

Work Sheet

AN ORDINANCE #107-84

TO PROVIDE FOR THE ORGANIZATION AND REGULATION OF A VOLUNTEER FIRE DEPARTMENT IN THE CITY OF CORDOVA TO BE KNOWN AS THE FIRE DEPARTMENT OF THE CITY OF CORDOVA, PRESCRIBING THE POWERS AND DUTIES OF ITS OFFICERS AND MEMBERS; PROVIDING CERTAIN REGULATIONS THE VIOLATION OF WHICH SHALL BE UNLAWFUL; AND PRESCRIBING PENALTIES AND PUNISHMENT FOR SUCH VIOLATIONS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORDOVA:

SECTION 1. PURSUANT TO THE AUTHORITY CONTAINED IN SECTIONS 11-43-140 THROUGH 11-43-144; CODE OF ALABAMA 1975, A DEPARTMENT TO BE KNOWN AS THE FIRE DEPARTMENT OF THE CITY OF CORDOVA (HEREINAFTER REFERRED TO AS " THE DEPARTMENT ") IS HEREBY ESTABLISHED, AND THE DUTY OF PREVENTING AND EXTINGUISHING FIRES AND THE PROTECTION OF LIFE AND PROPERTY WITHIN THE CITY OF CORDOVA (AND ITS POLICE JURISDICTION) IS HEREBY DELEGATED TO THE DEPARTMENT. THE ORGANIZATION AND INTERNAL REGULATION OF THE DEPARTMENT SHALL BE GOVERNED BY THE PROVISIONS OF THIS ORDINANCE.

SECTION 2. (A) THE DEPARTMENT SHALL CONSIST OF A CHIEF, ONE OR MORE ASSISTANT CHIEFS, CAPTAINS, LIEUTENANTS, DRIVERS, AND AS MANY FIREFIGHTERS WHO ARE RESIDENTS OF THE CITY OF CORDOVA (AND ITS POLICE JURISDICTION) AS MAY BE APPOINTED BY THE CHIEF; PROVIDED THAT AT NO TIME SHALL THE DEPARTMENT CONSIST OF LESS THAN TWENTY ACTIVE MEMBERS.

(B) THE CHIEF SHALL BE APPOINTED BY THE CITY COUNCIL FOR AN INDEFINITE PERIOD OF TIME, AND HIS TENURE OF OFFICE SHALL DEPEND UPON HIS GOOD CONDUCT AND EFFICIENCY. HE SHALL BE TECHNICALLY QUALIFIED BY TRAINING AND EXPERIENCE AND SHALL HAVE ABILITY TO COMMAND MEN AND HOLD THEIR RESPECT AND CONFIDENCE. HE SHALL BE REMOVED ONLY FOR JUST CAUSE AFTER A PUBLIC HEARING BEFORE THE CITY COUNCIL.

(C) ACTIVE MEMBERSHIP IN THE DEPARTMENT FOR MEMBERS OTHER THAN THE CHIEF SHALL CEASE AT THE AGE OF FIFTY-FIVE YEARS AND SUCH MEMBERS SHALL BECOME HONORARY MEMBERS AND SHALL BE ASSIGNED TO LIGHTER DUTIES, UNLESS THE CITY COUNCIL SHALL, BY MAJORITY VOTE, APPROVE OF THE PERSON CONTINUING AS AN ACTIVE MEMBER.

(D) (1) ANY PERSON DESIRING TO BECOME A MEMBER OF THE DEPARTMENT MAY FILE WITH THE FIRE CHIEF AN APPLICATION IN SUCH FORM AS THE COUNCIL MAY REQUIRE. EACH APPLICANT SHALL ALSO FILE AN AFFIDAVIT OF FITNESS AS TO HIS PHYSICAL CONDITION. THE CHIEF SHALL ACCEPT OR REJECT SUCH APPLICANT AT THE EARLIEST POSSIBLE TIME AND SHALL REPORT HIS ACTION TO THE COUNCIL FOR CONFIRMATION.

(2) NO REJECTED APPLICANT SHALL BE PERMITTED TO FILE ANOTHER APPLICATION UNTIL SIX MONTHS HAVE ELAPSED SINCE THE TIME OF THE FILING OF HIS LAST APPLICATION.

