

AN ORDINANCE OF THE CITY OF PEVELY, MISSOURI REVISING CHAPTER 200, ARTICLE II, ESTABLISHING QUALIFICATIONS AND DUTIES OF THE POLICE PERSONNEL BOARD.

WHEREAS, from time to time the duties and responsibilities of boards and commissions need to be modified to reflect the changes in procedure, technology, education and/or application; and

WHEREAS, the Board of Aldermen of the City of Pevely, Missouri (“City”) has determined that certain modifications need to be made regarding the City’s Police Personnel Board to reflect said changes;

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

Section 1. That Chapter 200, Article II of the City of Pevely, Missouri Municipal Code is hereby repealed in its entirety and replaced by the following language:

Section 200.060 Composition of the Board, Term, Removal

A. There is hereby established a Police Personnel Board, as follows:

1. The Police Personnel Board shall be made up of five (5) voting members, and two (2) advisory members. Advisory members shall not vote on any issue brought before the Police Personnel Board. One advisory board member shall be the Chief of Police. The second advisory member shall be a member of the Board of Alderman designated by the mayor. All members, except the Chief of Police, shall serve at the pleasure of the mayor.

2. All terms shall be for a period of two (2) years and shall begin upon appointment by the mayor.

3. Any member may be removed by the mayor for cause. “For cause” includes but is not limited to: discussing personnel issues with anyone other than members of the Police Personnel Board, failing to meet the requirements set out in this Article, being charged with a violent crime or a crime of moral turpitude.

a. Personnel Board members shall receive notice of removal in writing. Notice may be electronic.

b. Resignations shall be submitted to the mayor, in writing.

c. In the event the removal of a Personnel Board member is necessary, the replacement member shall serve out the remainder of the unexpired term.

d. The decision of the mayor to remove a member is final. There is no appeal process.

Section 200.070: Qualifications

- A. Persons appointed to the five (5) voting positions on the Police Personnel shall meet the following qualifications:
1. The member shall reside or operate a business in the City of Pevely for a minimum of two years directly prior to serving on the Board. "Operation of a business" shall be at the sole discretion of the City of Pevely.
 2. Shall be at least 21 years of age.
 3. Shall be registered to vote.
 4. Shall not have been convicted of any felony.
 5. Shall not be related within the 4th degree of affinity or consanguinity to any current Pevely officer.

Section 200.080 Organization, Rules, Compensation

- A. At the first meeting after appointment of the members, the Personnel Board shall designate one member to act as the Chairperson for the Board. The Chairperson shall memorialize any recommendations of the Personnel Board in writing and ensure delivery of said recommendations to the Mayor. The Chair shall also keep meeting minutes. A majority of the voting members of the Board shall constitute a quorum and the action of a majority of the members present at the meeting at which a quorum is present shall be the action of the Board. Members shall receive no compensation and shall accept no gifts for service on the Board. Meetings may be held virtually/electronically in compliance with the laws of the State of Missouri.

Section 200.090 Powers, Duties

- A. The Police Personnel Board shall have the following Powers and Duties:
1. To fulfill all applicable obligations identified under Missouri Statutes 590.500.
 2. To hear officer appeals regarding disciplinary matters, which effect, rank, pay (in excess of two (2) days) or termination.
 3. At the request of the Chief of Police the Police Personnel Board shall interview a new applicant, and/or make recommendations regarding the training calendar.

Section 2. That if any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinctive, and independent provision and such holding shall not affect the validity of the remaining portions hereof.



Section 3. That this ordinance shall be in full force and effect from and after its passage and approval.

Read twice and passed this 21 day of February, 2022.



Stephanie M. Haas
Mayor of Pevely, MO

ATTEST:



Ashton L. Cooke
City Clerk of Pevely, MO

APPROVED AS TO FORM:



City Attorney

To Put Bill #2022/105 on its 1st Reading
Reading
by Caption:

Motioned: Don menkhus
Seconded: Steve markus

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Eckles	✓	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—

Absent: _____

To Accept Bill #2022/105 on its 1st
by Caption:

Motioned: Rick Yount
Seconded: Don menkhus

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Eckles	✓	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—

Absent: _____

To Put Bill #2022/105 on its 2nd Reading
by Caption:

Motioned: Rick Yount
Seconded: Don menkhus

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Eckles	✓	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—

Absent: _____

To Approve Bill #2022/105:

Motioned: Don menkhus
Seconded: Rick Yount

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Eckles	✓	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—

Absent: _____