

AN ORDINANCE ADDING SECTION 120.080 OF THE REVISED ORDINANCES OF BRANSON WEST, MISSOURI, REGARDING PERSONNEL POLICY FOR LAW ENFORCEMENT OFFICERS IN THE POLICE DEPARTMENT

RECITALS.

1. The Board of Aldermen with its approval of the budget for the fiscal year beginning in October 2021 and continuing with the fiscal year beginning in October 2022, appropriated funds for a subscription to Lexipol policy service, which includes a set of policies for the City's Police Department, which is tailored specifically to the law enforcement and updated frequently to account for changes in Missouri law.
2. The Lexipol policies may overlap in subject matter coverage with the City's Personnel Policy Manual contained in Chapter 120 of the City's Code of Ordinances.
3. The Board of Aldermen desire to add a new section 120.080 to the Revised Ordinance of Branson West, Missouri (the "Code") regarding the application of the Personnel Policy Manual contained in Chapter 120 with respect to employees of the City who are law enforcement officers, whose employment is also governed by the policies contained in the Lexipol policies, to which the City has subscribed since October 2021.
4. The purpose of this ordinance is to clarify that for law enforcement officers employed by the City Police Department, the policies contained in the Lexipol policies supersede any conflicting or contrary parts of the City's Personnel Policy Manual contained in sections 120.010 through 120.070, as it may be amended, and that the Lexipol policies are the primary personnel policies for law enforcement officers employed by the City's Police Department, unless the Board of Aldermen has by resolution modified a Lexipol policy, in whole or in part.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BRANSON WEST, MISSOURI, AS FOLLOWS:

Section 1. To add section 120.080 as follows:

Section 120.080 Personnel Policies for Law Enforcement Employees

- A. *Lexipol Policy Service.* For the time the City subscribes to the Lexipol policy service, the policies contained in the Lexipol policy service shall supersede those contained in the City's Personnel Policy Manual in any instances of conflict with respect to the law enforcement officers employed by the City and assigned to its Police Department. City personnel who work under the direction of the Police Chief who are not

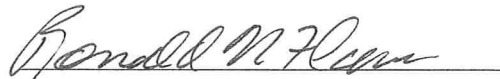
law enforcement officers are not governed by the policies in the Lexipol policy service. With respect to matters that are addressed in the City's Personnel Policy Manual but not in the Lexipol policy service, the City's Personnel Policy Manual will apply to all City employees, including law enforcement officers.

- B. *Exceptions and Modifications.* While the policies published by Lexipol are presumed to be those applicable to the City's law enforcement officers, the Board of Aldermen retains the right to choose to amend or reject policies published by Lexipol. Any such amendments or exceptions shall be memorialized in writing in resolutions adopted by the Board of Aldermen.

Section 2. That all ordinances or parts of ordinances therefore enacted which are in conflict herewith are hereby repealed.

Section 3. This ordinance shall be in full force and effect from and after the date of its passage and approval. Read two times, passed and approved by the Board of Aldermen and the Mayor on the 10th day of November 2020, at a regular meeting of the Board of Aldermen.

(Seal)

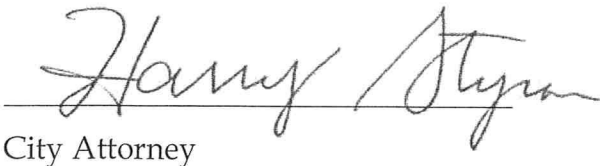


Mayor

Attest:


City Clerk

APPROVED AS TO FORM:


City Attorney

FIRST READING AND VOTE: Motion by Alderwoman Ayres 2nd by Alderman
Boody 4 Ayes 0 nays Motion approved