

AMENDING TITLE 2, OF THE REVISED ORDINANCES OF THE CITY OF SPRINGFIELD, 1986, AS AMENDED IS HEREBY FURTHER AMENDED BY ADDING A NEW CHAPTER 2.59 THERETO: BOARD OF POLICE COMMISSIONERS.

Title 2, of the Revised Ordinances of the City of Springfield, 1986, as amended, is hereby further amended by adding the following new Chapter 2.59 thereto:

Chapter 2.59
CIVILIAN POLICE OVERSIGHT COMMISSION

Sections

- 2.59.010 Established--Appointment and number of board.
- 2.59.020 Terms of office.
- 2.59.030 Qualifications of members.
- 2.59.040 Filling vacancies--Compensation.
- 2.59.050 Rules of government-Chairperson.
- 2.59.060 Powers of mayor to be exercised by commission.
- 2.59.070 Management and control of members and signal system.
- 2.59.080 Rules for maintenance of department.
- 2.59.090 Absences from department.
- 2.59.100 Adoption of rules and regulations for government and discipline.
- 2.59.110 Monthly meetings;--Annual estimate of necessary maintenance--Accounting for expenditures.

2.59.010 Established-Appointment and number of board. A civilian police oversight commission ("CPOC") is established. Such board shall consist of five (5) persons who shall be appointed by the mayor.

2.59.020 Terms of office. A. The first and second appointees to the board shall serve three (3) year terms. The third and fourth appointees to the board shall serve two (2) year terms and the fifth

appointee to the board shall serve a one (1) year term. Annually thereafter appointees to the board shall serve three (3) year terms. Each term shall expire on the first Monday in April in the year the term expires. Members may serve on the CPOC beyond the expiration of his/her term until his/her successor is appointed.

2.59.030 Qualifications of members. A. No person shall be appointed a member of the CPOC who has not been a resident of the city for at least three (3) years next prior to his/her appointment, who is a member of the city council, an employee of city, or who holds any municipal or political office for which he receives compensation.

B. Removal from the city, membership in the city council or the holding of any such public office shall automatically vacate the office of a member of the CPOC.

2.59.040 Filling vacancies--Compensation. A. vacancy in the CPOC shall be filled in the manner of an original appointment within thirty (30) days from its occurrence. The members of the CPOC shall serve without compensation.

2.59.050 Rules of government-chairperson. The CPOC may make rules for the government of its procedure. It shall choose one (1) of its members to be chairperson and may prescribe the length of his/her term.

2.59.060 Powers of mayor to be exercised by commission. The powers and duties vested in the mayor and the city council by chapter 244 of the Acts of 1909 shall be exercised and performed by the board of police commissioners.

2.59.070 Management and control of members and signal system. The CPOC shall, subject to the provisions of this chapter, have the appointment, management and control of the members and employees of the police department and of the superintendent of the police signal system.

2.59.080 Rules for maintenance of department. The CPOC shall make such lawful rules for the maintenance of the police department, including the regulation, government and discipline of such members and employees, and for the direction and control of those having charge of such signal system, including employees thereof, as it deems wise and proper.

2.59.090 Absences from department. The CPOC shall have the power to examine into absences of members and employees of the department,

other than those allowed by law or ordinance, and may approve or disapprove the payment of salary for the period of any absences.

2.59.100 Adoption of rules and regulations for government and discipline. The rules and regulations for the government and discipline of the police department as adopted and promulgated by the former board of police commissioners in the year 1939 with all amendments thereto, a copy of which rules and regulations and amendments thereto, duly attested, is on file with the city clerk, are adopted as and shall continue to be the lawful rules for the maintenance of the police department, and for the regulation, government and discipline of all members and employees thereof, until the adoption and promulgation of rules and regulations as heretofore provided.

2.59.110 Monthly meetings--Annual estimate of necessary maintenance--Accounting for expenditures. A. The CPOC shall meet at least once a month and shall annually in the month of January prepare and communicate to the mayor an estimate of the amount of money necessary for the maintenance and use of the department for the then current fiscal year, itemized as the mayor may require.

B. It shall keep or cause to be kept an accurate and detailed account of all expenditures of the police department, and annually in the month of January shall render to the city council an itemized and exact account of the same.

Approved as to Form:

Michael E. Mulcahy
Assistant City Solicitor

* This proposed ordinance effectively restores the Board of Police Commissioners (CPOC) ordinance that was in contained Chapter 2.58 of the Revised Ordinances of the City of Springfield. Chapter 2.58 was amended by the Springfield Financial Control Board on August 5, 2005, when the Board of Police Commissioners was abolished and the position of Police Commissioner was enacted.

Michael E. Mulcahy
Assistant City Solicitor