(3) ALL APPLICANTS, AFTER APPOINTMENT, MUST SERVE A PROBATIONARY PERIOD OF ONE YEAR. IF, AT THE END OF THIS PERIOD, THE CHIEF IS SATISFIED THAT THE APPLICANT SHOWS PROFICIENCY IN DRILLS AND FIREFIGHTING KNOWLEDGE HE SHALL BECOME A PERMANENT MEMBER. THE CHIEF SHALL ADVISE THE COUNCIL OF HIS DECISION.

(4) ALL RESIGNATIONS FROM THE DEPARTMENT SHALL TAKE THE SAME COURSE AS APPLICATIONS FOR APPOINTMENT TO MEMBERSHIP.

(E) (1) THE ASSISTANT CHIEFS AND ALL OTHER OFFICERS AND DRIVERS SHALL BE APPOINTED BY THE CHIEF FROM MEMBERS OF THE DEPARTMENT. IT SHALL BE THE DUTY OF THE CHIEF TO REPORT TO THE COUNCIL ALL APPOINTMENTS IMMEDIATELY. SUCH OFFICERS AND

DRIVERS SHALL BE ACCOUNTABLE TO THE CHIEF AND SHALL BE SUBJECT TO DEMOTION OR EXPULSION BY HIM FOR NEGLECT OR REFUSAL TO PERFORM THEIR DUTIES, OR FOR GROSS INCOMPETANCE IN THE PERFORMANCE OF THEIR DUTIES, SUBJECT TO AN APPEAL FROM SUCH DEMOTION OR EXPULSION TO THE COUNCIL.

(2) NO MEMBER OF THE DEPARTMENT SHALL BE ELIGIBLE FOR DEPARTMENTAL OR COMPANY OFFICES WHO HAS NOT BEEN A MEMBER OF THE DEPARTMENT FOR AT LEAST ONE YEAR.

(3) ANY MEMBER WHO FAILS TO ATTEND AT LEAST FIFTY PER CENT OF ALL REGULAR DRILL MEETINGS AND SPECIAL DRILL MEETINGS TO WHICH HE IS CALLED OR WHO FAILS TO ATTEND AT LEAST FIFTY PER CENT OF ALL EMERGENCY CALLS TO WHICH HE IS CALLED DURING A ONE YEAR PERIOD MAY BE EXPELLED BY THE CHIEF, SUBJECT TO AN APPEAL FROM SUCH EXPULSION TO THE COUNCIL.

(4) ANY MEMBER WHO RESIGNS OR WHO IS EXPELLED SHALL IMMEDIATELY RETURN TO THE CHIEF ANY AND ALL FIRE DEPARTMENT PROPERTY ISSUED TO HIM OR OTHERWISE IN HIS POSSESSION OR REIMBURSE THE CITY FOR SUCH PROPERTY, IF IT IS LOST, STOLEN OR DAMAGED.

SECTION 3. THE COUNCIL SHALL APPROPRIATE FUNDS TO PROVIDE FOR THE OPERATION OF THE DEPARTMENT, AND FOR THE PURCHASE OF FIRE FIGHTING APPARATUS AND EQUIPMENT TO BE USED BY THE DEPARTMENT, AS IT MAY DEEM EXPEDIENT AND NECESSARY TO MAINTAIN EFFICIENCY AND PROPERLY PROTECT LIFE AND PROPERTY.

SECTION 4. THE OFFICERS AND MEMBERS OF THE DEPARTMENT SHALL RECEIVE SUCH COMPENSATION FROM THE CITY AS THE COUNCIL MAY FIX FROM TIME TO TIME.

THURSDAY SECTION 5. REGULAR MONTHLY MEETINGS SHALL BE HELD ON THE SECOND AND FOURTH ~~TUESDAY~~ OF EACH MONTH. SPECIAL MEETINGS MAY BE HELD AT ANY TIME AFTER GIVING ALL MEMBERS ONE WEEK ADVANCE NOTICE.

SECTION 6. POWERS AND DUTIES OF CHIEF. (A) THE CHIEF SHALL HAVE THE GENERAL SUPERVISION OF THE DEPARTMENT, WHICH SUPERVISION SHALL BE SUBJECT TO AND NOT CONFLICT WITH THIS ORDINANCE. HE SHALL BE RESPONSIBLE FOR THE SAFETY OF THE MEMBERS OF THE DEPARTMENT.

