

ORDINANCE NO. 13

An ordinance relating to the resistance of marshal or other officers and the collection of fines.

Section 1. Resisting Officers. Any person who shall knowingly and willfully resist, oppose or obstruct the marshal or any of his deputies, or any policemen of this city, in the discharge of official duty, or shall by threats or otherwise seek to intimidate any officer from the discharge of any official duty, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not exceeding one hundred dollars.

Section 2. Assaulting Officers. Any person or persons, in this city, who shall assault, beat or wound any police officer of the city, while in discharge of his official duty, shall be deemed guilty of a misdemeanor, and upon conviction, shall be fined in any sum not exceeding one hundred dollars.

Section 3. Rescuing prisoners. If any person or persons shall by force set at liberty or rescue, or attempt by force to set at liberty or rescue, from any city officer having the legal custody or charge of the same, any prisoner or prisoners, either before or after conviction, he or they shall be fined, upon conviction, not less than twenty-five nor more than one hundred dollars.

Section 4. Escape or Attempting, etc. If any person lawfully confined in the city prison, calaboose or other place for safekeeping, to pay a fine lawfully assessed, or to serve a sentence, or held in custody going to such calaboose or such place or working upon the streets or other public grounds of the city, in pursuance of the ordinances of this city, for the payment of any fine or costs adjudged against him, and in the custody of any officer of this city, shall break or attempt to break such calaboose or prison or custody, and escape or attempt to escape therefrom, he shall upon conviction, be fined not less than twenty nor more than one hundred dollars.

Section 5. whenever any person shall be convicted in the police court for the violation of any of the city ordinances, and adjudged to pay a fine, penalty or forfeiture and the costs of the prosecution, and shall be committed to the city prison in default thereof, it shall be lawful for the marshal of the city to compel such person to work at hard labor either on the streets or in any public or private place, where employment can be found for such person, until such fine and costs be paid.

Section 6. Such person shall not be compelled to work more than eight hours per day, and for each day's work performed such person shall be credited on the judgment fifty cents per day therefor, and when the judgment is satisfied, shall be discharged.

Section 7. Such person, when out at work, shall be confined in prison, and when at work may be secured by chains, guards, or other means of confinement and restraint as the marshal may deem necessary to prevent his escape; and the marshal may place such person in the care of any policemen or other person, during the time he may be employed at such labor, and compel him to work under their care and direction.

Section 8. The marshal shall cause such person, during this imprisonment, to be fed three meals a day, of wholesome food, at the expense of the city.

Section 9. If any person liable to be set to work under the provision of this ordinance shall refuse to work when required, he shall be kept in close confinement, and be fed on bread and water only, until he consents to work, and shall receive no allowance upon the judgement against and while so refusing to work; and each day the marshal fails to provide him with work, he shall receive the same compensation as though he were at work.

Approved August 5, 1901 (First publication August 10.)

C. W. Astle, Mayor

(Attest:)

A. L. Hartzler, City Clerk