

1 DRAFT PROPOSED COUNCIL RESOLUTION NO. 2015-02

2 **BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IN COUNCIL**
3 **MET:**

4 That the Mayor and Council have determined that the Charter of the City of Dover should be amended to
5 establish a police chief selection committee comprised of the mayor, council president, chair of the safety
6 advisory and transportation committee, city manager, and the human resources director. Therefore, the Mayor
7 and Council of the City of Dover respectfully request the General Assembly of the State of Delaware to amend
8 Article V - Miscellaneous Provisions, Section 53 - Police; Mayor to be conservator of peace, of its Charter,
9 which amendments, if adopted by the General Assembly, would be as follows:

10 **ARTICLE V. MISCELLANEOUS PROVISIONS**

11 **Sec. 53. Police; mayor to be conservator of peace.**

12 There shall be a city police force, the number thereof and their salaries shall be determined by the council, but
13 they shall be chosen and appointed by the mayor. The mayor is hereby vested with all the powers of a
14 conservator of the peace within the city limits. **A police chief selection committee comprised of the mayor,**
15 **council president, chair of the safety advisory and transportation committee, city manager, and human**
16 **resources director shall advise the mayor on the nomination of the police chief.** The mayor shall **appoint**
17 **nominate** a chief of police, **whose appointment shall be effective upon confirmation by the city council.**
18 **The chief of police shall be** subject to removal at any time by the mayor, **with the affirmative vote of two-**
19 **thirds of the members elected to the city council,** in accordance with applicable laws. The members of the
20 police force shall be subject to **his/her** the direction and orders **of the chief of police** delivered through the
21 proper chain of command and in accordance with applicable laws and ordinances. They shall preserve peace and
22 order, and compel obedience within the city limits to the ordinances of the city and the laws of the state. They
23 shall have such other duties as the ~~council and the mayor~~ **mayor and the city council** shall prescribe by
24 ordinance.

25 Each member of the police force shall be vested with all the power and authority within the city limits and
26 within one mile outside of said limits, (and, in the case of the pursuit of an offender, without limit) of a constable
27 of Kent County.

28 **ADOPTED: ***
29 S:\RESOLUTIONS-PROCLAMATIONS-TRIBUTES\CHARTER AMENDMENT RESOLUTIONS\2015\RESOLUTION NO. 2015-02 Sec. 53 - Mayor to be the Conservator of Peace\Resolution No. 2015-02 Proposing
30 the Establishment of a Police Chief Selection Committee.wpd

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32 **ROBIN R. CHRISTIANSEN**
33 **MAYOR**

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32 **DAVID L. BONAR**
33 **COUNCIL PRESIDENT**

34 Actions History:
35 February 23, 2015 - Scheduled for Introduction at Legislative, Finance, and Administration Committee