

Chapter 13

POLICE*

- Art. I. In General, §§ 13-1-13-25
Art. II. Reserve Unit, §§ 13-26-13-34

Article I. In General

Secs. 13.1-13-25. Reserved.

Article II. Reserve Unit

Sec. 13.26. Established.

There is hereby established the village police reserve unit.
(Ord. No. 39, § 1, 9-13-76)

Sec. 13.27. Appointment of officers; call to duty, supervision.

The president of the village, upon the recommendation of the chief of police, is directed to appoint special patrol officers to be known as reserve police officers in such numbers as he deems necessary, subject to such rules and regulations as the chief of police may promulgate. Such officers may be called to active duty at any time by the chief of police, or in his absence by a command officer of the police department. Such officers shall be under the direction, supervision and control of the chief of police.
(Ord. No. 39, § 2, 9-13-76)

Sec. 13.28. Badge, dress, insignia.

Reserve police officers shall wear such badge, dress and insignia and be equipped in such manner for the proper discharge of their duties as the chief of police shall direct.
(Ord. No. 39, § 3, 9-13-76)

Sec. 13-29. Rules, compensation.

(a) The chief of police shall promulgate rules relating to qualifications, appointments, training and removal of reserve police officers and shall fix minimum and maximum age of the officers.

(b) The maximum age may be waived for former or retired police officers or for persons with military experience or unusual experience or background which might be beneficial to the police department.

* **Cross references**-Administration, Ch. 2; offenses generally, Ch. 10; traffic and motor vehicles, Ch. 15.

State law reference-Police, MCL67.44 et seq., MSA5.1328 et seq.

(c) Reserve police officers shall serve without compensation; provided, however, that the village council shall reserve the right to appropriate funds to individual reserve officers to reimburse actual expenses incurred or for compensation for particular duties performed by the officers when, in the opinion of the chief of police, compensation is warranted. The village council shall reserve the right to compensate the reserve unit for actual expenses incurred, or when in the opinion of the chief of police compensation is warranted to the unit as a whole.

(Ord. No. 39, § 4, 9-13-76)

Sec. 13.30. Workers' compensation.

A reserve police officer while acting under the direction of the chief of police in the performance of his duties as a reserve police officer is an employee of the village and is entitled to receive workers' compensation benefits. His average weekly earnings shall be deemed to be the amount that will qualify him and/or his dependents for the maximum benefits under the state workers' compensation law at the date of injury or illness.

(Ord. No. 39, § 5, 9-13-76)

Sec. 13.31. Restriction on authority.

It shall be unlawful for a reserve police officer to exercise his authority or to wear the uniform or insignia or display his badge or identification card in an attempt to exercise his authority except during the performance of actual authorized police duty. While on duty, reserve police officers shall have the same powers as regular members of the police department and shall be traffic officers.

(Ord. No. 39, § 6, 9-13-76)

Sec. 13.32. Neglect of duty; suspension or dismissal; return of village property.

(a) Any reserve police officer who willfully neglects or refuses to respond for assignment or duty when called under such rules and regulations as promulgated by the chief of police and/or the bylaws of the reserve police unit may be subject to suspension or dismissal by the chief of police.

(b) In the event of such suspension or dismissal, all village owned equipment must be returned to the department within forty-eight (48) hours of date of the suspension or dismissal. Failure to comply will result in obtaining a warrant for withholding village-owned property.

(Ord. No. 39, § 7, 9-13-76)

Sec. 13.33. Impersonation of officer.

It shall be unlawful for any person not duly appointed and sworn in as a reserve police officer or any person on suspension or who has been dismissed or who has resigned from the reserve police unit to impersonate such officer, or to wear, carry or display the badge or identification card, dress or insignia for the reserve police officers. Any person

violating this section shall be forthwith arrested by any police officer or reserve police officer seeing such violation and charged with violation of this section.
(Ord. No. 39, § 8, 9-13-76)

Sec. 13.34. Termination of service, exclusion from retirement laws.

The services of any reserve police officer may be terminated by the chief of police at any time and any reserve police officer may resign at any time by notifying the chief of police in writing of his resignation. Neither the retirement laws of the village relating to regular full time village employees, nor the retirement laws of the state applicable to police personnel shall apply to any reserve police officer of the village.

(Ord. No. 39, § 9, 9.13.76)