(B) THE CHIEF, OR HIS DESIGNEE, SHALL PRESIDE AT ALL MEETINGS OF THE DEPARTMENT, CALL SPECIAL MEETINGS WHENEVER NECESSARY, PRESERVE ORDER, DECIDE ALL QUESTIONS THAT MAY ARISE, AND SHALL ENFORCE A RIGID OBSERVANCE OF THIS ORDINANCE.

(C) THE CHIEF SHALL BE PRESENT AT ALL FIRES, WHENEVER POSSIBLE, AND HAVE COMPLETE COMMAND OF AND ENTIRE RESPONSIBILITY FOR ALL FIREFIGHTING OPERATIONS. HE SHALL PLAN ALL FIREFIGHTING, DIRECT THE ACTION OF THE COMPANIES AS THEY ARRIVE AT THE FIRE, OBSERVE THAT EVERY COMPANY DOES ITS DUTY, GRANT LEAVES OF ABSENCE AT FIRES WHEN HE MAY DEEM IT PROPER, AND SEE THAT THE FIRE APPARATUS IS KEPT IN PROPER CONDITION AT ALL TIMES.

(D) THE CHIEF SHALL HAVE THE POWER TO DEMOTE OR EXPEL ANY OFFICER OR MEMBER OF THE DEPARTMENT FOR NEGLECT OR REFUSAL TO PERFORM THEIR DUTIES, OR FOR GROSS INCOMPETANCE IN THE PERFORMANCE OF THEIR DUTIES, OR FOR FAILING TO ATTEND AT LEAST FIFTY PER CENT OF ALL REGULAR AND SPECIAL DRILL MEETINGS OR FOR FAILING TO ATTEND AT LEAST FIFTY PER CENT OF ALL EMERGENCY CALLS TO WHICH HE IS CALLED, SUBJECT TO AN APPEAL FROM SUCH DEMOTION OR EXPULSION TO THE COUNCIL.

(E) NOT LATER THAN SEPTEMBER FIRST OF EACH YEAR, THE CHIEF SHALL FILE WITH THE CITY CLERK A DETAILED ESTIMATE OF THE APPROPRIATIONS NEEDED FOR THE CONDUCT OF THE DEPARTMENT DURING THE ENSUING FISCAL YEAR.

(F) IT SHALL BE THE DUTY OF THE CHIEF TO SUBMIT A WRITTEN REPORT TO THE COUNCIL NOT LATER THAN SEPTEMBER FIRST OF EACH YEAR, AND AT SUCH OTHER TIMES AS HE **DEEMS** DESIRABLE, RELATING TO THE CONDITIONS OF THE FIRE STATION, THE VARIOUS PIECES OF APPARATUS AND EQUIPMENT, THE NUMBER OF FIRE HYDRANTS AND THE CONDITION OF SAME, THE NUMBER OF FIRES OCCURRING SINCE THE PREVIOUS REPORT AND LOSS OCCASIONED THEREBY, THE TOTAL NUMBER OF ACTIVE MEMBERS IN THE DEPARTMENT, AND RESIGNATIONS AND EXPULSIONS FROM THE DEPARTMENT. HE SHALL ALSO REPORT ON THE DRILLS AND TRAINING PROGRAM OF THE DEPARTMENT, TOGETHER WITH OTHER PERTINENT INFORMATION, INCLUDING RECOMMENDATIONS FOR SUCH IMPROVEMENTS AS HE **DEEMS** PROPER AND NECESSARY FOR THE OPERATION OF THE DEPARTMENT.

(G) HE SHALL ENFORCE ALL FIRE PREVENTION ORDINANCES OF THIS CITY AND STATE LAWS AND REGULATIONS PERTAINING TO FIRE PREVENTION, AND SHALL KEEP CITIZENS INFORMED ON FIRE PREVENTION METHODS, AND ON THE ACTIVITIES OF THE DEPARTMENT.

