec. 26-69. Disposition of proceeds.

The proceeds of the sale of abandoned property shall be placed in the general fund of the city. If the former owner makes application and furnishes satisfactory proof of ownership within six months of the sale, he shall be paid the proceeds of the sale of his property less the costs of storage and the proportionate part of the cost of published notice and other costs of the sale.

(Code 1987, § 208.02(5))