

ORDINANCE NO.: 2022-1

***An ordinance of the City of Irondale, Alabama authorizing the execution of a
Common Service Agreement with the City of Trussville, Alabama***

WHEREAS, Chapter 11-102-1, *et seq.* of the *Code of Alabama*, 1975, provides that a municipality may enter into a written contract, not to exceed three years, with any one or more municipalities for the joint exercise of any power or service that state or local law authorizes each of the contracting entities to exercise individually, which contract may be renewed for an additional three years upon mutual consent, and must be approved by the municipal governing body by an ordinance of general permanent operation; and

WHEREAS, the City of Irondale and the City of Trussville presently maintain and operate their own police departments with policing equipment and police personnel and also operate emergency communications centers for receiving calls and dispatching officers; and

WHEREAS, the City Council of the City of Irondale, Alabama has determined that entering into a Common Service Agreement with the City of Trussville, Alabama is desirable to provide reciprocal police assistance to the other when a vehicle/vehicles of either department is/are involved in a vehicular accident and that such agreement will promote the public health, safety, and general welfare and serve a valid and sufficient public purpose.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Irondale, in regular meeting duly assembled, a quorum being present, as follows:

Section 1. AUTHORIZATION OF EXECUTION OF COMMON SERVICE AGREEMENT. Mayor James D. Stewart, Jr. is hereby authorized to execute a Common Service with the City of Trussville, Alabama for the rendering of reciprocal police assistance as set forth in the agreement. The form for this agreement shall be in substantially the same form as attached hereto as Exhibit 1.

Section 2. ORDINANCES REPEALED. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. SEVERABILITY. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City of Irondale hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4. LEGAL RIGHTS NOT IMPAIRED. That nothing in this ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance

hereby repealed as cited in Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5. ORDINANCE CUMULATIVE; COMPATIBILITY WITH OTHER REGULATIONS; MUNICIPAL CODE.

This Ordinance shall not be construed to modify or to repeal any other ordinance, rule, regulation, or other provision of law. The requirements of this Ordinance are in addition to and cumulative to the requirements of any other ordinance, rule, regulation, or other provision of law, and where any provision of this ordinance imposes restrictions different from those imposed by any other ordinance, rule, regulation, or other provision of law, whichever provision is more restrictive or imposes higher protective standards for human health or the environment shall control. This Ordinance will not be codified in *The Code of Ordinances, City of Irondale, Alabama*.

Section 6. PUBLICATION OF ORDINANCE.

That the City Clerk of the City of Irondale, Alabama is hereby ordered and directed to cause this ordinance to be published and that a copy of this Ordinance be entered upon the minutes of the meeting of the City Council.

Section 7. EFFECTIVE DATE OF ORDINANCE.

That this Ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall be in full force and effect upon adoption and shall continue in full force and effect from month to month and year to year from its effective date until repealed.

THEREFORE, BE IT ORDAINED, that the City Council of the City of Irondale does hereby ordain, resolve, and enact the foregoing ordinance for the City of Irondale.

ADOPTED: This the 19th day of January, 2022.

David Spivey, City Council President

APPROVED:

James D. Stewart, Jr., Mayor

ATTESTED:

Leigh Allison, Acting City Clerk

CERTIFICATION

I, Leigh Allison, Acting City Clerk of the City of Irondale, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Irondale at its regular meeting held on January 19, 2022, as same appears in the minutes of record of said meeting.

Leigh Allison, Acting City Clerk

Exhibit 1