

AN ORDINANCE ADOPTED PURSUANT TO ACT NO.
370 OF ALABAMA LEGISLATURE OF 1953, APPROVED
BY THE GOVERNOR ON AUGUST 21, 1953 (S. 439 -
JOHNSTON), REMOVING THE CHIEF OF POLICE OF
THE CITY OF PRICHARD FROM THE PROVISIONS OF
THE MERIT SYSTEM OF MOBILE COUNTY, ALABAMA,
AND AUTHORIZING HIM TO CARRY OUT THE POWERS
CONFERRED UPON HIM BY SUCH ACT AFTER
REMOVAL FROM SUCH SYSTEM.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRICHARD,
ALABAMA, AS FOLLOWS:

SECTION ONE: On and after the adoption of this ordinance,
The City Council of the City of Prichard, Alabama, shall have
the exclusive power and authority to hire, demote, suspend or
discharge the Chief of Police of the City of Prichard, and to
fix his compensation and his working conditions.

SECTION TWO: On and after the adoption of this ordinance,
the Chief of Police of the City of Prichard shall have authority
to suspend preemptorily any of the personnel or employees of the
Police Department of the City of Prichard, without pay or other
compensation and without the right of any hearing or appeal,
provided however, that no such employee may be suspended by him
for a period or periods in the aggregate of more than thirty
days in any one calendar year, and such suspension may be
effected for insubordination or for any other conduct considered
by such Chief of Police to be contrary to the best interests of
such Police Department, and such suspension shall be effected by
delivering to such employee a statement of such suspension and
cause thereof, and a copy of such statement shall be delivered
to the Personnel Director or Personnel Board of Mobile County,
Alabama, but the suspended employee shall have no right to contest
such suspension and no Personnel Director or Personnel Board shall
have any right, power or authority to alter, modify or disturb any
such suspension order issued by such Chief of Police

SECTION THREE: The Chief of Police of the City of Prichard
is hereby further authorized, pursuant to such Act 370 of the
Legislature of Alabama 1953, referred to in the caption hereof,
to demote, suspend (for a period or periods beyond the period or
periods referred to in Section Two of this ordinance) or to
discharge any one or more employees of such Police Department
for any one or more of the following causes:

1. Unexcused absence without leave.
2. Commitment of any criminal act.
3. Conduct unbecoming an employee in the public service.
4. Disorderly or immoral conduct.
5. Incompetence, incapacity or inefficiency.
6. Insubordination.
7. Intoxication while on duty or public intoxication while off duty.
8. Neglect of duty.
9. Wilful failure to observe any lawful order or rule or regulation made by or given by superior officer.
10. The wilful violation of any law.

In issuing any order under the provisions of this section, the Chief of Police shall state his reasons therefor in writing, shall serve a copy of the same on the affected employee and shall furnish a copy thereof to the Personnel Director of Mobile County, Alabama, which action shall become a public record. The affected employee may within ten days after the service of such notice appeal to the Personnel Board and shall have all such rights in connection with the appeal as are given by Section 3 of said Act No. 370.

SECTION FOUR: This ordinance may be repealed by the City Council of the City of Prichard and after such repeal may be reinstated by the City Council of the City of Prichard at its discretion, all as provided for by said Act No. 370 of the Alabama Legislature of 1953, approved on August 21, 1953.

SECTION FIVE: The provisions of this ordinance shall become effective immediately upon its adoption.

SECTION SIX: All ordinances and resolutions, or parts thereof, in conflict with the provisions of this ordinance, are hereby expressly repealed.