

ORDINANCE No. 1494

AN ORDINANCE defining and prescribing the qualifications and duties of the City Marshal.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. Before entering upon the discharge of the duties of his office, the city marshal shall file with the city recorder a certificate with his oath of office as prescribed by the city charter endorsed thereon, and also a bond payable to the city of Albany in such sum as the city council may require, payable in legal tender of the United States, with two or more sureties who justify in like manner as bail upon arrest under the laws of the State of Oregon and to be appointed by the Mayor, conditioned that he will honestly and faithfully discharge his duties as city marshal, account for and pay over to the city treasurer all money that comes into his hands by virtue of his office, and turn over to his successor in office all books, papers, and property belonging to the City of Albany that may come into his hands by virtue of his office as city marshal, and that he will faithfully and impartially perform all duties that may be required of him by the City Council.

Section 2. The city marshal shall be a conservator of the peace, and shall execute all processes directed to him by the recorder of said city or by any magistrate of the State of Oregon. He shall attend regularly upon the sitting of the Recorder's Court. He may make arrests for a breach of the peace, for a violation of any city ordinance, or for the commission of crime within the city limits, the same as a peace officer may under the laws of this state. He shall collect all taxes levied by the City Council as required by ordinance, and he shall immediately pay over all money so collected by him to the city treasurer, taking therefor duplicate receipts, one of which shall be filed in the recorder's office and placed to his credit. If the marshal discovers any person doing business within the city or engaging in any occupation for which a city license is required and that person has neglected or refused to take out a license as required by the city ordinance, it shall be the duty of the city marshal to inform against and prosecute such person before the city recorder and to enforce the payment of such license fee from such delinquent. In the discharge of his duties he shall exercise a vigilant control over the peace and best interests of the city. He shall perform all such other duties as may be required of him by the city council and shall serve all notices within the city limits which the council may direct him to serve.

Section 3. The city marshal shall have power to appoint and employ a deputy by written appointment filed with the recorder. Such deputy shall hold his office as deputy marshal subject to the orders and requirements of the city marshal in accordance with and subject to the provisions of city ordinances in force, and such deputy shall take an oath to faithfully demean himself in office.

Passed by the common council January 10, 1940.

Signed and approved by the Mayor January 10, 1940.

A.G. Sanders Mayor

ATTEST [Signature] Recorder of the City of Albany, Oregon.

STATE OF OREGON )
COUNTY OF LIIN ) ss.
CITY OF ALBANY )

I, M.R. Norton, Recorder of the City of Albany, Linn County, State of Oregon, do hereby certify that the foregoing copy of Ordinance # 1494, has been by me carefully compared with the original Ordinance Bill # 1613, and further certify that same is a true and correct copy of the whole of said Ordinance Bill # 1613, now on file in this office, and passed by the council of the City of Albany, Oregon, on the 10th day of January, 1940, and approved by the Mayor on the 10th day of January, 1940.

Witness my hand and official signature and the seal of the City of Albany, Oregon, this 11th day of January, 1940.

[Signature] Recorder of the City of Albany, Oregon.