

## CHAPTER XIII. POLICE

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### ARTICLE 1. GENERAL PROVISIONS

- 13-101      **APPOINTMENTS.**  
The City Manager shall appoint a City Marshal-Chief of Police and such number of regular and special policemen for the City as the Governing Body may deem necessary for the best interest, welfare and protection of the City. (Code 1979, 13-101)
- 13-102      **RESERVED.**
- 13-103      **RESERVED.**
- 13-104      **POLICE CHIEF: POWERS; DUTIES.**  
The Chief of the Police Department shall, under the direction of the City Manager, have complete control of the Police Department and shall be responsible for the proper organization, training, discipline and functioning of the Police Department, and for the proper care, use and safety of all property used in connection with such department. (Code 1979, 13-103)
- 13-105      **POWERS AND DUTIES OF MEMBERS.**  
The several members of the department, when on duty, shall devote their time and attention to the discharge of their respective duties according to the laws and ordinances of the City. It shall be their duty, respectively, at all times to the best of their ability, to preserve good order, peace and quiet and enforce the laws and ordinances of the City. They shall have power, and it shall be their duty, to arrest all persons found in the act of violating any law or ordinance of the City, or aiding or abetting any such violation. It shall be their duty to make complaints against any and every person violating the laws and ordinances of the City and cause such person to be brought to trial. (Code 1979, 13-104)
- 13-106      **ALL PERSONS TO AID ON DEMAND.**  
Whenever any additional police force is necessary to quell any riotous or disorderly conduct, or to secure any person accused of crime, or violation of the law or ordinances of the City, any member of the department is hereby authorized to call on any inhabitant or other person in the City for assistance. (Code 1979, 13-105)
- 13-107      **NEGLECT OF DUTY.**  
Any member of the police force who shall neglect or refuse to perform the duties required of him by this Code or other ordinances of the City, or who, while in the discharge of his or her official duty, shall be guilty of any fraud, exertion, oppression, favoritism, partiality or willful cruelty, or of taking or receiving directly or indirectly any bribe, or of unnecessary, unreasonable and malicious trespass upon private premises, shall be subject to the provisions of Sections 1-111:112 of this Code and, pending trial, shall be suspended from duty by the City Manager. Upon conviction from the court, the officer shall be immediately dismissed from the department as required by law. (Code 1979, 13-106)
- 13-108      **RESERVED.**

13-109

**GRATUITIES.**

No member of the Police Department shall accept any gratuity from any person, whether such person is arrested or not. For the purposes of this Section, gratuity shall mean any favor gift, given in return for, or in the expectation of, action or inaction on the part of the Police Department member. (Code 1979, 13-108)

13-110

**LEAVING CITY.**

The Chief of Police and all police officers are prohibited from leaving the City for the purpose of making arrests for rewards, except with the consent of the City Manager or Board of Commissioners, but shall devote their full time to the City. (Code 1979, 13-109)

**ARTICLE 2. RESERVED**

**ARTICLE 3. EMERGENCY ALARM SYSTEMS**

13-301

**PURPOSE.**

The purpose of this Article is to establish conditions and requirements for the installation and use of emergency alarm systems in the City of Lawrence, Kansas. (Code 1979, 13-301)

13-302

**DEFINITIONS.**

Definitions of terms as used in this Article shall be as follows:

- (A) **Alarm Company** means the business by an individual, partnership, corporation, or other entity of selling, leasing, maintaining, receiving, servicing, repairing, altering, replacing, moving or installing any alarm system or causing to be sold, leased, maintained, serviced, repaired, altered, replaced, moved or installed any alarm system in or on any building, structure or facility.
- (B) **Alarm** means any assembly of equipment, mechanical or electrical, arranged to signal the occurrence of an illegal entry or other activity requiring urgent attention and to which the police or fire departments are expected to respond.
- (C) **Alarm User** means the person, firm, partnership, association, corporation, company or organization of any kind in control of premises wherein an alarm system is maintained.
- (D) **Automatic Dialing Device** means a device which is interconnected to a telephone line and is programmed to transmit by voice message or code signal a selected telephone number indicating a need for emergency response.
- (E) **Burglary Alarm System** means an alarm system signaling an entry or attempted entry into the area protected by the system.
- (F) **Central Alarm System** shall mean any facility, central station, modified central station, or answering service operated by any person, business, firm, corporation or other commercial entity engaged in occupation of selling, renting, leasing, installing, maintaining, operating or repairing an alarm system which facility is manned at all times by operators employed to receive, record and validate alarm signals transmitted to such facility and to relay information about such signals to the Police Department by a direct

telephone line.