(H) HE SHALL KEEP A RECORD OF EVERY FIRE TO WHICH ANY COMPANY WAS CALLED AND SHALL ENTER THEREIN THE LOCALITY, TIME ALARM WAS RECEIVED, CAUSE OF FIRE, CAUSE OF DELAY IN RESPONDING (IF ANY), AMOUNT OF INSURANCE CARRIED ON BUILDINGS AND CONTENTS, ESTIMATED FIRE LOSS, TIME FIRE WAS EXTINGUISHED, NAMES OF MEN RESPONDING AND GENERAL REMARKS.

(I) HE SHALL KEEP AN INVENTORY OF ALL APPARATUS AND EQUIPMENT, AND AN INVENTORY OF ALL HOSE SHOWING DATES AND RESULTS OF TESTS ON EACH LENGTH, WHICH SHALL BE INDIVIDUALLY NUMBERED.

(J) HE SHALL PERFORM SUCH OTHER DUTIES AS ARE USUALLY INCUMBENT ON THE COMMANDING OFFICER OF THE FIRE DEPARTMENT.

(K) HE SHALL ASSIST THE PROPER AUTHORITIES IN SUPPRESSING THE CRIME OF ARSON BY INVESTIGATING THE CAUSE, ORIGIN AND CIRCUMSTANCES OF ALL FIRES.

(L) THE CHIEF SHALL HAVE CONTROL OF ALL APPARATUS AND EQUIPMENT USED BY THE DEPARTMENT, AND SHALL BE RESPONSIBLE FOR ITS PROPER MAINTENANCE. EMERGENCY REPAIRS MAY BE AUTHORIZED BY THE CHIEF.

(M) HE SHALL PRESCRIBE FIRE ALARM SIGNALS FOR USE BY THE DEPARTMENT AND SHALL HAVE THE FIRE ALARM SIGNAL SYSTEM TESTED AT REGULAR INTERVALS.

(N) THE CHIEF SHALL DIRECT A YEARLY INSPECTION OF ALL FIRE HYDRANTS AND OTHER AVAILABLE WATER SOURCES TO INSURE MAXIMUM PROTECTION.

(O) THE CHIEF SHALL APPROVE ALL BILLS PRESENTED TO THE CITY ON BEHALF OF THE FIRE DEPARTMENT.

(P) THE CHIEF SHALL PROVIDE TRAINING FOR ALL MEMBERS OF THE DEPARTMENT COVERING ALL PHASES OF FIRE FIGHTING IN ACCORDANCE WITH ANY OF SEVERAL NATIONALLY RECOGNIZED METHODS FOR EACH PARTICULAR OPERATION.

(Q) THE CHIEF, WHENEVER HE WILL BE OUT OF CONTACT BY RADIO OR LOCAL TELEPHONE, WILL NOTIFY THE POLICE DISPATCHER ON DUTY AND WILL DESIGNATE ANOTHER OFFICER WHO WILL ASSUME HIS AUTHORITY DURING HIS ABSENCE.

(R) THE CHIEF SHALL ISSUE WRITTEN INSTRUCTIONS CONCERNING THE ANSWERING OF EMERGENCY CALLS, THE INSPECTION OF APPARATUS AND EQUIPMENT AND OTHER NECESSARY OPERATIONS OF THE DEPARTMENT.

SECTION 7. DUTIES OF ASSISTANT CHIEFS. THE ASSISTANT CHIEFS SHALL REPORT TO THE CHIEF AND ASSIST HIM IN THE DISCHARGE OF HIS DUTIES. IN THE ABSENCE OF THE CHIEF, THE ASSISTANT CHIEF, AND IN THE ABSENCE OF BOTH, THE SECOND ASSISTANT CHIEF SHALL OFFICIATE IN THE CAPACITY OF CHIEF.

SECTION 8. DUTIES OF CAPTAINS AND LIEUTENANTS. CAPTAINS SHALL REPORT TO THE ASSISTANT CHIEFS OR CHIEF AND SHALL PERFORM SUCH DUTIES AS THEY MAY REQUIRE. IN THE ABSENCE OF ALL CHIEFS, THE SENIOR CAPTAIN SHALL BE IN CHARGE.

LIEUTENANTS SHALL REPORT TO THE ASSISTANT CHIEFS OR CHIEF AND SHALL PERFORM SUCH DUTIES AS THEY MAY REQUIRE. IN THE ABSENCE OF ALL CHIEFS AND CAPTAINS, THE SENIOR LIEUTENANT SHALL BE IN CHARGE.

