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City Clerk
116 E. Market Street
Troy, Illinois 62294



Ordinance No. 2024 – 05

An Ordinance of the City of Troy, Illinois, Creating Title II,
Chapter 35 (Police), Section 35.045 (Assistant Chief of Police) within the Codified Ordinances

ADOPTED BY THE CITY COUNCIL

OF THE CITY OF TROY, ILLINOIS

THIS 5TH DAY OF FEBRUARY, 2024

*Published in pamphlet form by the authority of the City Council of the
City of Troy, Madison County, Illinois, this 5th day of February, 2024.*

WHEREAS, the corporate authorities of the City of Troy adopted a Code of Ordinances and have made revisions and additions thereto; and

WHEREAS, the corporate authorities adopted Title II, Chapter 35 Police; and

WHEREAS, the corporate authorities deem it to be in the best interests of the City to create section 35.045 Assistant Chief of Police within the Codified Ordinances which establish the position of Assistant Police Chief.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Troy, Madison County, Illinois as follows:

Section 1: Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and hereby adopted as part of this Ordinance.

Section 2: Amendment.

The Codified Ordinances of the City of Troy, Title II, Chapter 35 (Police), Sections 35.045 (Deputy Chief) is hereby created as follows:

ASSISTANT CHIEF OF POLICE

§ 35.045 OFFICE OF THE ASSISTANT CHIEF OF POLICE CREATED.

- (A) There is hereby established the office of the Assistant Chief of Police, who shall be appointed by the Chief of Police, by and with the consent of the Mayor and City Council. The rank of Assistant Chief of Police shall be an exempt rank immediately below that of the Chief of Police.
- (B) The Assistant Chief of Police must possess a bachelor's degree from an accredited four (4) year college or university and have at least five years of full-time service as a police officer.
- (C) The Assistant Chief of Police may be appointed from any rank of sworn, full-time officers of the City Police Department. Should a suitable candidate within the department not be identified, a qualified external candidate may be appointed. The Assistant Chief of Police shall serve at the discretion of the Chief of Police and, if an internal officer is removed from such office, shall revert to the rank previously held, without regard as to whether a vacancy exists in that rank.
- (D) The Assistant Chief of Police shall provide those services as required by the Chief of Police. In the event there is a vacancy in the office of Chief of Police, or in the event the Chief of Police is incapacitated or otherwise not able to perform the duties of the office, the Assistant Chief of Police shall have the same powers and duties generally as that of the Chief of Police, during any vacancy in that office or during the absence or incapacity of the Chief of Police. The Assistant Chief of Police shall possess such powers and duties until such time as the vacancy in the office of Chief of Police is filled, or until such time as the Chief of Police is no longer absent or incapacitated.

(E) The compensation for the office of the Assistant Chief of Police shall be established from time to time by the Mayor and City Council.

Section 3: Severability. If any provisions of this Ordinance, or the application of any provisions of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision or application of such provision, is severable, unless otherwise provided by this Ordinance.

Section 4: Effective date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as provided by law.

Section 5: All ordinances or parts of ordinances thereof in conflict with this Ordinance are hereby repealed to the extent of any such conflict.

Section 6: Any section or provision of this Ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions which shall remain in full force and effect thereafter.

PASSED by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this 5th day of February, 2024.

Aldermen:

Dawson NO

Flint NO

Hellrung YES

Henderson YES

Italiano YES

Knoll YES

Manley YES

Turner YES

Total:

6 Ayes

2 Nays



APPROVED:

David Nonn, Mayor,
City of Troy, Illinois

ATTEST:

Kimberly Thomas, City Clerk