

ORDINANCE NO. _____

AN ORDINANCE ADJUSTING THE TOTAL NUMBER OF AUTHORIZED SWORN POSITIONS IN THE POLICE DEPARTMENT BY ADDING TEN POSITIONS IN THE CLASSIFICATION OF SERGEANT, EFFECTIVE MARCH 13, 2021; PROVIDING A STATEMENT OF PURPOSE AND INTENT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL PRIOR ORDINANCES AND REPEAL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 143.021(a), Texas Local Government Code provides that a municipality’s governing body shall by ordinance (i) establish the classifications of police officers and (ii) prescribe the number of positions in each classification; and

WHEREAS, on September 22, 2020, the City Council adopted Ordinance 24421-09-2020, which established the Police Department’s sworn personnel staffing levels, effective October 1, 2020, as follows:

Assistant Chief	3
Deputy Chief	5
Commander	6
Captain	17
Lieutenant	50
Sergeant	197
Corporal/Detective	248
Police Officer	<u>1,203</u>
Total	1,729; and

WHEREAS, a staffing study undertaken regarding the Police Department’s composition recommended the addition of more positions in the classification of Sergeant to improve operating efficiencies and enhance span of control within the department; and

WHEREAS, the Police Chief has recommended that the City Council increase the number of authorized positions within the existing classification of Sergeant by ten (10), effective March 13, 2021, and thereafter prescribe the number of authorized positions in the Police Department to conform with the proposed changes as set forth below in order to effect efficient economy of the operations of the Police Department; and

WHEREAS, the board of the Fort Worth Crime Control and Prevention District adopted a budget amendment for Fiscal Year 2021 to reallocate funding and provide for the costs of adding ten (10) positions in the classification of Sergeant through the end of the current fiscal year, which budget amendment was subsequently approved by the Fort Worth City Council in accordance with state law and the local budget rule adopted by the District’s Board.

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

SECTION 1.

That, following the formal adoption of this ordinance, the following positions shall be the only sworn positions in each classification (rank) authorized in the City of Fort Worth Police Department effective March 3, 2021, until modified by subsequent ordinance:

Assistant Chief	3
Deputy Chief	5
Commander	6
Captain	17
Lieutenant	50
Sergeant	207
Corporal/Detective	248
Police Officer	<u>1,203</u>
Total	1,739

SECTION 2.

That the “Mayor and Council Communication” memorandum, which is presented contemporaneously with this ordinance, is hereby expressly incorporated herein by reference for further clarification and explanation of the purpose and intent of the City Council in its adoption of this ordinance as well as the Department in its implementation.

SECTION 3.

That this ordinance shall be cumulative of all provisions of previous ordinances and of the Code of the City of Fort Worth, Texas (2015), as amended, except where the provisions of this ordinance are in direct conflict with the provisions of prior police staffing ordinances for the Police Department and such Code, in which event conflicting provisions of such ordinances and such code provisions are hereby repealed and this ordinance shall be controlling.

SECTION 4.

That it is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of these ordinances are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 5.

That this ordinance shall be effective March 13, 2021, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY: ATTEST:

Kelly Albin, Asst. City Attorney

Mary J. Kayser, City Secretary

ADOPTED: March __, 2021

EFFECTIVE: March 13, 2021