- (G) **City** shall mean the City of Lawrence.
- (H) **City Clerk** means the individual designated by the City Manager to issue permits and enforce the provisions of this Article.
- (I) **False Alarm** means an alarm signal eliciting a response by the police or fire department where an emergency situation does not in fact exist, but does not include an alarm caused by violent conditions of nature or other extraordinary circumstances not reasonably subject to control by the alarm business operator or alarm user.
- (J) **Interconnect** means to connect an alarm system including an automatic dialing device to a telephone line, either directly or through a mechanical device that utilizes a telephone, for the purpose of using the telephone line to transmit a message upon the activation of the alarm system.
- (K) **Primary Trunk Line** means a telephone line serving the Judicial and Law Enforcement Center or any central alarm station that is designated to receive emergency calls.
- (L) **Robbery Alarm System** means an alarm system signaling a robbery or attempted robbery.
- (M) **Police Chief** means the Chief of the Police Department of the City of Lawrence, or his or her designated representative.
- (N) **Direct Telephone Line** means a telephone line directly to the Police Department.
- (O) **Fire Alarm System** means an alarm signaling a fire or intensive heat within an area protected by the system.
- (P) **Local Alarm System** means the subscriber, person, firm, partnership, association, corporation, company or organization of any kind in control of premises wherein an alarm system is maintained to activate a local alarm on the premises, such as a bell, siren or horn.
- (Q) **Hold-up Alarm System** means an alarm signaling a hold-up or attempted hold-up in progress wherein an alarm system is maintained.
- (R) **Check-in/Check-out** is an alarm system where the alarm user has to call the central alarm station prior to his or her entry or exit from the area protected by the system.
- (S) **Permit year** is January 1 through December 31. (Code 1979, 13-302)

13-303

#### **ALARM USERS.**

Alarms from public institutions, federal insured financial institution buildings, industrial, commercial and private buildings equipped with alarms will be monitored by the Douglas County Communications Center. All automatic dialing devices and supervisory controls (e.g., sprinkler, thermostats, water controls) must use a central alarm station, answering service or local alarm system and will not be monitored by the Douglas County Communications Center. (Code 1979, 13-303)

13-304

**Reserved.**

13-305

**ALARM COMPANIES; LICENSE.**

- (A) An alarm company doing business in the City shall obtain a license from the City Clerk. Application fee for the license shall be \$300.00 for the first year and \$150.00 per year thereafter with an annual renewal date of January 1st of each year. Each application for license shall include the following information: (Ord. 8423)
- (1) Address and phone number of parent company.
  - (2) Local address and phone number of representative of the parent company.
  - (3) State sales tax number.
  - (4) Brief description of the nature of the company's business.
  - (5) Current list of the names of at least three (3) responsible persons to contact in an event of an emergency regarding the systems the company is responsible for.
  - (6) Arrests or charges of offense other than minor traffic violations during the past five (5) years.
  - (7) List of your company's alarm users.
- (B) Electrical contractors licensed under Chapter V of the City Code are exempt from alarm company license fee, but shall register with the City Clerk. (Ord. 5285, Ord. 8423)
- (C) It shall be unlawful for an alarm company to conduct business in the City without the license provided for in this section. (Ord. 8423)

13-305.1

A \$75.00 late charge will be to alarm companies who fail to obtain a license within sixty (60) days after notification of the conditions of this Article, or who are sixty (60) days delinquent in renewing a license. (Ord. 8423)

