

**AN ORDER ESTABLISHING THE
GLUCKSTADT POLICE DEPARTMENT FOR
THE CITY OF GLUCKSTADT, MISSISSIPPI**

BE IT ORDERED BY THE MAYOR AND BOARD OF ALDERMEN OF THE
CITY OF GLUCKSTADT, MISSISSIPPI, as follows:

**Section One
Creation of Department**

The City of Gluckstadt, Mississippi, is a code charter municipality created and established in 2021 by Mississippi law, specifically Miss. Code Ann. § 21-3-1, et seq.(Supp. 2021), and the Mississippi Supreme Court’s decision in *Peco Foods Inc. v. City of Canton (In re Enlarging, Extending & Defining the Corp. Limits & Boundaries)*, 317 So. 3d 949 (Miss. 2021). Gluckstadt is empowered with certain authority in the Mississippi Code, including but not limited to that authority granted by Miss. Code Ann. 21-17-1, et seq. Among that authority granted to the City of Gluckstadt by state statute is the authority to enforce the laws of the State of Mississippi and the Ordinances of the City of Gluckstadt. Specific provision of the Mississippi Code, namely Miss. Code Ann. § 21-21-1, et seq., enumerate certain duties and powers of a municipal police department.

**Section Two
Duties, Powers, and Budget of Department**

The Gluckstadt Police Department shall have all of the powers and duties set out by state statute, and by ordinance which may hereinafter be adopted by the Board of Aldermen. The City of Gluckstadt does prepare annually a municipal budget pursuant to state statute. A substantial part of the City’s budget is and will be allocated for the

administration of criminal justice, and pursuant to applicable state statute, the Gluckstadt Police Department shall performs the administration of criminal justice pursuant to state statute via the various powers granted to the City by the Mississippi legislature, including among them the powers of arrest, and the Gluckstadt Police Department does meet the definitions found within Title 28, CFR, Part 20, Subpart A, and satisfies the regulations in section 20.3. Once established, the Gluckstadt Police Department will be an agency which meets minimum standards. The office of Chief of Police was an office made appointive by the Board of Aldermen on June 22, 2021, via the Board's adoption of Ordinance No. 2021-1, "An Ordinance Making Certain Offices Appointive and Combining Certain Offices." The Chief of Police will oversee all operations and management of the Gluckstadt Police Department, and the Chief will report directly to the City's Mayor. As Gluckstadt is a code charter municipality, the Board of Aldermen has the authority to hire and fire all municipal employees who serve at the will and pleasure of the Board of Aldermen. The Board of Aldermen will adopt certain General Orders as written policy for the operation of the Gluckstadt Police Department.

SO ORDERED, this the 12 day of April, 2022.

APPROVED: Walter Moman
MAYOR

ATTEST Lindy Keller
CITY CLERK