SECTION 9. DUTIES OF DRIVERS. (A) ALL DRIVERS MUST HAVE VALID, CURRENT ALABAMA DRIVERS LICENSE.

(B) ALL DRIVERS MUST BE THOROUGHLY TRAINED AND COMPETENT IN THE OPERATION OF THE APPARATUS WHICH THEY ARE ALLOWED TO OPERATE.

(C) NO PERSON SHALL OPERATE THE MOTOR APPARATUS EXCEPT AUTHORIZED DRIVERS UNLESS DIRECTED TO DO SO BY THE CHIEF, AND THEN ONLY IF ABSOLUTELY NECESSARY.

(D) DRIVERS SHALL REPORT IMMEDIATELY TO THE OFFICER IN CHARGE ANY ACCIDENT OR IRREGULARITY OF OPERATION WHILE APPARATUS IS UNDER THEIR CONTROL.

SECTION 10. DUTIES OF ALL MEMBERS. (A) IT SHALL BE THE DUTY OF ALL MEMBERS, WHEN SUMMONED BY THE FIRE SIGNAL, TO REPORT TO THE FIRE STATION OR TO THE FIRE SCENE UNLESS THEY ARE OUT OF THE CITY AND POLICE JURISDICTION OR ARE UNAVOIDABLY PREVENTED FROM RESPONDING.

(B) ALL MEMBERS SHALL PERFORM ALL DUTIES ASSIGNED TO THEM BY AN OFFICER TO THE BEST OF THEIR ABILITY, PROMPTLY AND WITHOUT DISPUTE. A CIVIL DEMEANOR SHOULD ALWAYS BE PRESENTED TOWARD ALL NON-MEMBERS OF THE DEPARTMENT, BUT NO ORDERS SHALL BE TAKEN FROM THEM.

(C) ALL RECKLESS DESTRUCTION OF PROPERTY SHALL BE AVOIDED AND MEMBERS MUST REMEMBER THAT IT IS THEIR DUTY TO PROTECT SUCH PROPERTY.

(D) NO MEMBER SHALL APPEAR AT ANY MEETING OR RESPOND TO ANY ALARM WHILE IN A STATE OF INTOXICATION.

SECTION 11. NO PERSON SHALL BE ALLOWED TO ENTER ANY FIRE STATION OR HANDLE ANY FIRE DEPARTMENT EQUIPMENT UNLESS THEY HAVE PERMISSION FROM A FIRE DEPARTMENT OFFICER TO DO SO.

SECTION 12. NO FIRE DEPARTMENT APPARATUS OR EQUIPMENT SHALL BE USED FOR ANY PURPOSE OTHER THAN FOR FIREFIGHTING OR RESCUE WORK OR IN PRACTICE FOR SUCH WORK WITHOUT THE EXPRESS PERMISSION OF THE CHIEF HIMSELF.

SECTION 13. (A) ALL EMERGENCY CALLS INSIDE THE CITY LIMITS SHALL BE ANSWERED IMMEDIATELY WITH ALL NECESSARY ENGINES AND APPROPRIATE MANPOWER, AS NEEDED.

(B) ALL EMERGENCY CALLS OUTSIDE THE CITY LIMITS BUT INSIDE THE POLICE JURISDICTION SHALL BE ANSWERED IMMEDIATELY WITH ONE OR TWO ENGINES AND APPROPRIATE MANPOWER, AS NEEDED.

(C) ALL EMERGENCY CALLS OUTSIDE THE POLICE JURISDICTION MAY BE ANSWERED AT THE DISCRETION OF THE FIRE CHIEF, HIS DESIGNATED REPRESENTATIVE IN THE ABSENCE OF THE FIRE CHIEF, OR THE MAYOR IN THE ABSENCE OF BOTH AFOREMENTIONED OFFICERS WITH ONE ENGINE AND APPROPRIATE MANPOWER; EXCEPT ALL OFFICIAL CALLS FOR ASSISTANCE FROM ANY ORGANIZED FIRE DEPARTMENT SHALL BE ANSWERED IMMEDIATELY WITH ONE ENGINE AND APPROPRIATE MANPOWER, AS NEEDED.