13-305.2

- (A) Each alarm company selling, leasing or furnishing to any alarm user an alarm system which is installed on premises located within the City limits shall furnish the alarm user with instructions and training for its personnel that provides information to enable the alarm user to operate the alarm system properly and to locate and obtain service for the alarm system at any time.
- (B) Each alarm company shall keep its alarms and alarm equipment in satisfactory condition at all times. (Ord. 5285)

13-306

**AUTOMATIC DIALING DEVICE: CERTAIN INTERCONNECTIONS PROHIBITED.**

Provisions relating to automatic dialing device shall be as follows:

- (A) Within thirty (30) days after September 21, 1986, all existing automatic dialing devices programmed to the Judicial and Law Enforcement Center

lines shall be reprogrammed or disconnected.

- (B) It is unlawful for any person or alarm company to program an automatic dialing device to select any telephone line assigned to the City; and it is unlawful for an alarm user to fail to disconnect or reprogram such device within twelve (12) hours of receipt of written notice from the coordinator that an automatic dialing device is so programmed.
- (C) Persons owning or leasing an automatic dialing device may have the device interconnected to a telephone line transmitting directly to:
  - (1) A central station;
  - (2) A modified central station; or
  - (3) A licensed answering service.
- (D) Relaying of messages by intermediate services to the communication center shall be over a special trunk line, except that central stations may relate messages over a direct line. All telephone charges involved shall be paid by such intermediate services or central stations.
- (E) This Section shall not apply to those persons approved and selected to participate in the Life Safety Alert System utilizing residential transmitting equipment designed for direct telephone access to dedicated control receiving equipment. (Code 1979, 13-304; Ord. 5764)

13-307      **Reserved.**

13-308      **Reserved.**

13-309      **Reserved.**

13-310      **Reserved.**

13-311      **Reserved.**

13-312      **Reserved.**

13-313      **TERMS AND CONDITIONS FOR INSTALLATION OF TERMINAL ALARM FACILITIES.**

The following terms and conditions shall govern the alarm company authorized to install terminal alarm facilities in the Judicial and Law Enforcement Center:

- 13-313.1      (A) All materials and labor necessary to make the connection between the private system and the terminal point in the Judicial and Law Enforcement Center shall be furnished by the alarm company at its own expense.
- (B) The company shall furnish the Police Chief with a company set of written specifications adequately describing the equipment and placement of the terminal alarm system. After installation, no change, modification or alternation of the equipment shall be made unless and until the alarm company furnishes additional written specifications showing such changes.
- (C) No person shall adjust, repair, remove, inspect or otherwise tamper with any portion of such equipment unless said person presents authorized

identification to show that he is qualified and authorized to do so by the alarm company; all such adjustments, repairs and the like shall be made as the sole responsibility of the alarm company.

- 13-313.2 If malfunctions should develop in the direct alarm system connected to the Judicial and Law Enforcement Center terminal facilities that could jeopardize the proper operation of any other terminal facilities or communications systems in the Police Department, or, if excessive or chronic false alarms be transmitted by any such system terminating in the Judicial and Law Enforcement Center, service shall be disconnected and shall not be reactivated until and unless such malfunction or the cause of the false alarms is corrected by the company at its expense. The City, its elected and appointed officers and each and every employee, shall be held blameless for any malfunction of such alarms or for failure to respond to the alarms for whatever reasons.
- 13-313.3 The alarm company shall keep on file in the Police Department the names, addresses and phone numbers of at least three (3) persons to call in event of an emergency and such information shall be current at all times. The alarm company shall keep its alarm equipment in good order at all times.
- 13-313.4 All alarm equipment, installations and repairs shall comply with:
- (A) Standards determined by the Police Department and to applicable ordinances, standards and codes determined by the City.
  - (B) Rules and regulations promulgated by the Police Chief regulating the times and conditions under which such installations and repairs may be made. (Code 1979, 13-306)
- 13-314 **INTERPRETATION.**  
This Article which is administered by the City of Lawrence or employees shall be liberally construed to effect the purpose of this Article and to achieve uniform interpretation and application of the respective ordinances. (Code 1979, 13-307)