

Council Bill/General Ordinance No. 3024-2021

Sponsor: \_\_\_\_\_

AN ORDINANCE

AMENDING Chapter 26, "POLICE," of the Moline Code of Ordinances, Sections 2101-2319, to reflect the replacement of the position of Captain with the position of Deputy Chief and remove all instances of the term "Captain".

WHEREAS, the City of Moline ("City") is a home rule municipality located in Rock Island County, Illinois; and

WHEREAS, the Chief of Police and the City's legal counsel have reviewed Chapter 26 and has recommended changes related to the replacement of the position of Captain with the position of Deputy Chief; and

WHEREAS, the Board of Fire and Police Commission held a public meeting on May 11, 2021, to review and discuss the proposed changes; and

WHEREAS, the Board of Fire and Police Commission unanimously agreed to the proposed amendments; and

WHEREAS, City Council approved the creation of the position of Deputy Chief on June 22, 2021 and voted to amend the City of Moline Code of Ordinances to create an effective exempt management team to maintain efficient police operations; and

WHEREAS, the respective appointments to Deputy Chief have been made which now requires the position of Captain to be removed from the Ordinance.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Council of the City of Moline, Rock Island County, Illinois as follows:

**Section 1** – The forgoing recitals are hereby incorporated into this Ordinance herein as findings of the corporate authorities of the City of Moline.

**Section 2** – The following changes are hereby made to Chapter 26, "POLICE," of the City of Moline Code of Ordinances (additions in **bold and underlined** and deletions in ~~**bold and struck through**~~):

SEC. 26-2101. COMPOSITION.

(a) The police department shall consist of a chief of police, and such number of deputy chiefs ~~or captains~~, lieutenants, sergeants, and police officers as are authorized from time to time by resolution of the City Council.

(b) Appointment of Deputy Chief of Police: The chief of the police department shall appoint a deputy chief or deputy chiefs of police as authorized by the city council.

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Applicants for the position of deputy police chief shall have a thorough knowledge of all aspects of law enforcement service and shall have attained a rank of captain, lieutenant or sergeant in the Moline Police Department, or shall have attained an equivalent in knowledge, rank and position in a police department outside of the City of Moline.

The deputy chief of police shall be subject to the direction and control of the chief of police. The deputy chief of police shall serve in such a position until such time as the chief of police determines otherwise.

- (c) Removal of the Deputy Chief of Police: If the chief of police determines that it is necessary and desirable to appoint another person to the position of deputy chief of police, then the previously appointed person shall, to the extent he or she was a sworn officer of the police department prior to being appointed deputy chief of police, automatically return to his or her prior rank, together with all authority, responsibility and compensation commensurate with such prior rank.

SEC. 26-2102. ORDER OF RANKING.

The order of ranking of the members of the police department shall be as follows:

- (1) The chief of police.
- (2) Deputy Chiefs ~~or Captains~~.
- (3) Lieutenants.
- (4) Sergeants.
- (5) Police officers

SEC. 26-2106. GENERAL DUTIES OF DEPUTY CHIEFS, ~~CAPTAINS~~ AND LIEUTENANTS OF POLICE.

The several deputy chiefs ~~or captains~~ and lieutenants of the police department shall function effectively within the framework of written policy, in the specific positions as assigned by their commanding officers, and within the chain of command.

SEC. 26-2202. QUALIFICATIONS; FILLING OF VACANCY; REMOVAL.

(a) Applicants for the position of police chief shall have a thorough knowledge of all aspects of law enforcement service and shall have attained a rank of deputy chief captain, lieutenant or sergeant in the Moline Police Department, or shall have attained an equivalent in knowledge, rank and position in a police department outside of the City of Moline. Sergeants shall be considered only if they possess an Associate Degree in police science or a related field of study.

(b) In the event of a vacancy in the office of the chief of the police department, the board of fire and police commissioners shall examine each applicant from within or from outside the police department to determine each applicant's qualifications for the position. Following examination, the board of fire and police commissioners shall submit a list of the names of the top six applicants in alphabetical order to the city administrator, along with a report of their findings on each applicant prior to the consideration for appointment of any such applicant by the city administrator. After consideration of each applicant and the report on the applicant from the board of fire and police commissioners, the city administrator shall appoint the chief of the police department with the advice and consent of the City Council.

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(c) The city administrator shall have the power to remove the chief of the police department from office in accordance with the provisions of this Code for the removal of officers set forth in §2-3202(c)(3).

SEC. 26-2210. DESIGNATION OF ASSISTANT DEPARTMENT HEAD.

The chief of police, with the approval of the city administrator, will designate in writing one of the several deputy chiefs ~~or captains~~ of the department to act in the ~~chief's~~ chiefs' behalf and in conformance with this article, during any extended absence occasioned by vacation, illness, or any other cause. As a consequence, the chief of police and the deputy chiefs ~~or captains~~ will be designated as the department head and assistants.

SEC. 26-2319. INSIGNIA OF RANK.

The insignia of rank for the officers of the police department shall be as follows:


- (1) For the chief of police, 4 gold stars on each side of collar of garment.
- (2) For deputy chiefs, 3 gold stars on each side of the collar garment.
- ~~(3) For captains, two gold bars.~~
- ~~(4)~~ (3) For lieutenants, one gold bar, identical to those worn in the armed forces of the United States, on each side of the collar garment.
- ~~(5)~~ (4) For sergeants, three blue chevrons on each sleeve of the garment.

(Ord. No. 3013-2021; Sec. 26-2319 repealed; Sec. 26-2319 enacted; 6/15/21)

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**Section 3** – That this ordinance shall be in full force and effect from and after passage, approval, and if required by law, publication in the manner provided for by law.

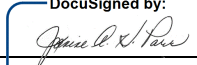
CITY OF MOLINE, ILLINOIS

DocuSigned by:  
  
\_\_\_\_\_  
Mayor 0916AB8EFE254D4...

September 14, 2021  
\_\_\_\_\_  
Date

Passed: September 14, 2021

Approved: September 21, 2021

Attest:   
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City Clerk