SECTION 14. THE SENIOR FIRE OFFICER PRESENT AT ANY EMERGENCY SHALL FILE ALL NECESSARY REPORTS PROMPTLY AND FULLY FILLED OUT.

SECTION 15. ALL VOLUNTEER FIREFIGHTERS WILL BE ORGANIZED IN ACCORDANCE WITH THE CERTIFICATION PROCEDURE ACT 80 - 393.

SECTION 16. EACH MEMBER MAY PARTICIPATE IN THE CITY'S GROUP INSURANCE POLICY, PROVIDING HE PAYS HIS OWN PREMIUM.

SECTION 17. THE CITY OF CORDOVA IS NOT LIABLE FOR ANY ACCIDENTS THAT ANY MEMBER MAY HAVE WHILE PERFORMING HIS DUTIES OTHER THAN WORKMAN'S COMPENSATION.

SECTION 18. MEMBERS SHALL NOT HAVE NOR USE EMERGENCY LIGHTS, OR SIREN ON THEIR PERSONAL VEHICLES. MEMBERS SHALL NOT HAVE SPECIAL TRAFFIC PRIVILEGES AND SHALL NOT DRIVE RECKLESSLY WHILE RESPONDING TO EMERGENCY ALARMS. THE CITY IS NOT RESPONSIBLE FOR ACCIDENTS MEMBERS MAY HAVE IN THEIR PRIVATE VEHICLES WHILE ENGAGED IN FIRE DEPARTMENT ACTIVITIES.

SECTION 19. POLICE POWER OF DEPARTMENT. (A) THE CHIEF AND HIS ASSISTANTS OR THE OFFICER IN COMMAND AT ANY FIRE EMERGENCY ARE HEREBY VESTED WITH FULL AND COMPLETE POLICE AUTHORITY AT THE SCENE. SUCH OFFICERS OF THE DEPARTMENT MAY CAUSE THE ARREST OF ANY PERSON FAILING TO GIVE THE RIGHT OF WAY TO THE FIRE DEPARTMENT WHILE RESPONDING TO AN ALARM.

(B) THE FIRE CHIEF MAY PRESCRIBE CERTAIN LIMITS IN THE VICINITY OF ANY FIRE EMERGENCY WITHIN WHICH NO PERSONS, EXCEPTING FIREFIGHTERS AND POLICE OFFICERS AND THOSE ADMITTED BY ORDER OF THE CHIEF, SHALL BE PERMITTED TO ENTER. THE FIRE CHIEF SHALL HAVE THE POWER TO CAUSE THE REMOVAL OF ANY PROPERTY WHENEVER IT SHALL BECOME NECESSARY FOR THE PRESERVATION OF SUCH PROPERTY FROM FIRE, OR TO PREVENT THE SPREADING OF FIRE, OR TO PROTECT THE ADJOINING PROPERTY, AND DURING THE PROGRESS OF ANY FIRE HE SHALL HAVE THE POWER TO ORDER THE REMOVAL OR DESTRUCTION OF ANY PROPERTY NECESSARY TO PREVENT THE FURTHER SPREAD OF THE FIRE. HE SHALL ALSO HAVE THE POWER TO CAUSE THE REMOVAL OF ALL WIRES OR OTHER FACILITIES AND THE TURNING OFF OF ALL ELECTRICITY OR OTHER SERVICES WHERE THE SAME IMPEDES THE WORK OF THE DEPARTMENT DURING THE PROGRESS OF A FIRE.

(C) FIREFIGHTERS MAY ENTER ADJACENT PROPERTY. IT SHALL BE LAWFUL FOR ANY FIREFIGHTER, WHILE ACTING UNDER THE DIRECTION OF THE FIRE CHIEF OR OTHER OFFICER IN COMMAND TO ENTER UPON THE PREMISES ADJACENT TO OR IN THE VICINITY OF ANY BUILDING OR OTHER PROPERTY THEN ON FIRE FOR THE PURPOSE OF EXTINGUISHING SUCH FIRE; AND IN CASE ANY PERSON SHALL HINDER, RESIST OR OBSTRUCT ANY FIREFIGHTER IN THE DISCHARGE OF HIS DUTY AS IS HEREINBEFORE PROVIDED, THE PERSON SO OFFENDING SHALL BE DEEMED GUILTY OF RESISTING FIREFIGHTERS IN THE DISCHARGE OF THEIR DUTY.

