

ORDINANCE NO. 023-006

AN ORDINANCE OF THE CITY OF MARLIN, TEXAS, ADOPTING A NEW AND UPDATED MARLIN POLICE DEPARTMENT POLICY AND PROCEDURE MANUAL; ESTABLISHING THE REQUIREMENTS TO AMEND THE MARLIN POLICE DEPARTMENT POLICY AND PROCEDURE MANUAL; PROVIDING FOR THE AMENDMENT OR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SAVINGS; EFFECTIVE DATE; AND OPEN MEETINGS CLAUSES.

WHEREAS, the Marlin Police Department intends to adopt an updated and new policy and procedure manual for the Marlin Police Department, and the Marlin Police Department desires to submit and present the proposed updated and new policy and procedure manual for the Marlin Police Department for review by the City Council for the City of Marlin, Texas, ("City Council");

WHEREAS, the City Council, after a review of the proposed updated and new policy and procedure manual for the Marlin Police Department, desires and intends to approve and adopt an updated and new policy and procedure manual for the Marlin Police Department; and

WHEREAS, the City Council for the City of Marlin approves of and adopts the updated and new policy and procedure manual for the Marlin Police Department attached to this Ordinance as **Exhibit "A"**, to be known as the Marlin Police Department Policy and Procedure Manual,

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARLIN, TEXAS:

Section 1. Adoption of the Marlin Police Department Policy and Procedure Manual. The Marlin Police Department Policy and Procedure Manual (the "Police Department Policy and Procedure Manual") attached to this Ordinance as **Exhibit "A"**, is hereby adopted by the City Council for the City of Marlin to serve as and constitute the approved Police Department Policy and Procedure Manual for the Marlin Police Department.

Section 2. Amendments to the Police Department Policy and Procedure Manual. All amendments to the Police Department Policy and Procedure Manual must be approved by the City Council. No amendment or change to the Police Department Policy and Procedure Manual shall be effective until approved by the City Council by the adoption of an ordinance approving of such change or amendment.

Section 3. Amendments to Existing Policies. All existing Marlin Police Department policies in conflict with this Ordinance and the Police Department Policy and Procedure Manual attached to this Ordinance as **Exhibit "A"** are repealed and replaced with the Police Department Policy and Procedure Manual attached to this Ordinance as **Exhibit "A."**

Section 4. Savings Clause. All rights and remedies of the City are expressly saved

as to any and all provisions of Marlin Police department policies and any ordinances or resolutions approving said policies which have accrued at or before the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances or resolutions, the same shall not be affected by this Ordinance, but may be applied, enforced, or prosecuted until final disposition by the courts.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its adoption by the City Council in accordance with City Charter and publication as required by the Tex. *Loc. Gov't. Code.*

Section 6. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

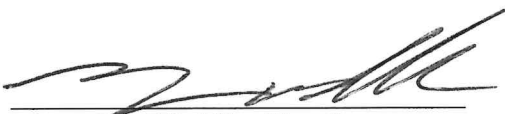
FIRST READING on the 14th day of March, 2023.

SECOND READING on the 11th day of April, 2023.

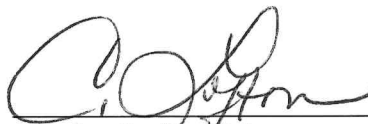
PASSED AND APPROVED on this the 11 day of April, 2023.

ATTEST:

THE CITY OF MARLIN, TEXAS



Mary Ann Waddle, City Secretary



Carolyn Lofton, Mayor

EXHIBIT “A”

MARLIN POLICE DEPARTMENT POLICY AND PROCEDURE MANUAL