

RESOLUTION NO. 2021-6

A RESOLUTION REMOVING DANIEL FRAZIER FROM THE OFFICE OF POLICE CHIEF.

WHEREAS, the City Council has broad authority to declare a nuisance and order abatement of that nuisance. K.S.A. 12-1617e.

WHEREAS, On July 19, 2021, as part of Resolution No. 2021-5, the City Council declared Charlie and Julie Patterson's dog a nuisance and issued an Order to Abate Nuisance.

WHEREAS, on July 19, 2021, and as part of Resolution No. 2021-5, the City Council directed the City's Police Chief, Daniel Frazier, to personally serve the Order to Abate Nuisance on Charlie and Julie Patterson.

WHEREAS, on July 19, 2021, the Mayor directed the City's Police Chief, Daniel Frazier, to personally serve an Order to Abate Nuisance on Charlie and Julie Patterson.

WHEREAS, on July 19, 2021, Daniel Frazier, refused to comply with the City Council and the Mayor's directive to personally serve an an Order to Abate Nuisance on Charlie and Julie Patterson.

WHEREAS, the Mayor is the City Police Chief's supervisor.

WHEREAS, the Mayor is charged with assuring that all subordinate officers are dealt with promptly for any neglect or violation of duty. K.S.A. 15-301

WHEREAS, the Mayor is charged with making recommendations to the council, such measures as in the mayor's opinion may tend to the improvement of the city's police, health, security, and general prosperity of the city. K.S.A. 15-305.

WHEREAS, the City Council may remove any officer from office by a majority vote of the total membership of the council. K.S.A 15-204.

WHEREAS, insubordination refers to an employee's intentional refusal to obey an employer's lawful and reasonable directive.

WHEREAS, insubordination undermine a supervisor's level of respect and ability to manage and, therefore, is a reason for disciplinary action, including termination or removal from office.

WHEREAS, the Mayor has recommended that the City Council remove Daniel Frazier from office for insubordination because he refused to personally serve the Order to Abate Nuisance on Charlie and Julie Patterson.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LEROY,
KANSAS:**

The WHEREAS clauses above are incorporated into this resolution by reference.

The City Council and Mayor's directive to Daniel Frazier to personally serve Charlie and Julie Patterson with the Council's Order to Abate Nuisance was lawful and reasonable

Daniel Frazier intentionally refused to obey the City Council's and the Mayor's lawful and reasonable directive to personally serve the Order to Abate Nuisance.

Daniel Frazier's refusal to personally serve the Order to Abate Nuisance was neglect or violation of his duty as police chief.

Daniel Frazier's intentional refusal to obey the Council and the Mayor's directive was insubordination and undermines the City Council's and the mayor's level of respect and ability to manage the City's Police Chief.

Daniel Frazier is removed from the office of Police Chief for insubordination.

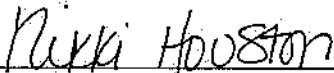
Passed by the council the 2nd day of August, 2021. APPROVED by the Mayor



Christine Williams, Mayor

(City Seal)

ATTEST:



Nikki Houston, City Clerk