(D) DUTIES OF BY-STANDERS TO ASSIST. EVERY PERSON WHO SHALL BE PRESENT AT A FIRE SHALL BE SUBJECT TO THE ORDERS OF THE FIRE CHIEF OR OFFICER IN COMMAND, AND MAY BE REQUIRED TO RENDER ASSISTANCE IN FIGHTING THE FIRE OR REMOVING OR GUARDING PROPERTY. SUCH OFFICER SHALL HAVE THE POWER TO CAUSE THE ARREST OF ANY PERSON OR PERSONS REFUSING TO OBEY SAID ORDERS.

(E) NO PERSON SHALL WILLFULLY INJURE IN ANY MANNER ANY FIRE HYDRANT, HOSE, APPARATUS OR EQUIPMENT BELONGING TO THE CITY OF CORDOVA.

(F) THE FIRE CHIEF AND OFFICERS UNDER HIS DIRECTION ARE HEREBY EMPOWERED TO ENTER ANY AND ALL BUILDINGS AND PREMISES AT ANY REASONABLE HOUR FOR THE PURPOSE OF MAKING INSPECTIONS AND TO SERVE WRITTEN NOTICE UPON THE OWNER OR OCCUPANT TO ABATE WITHIN A SPECIFIED TIME ANY AND ALL FIRE HAZARDS THAT MAY BE FOUND.

SECTION 20. FIRE INSPECTOR: DUTIES. (A) THE CHIEF OR THE FIRE DEPARTMENT SHALL HOLD THE OFFICE OF FIRE INSPECTOR, WITH THE POWER TO APPOINT ONE OR MORE DEPUTY FIRE INSPECTORS, WHO SHALL PERFORM THE SAME DUTIES AND HAVE THE SAME POWERS AS THE FIRE INSPECTOR.

(B) FIRE INSPECTORS MAY INSPECT ALL BUILDINGS, PREMISES AND PUBLIC THOROUGHFARES WITHIN THE CITY LIMITS, FOR THE PURPOSE OF NOTING AND CAUSING TO BE CORRECTED ANY CONDITION LIABLE TO CAUSE FIRE. REPAIRS OR ALTERATIONS NECESSARY TO REMOVE THE HAZARDOUS CONDITION SHALL BE MADE WITHIN A REASONABLE TIME AT THE EXPENSE OF THE OWNER. THE INSPECTOR SHALL ALSO INVESTIGATE THE STORAGE AND HANDLING OF EXPLOSIVES AND INFLAMMABLE LIQUIDS WITHIN THE CITY LIMITS.

(C) THE CHIEF SHALL KEEP A WRITTEN RECORD CARD OF EACH PROPERTY INSPECTED WHICH SHALL CONFORM TO THE REQUIREMENTS OF THE INDUSTRIAL COMMISSION, AND MAY MAKE THE QUARTERLY REPORT OF INSPECTIONS REQUIRED BY THE INDUSTRIAL COMMISSION.

(D) WHENEVER OR WHEREEVER IN THE CITY OF CORDOVA ANY INSPECTION BY THE FIRE INSPECTORS REVEALS A FIRE HAZARD, THE INSPECTORS ARE HEREBY VESTED WITH AUTHORITY TO SERVE A WRITTEN NOTICE UPON THE OWNER OF THE PROPERTY GIVING THE OWNER A REASONABLE TIME IN WHICH TO REMOVE THE HAZARD. IN THE EVENT THAT THE FIRE HAZARD IS NOT REMOVED WITHIN THE TIME ALLOWED, IT SHALL BE DEEMED A NUISANCE AND THE FIRE CHIEF OR HIS DEPUTY IS AUTHORIZED TO HAVE THE SAME REMOVED BY THE CITY, AND THE COST OF SUCH REMOVAL SHALL BE RECOVERED IN AN ACTION BY THE CITY AGAINST THE OWNER OF THE PROPERTY.

(E) NO PERSON SHALL DENY A FIRE INSPECTOR FREE ACCESS TO ANY PROPERTY WITHIN THE CITY AT ANY REASONABLE HOUR FOR THE PURPOSE OF MAKING FIRE INSPECTIONS. NO PERSON SHALL HINDER OR OBSTRUCT THE FIRE INSPECTOR IN THE PERFORMANCE OF HIS DUTY, OR REFUSE TO OBSERVE ANY LAWFUL DIRECTION GIVEN BY HIM.

SECTION 21. EACH MEMBER OF THE DEPARTMENT SHALL BE ISSUED A BADGE DESIGNATING HIS RANK.

SECTION 22. IT SHALL BE UNLAWFUL FOR ANY PERSON TO OPERATE ANY MOTOR VEHICLE OR TRAIN OVER FIRE HOSE EXCEPT WITH PERMISSION OF THE FIRE CHIEF OR OFFICER IN CHARGE IN HIS ABSENCE.

SECTION 23. IT SHALL BE UNLAWFUL FOR THE OPERATOR OF ANY VEHICLE, OTHER THAN ONE ON OFFICIAL BUSINESS, TO FOLLOW ANY FIRE APPARATUS TRAVELLING IN RESPONSE TO AN EMERGENCY CLOSER THAN FIVE HUNDRED FEET, OR TO DRIVE OR STOP ANY VEHICLE WITHIN FIVE HUNDRED FEET OF THE POINT WHERE FIRE APPARATUS HAS STOPPED IN RESPONSE TO AN EMERGENCY.

→ ADD:

Section 24. It shall be unlawful for any person to wilfully turn in or cause to be turned in a false fire alarm.

Section 25. Any person violating any provision of this ordinance shall be guilty of a misdemeanor, and on conviction, shall be punished by a fine of not exceeding five hundred dollars, and may also be sentenced to imprisonment at hard labor for not exceeding six months.

Section 26. The parts of this ordinance are severable and should part or parts be declared inoperative by a court of competent jurisdiction it shall not affect the remaining parts.

Section 27. All ordinances and parts of ordinances inconsistent here with are hereby repealed to the extent of such conflict.

Section 28. This ordinance shall become effective immediately upon its adoption and publication as required by law.

Presiding Officer
City Council of the City
Of Cordova, Alabama

Attest:

City Clerk

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Cordova, Alabama
May 21, 1985
10:00 o'clock, a.m.

At a regular meeting of the City Commission of the City of Cordova, Alabama, held at 10:00 o'clock, a.m., May 21, 1985, at the City Hall, the following members were present:

Neal V. Stone, Mayor and President of City Commission
C. H. Kuykendall, Jr., Commissioner
Wm. Paul Meserole, Commissioner

Absent: None.

The Mayor declared a quorum present and the meeting open for the transaction of business. President Stone welcomed the visitors present to the meeting.

Mayor Stone read the following:

AMENDMENT TO ORDINANCE NO. 107-84

Ordinance No. 107-84 is hereby amended by adding Section 29, as follows:

The following rates shall apply to all calls outside the police jurisdiction of the City of Cordova, Alabama:

\$25.00 per hour for all grass, woods, trash fires, and motor vehicles of less than one ton capacity, with a minimum charge of \$25.00.

All other alarms shall be \$50.00 per hour, with a minimum charge of \$250.00.

No fire report shall be issued without the above charges having been paid.

Any other ordinance or parts of ordinances in conflict with Section 29 are hereby repealed.

ORDAINED this 21st day of May, 1985.

Commissioner Meserole made a motion that unanimous consent be given for immediate consideration of said Amendment to Ordinance No. 107-84. Motion was seconded by Commissioner Kuykendall, and upon being put to a vote, the following voted for the motion: Mayor Stone and Commissioners Kuykendall and Meserole. Nays: None. Mayor Stone declared the motion unanimously carried.

Wm. Paul Meserole, Commissioner, made a motion that said Amendment to Ordinance No. 107-84 be finally adopted, which motion was seconded by Commissioner C. H. Kuykendall. Upon being put to a vote, the following voted Yea: Mayor Stone and Commissioners Meserole and Kuykendall. Nays: None. The Mayor declared the motion unanimously and the Ordinance finally adopted. Mayor Stone directed the City Clerk to place an advertisement in the Daily Mountain Eagle, to be published one time.