

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF VINCENT, ALABAMA, AS FOLLOWS:

SECTION 1: The Mayor's Court Cost, a sum not to exceed \$2.00 for the trial of each case, shall be taxed against the Defendant, if convicted, and paid into the Town Treasury.

SECTION 2: The Mayor shall have no authority to hear the evidence against a Defendant, except by reasonable compliance with the following conditions, viz:

1. That the evidence presented to the court shall have been obtained by due process of law. (For example: Evidence obtained by illegal search could not be heard)

2. That the Defendant be arrested by and virtue of authority of a sworn "Complaint For Offense Against Municipal Ordinances"; except where the Defendant commits an offense in the presence of an officer, (Presence of an officer means within the 5 perceptiwe senses).

3. That the Defendant's case be docketed on the Mayor's Docket Book, said book shall be a public record, and shall contain the following information, viz: The Docket number. The Defendant's name. Officer making the arrest. Date of arrest. Judgment entry. The amount of the fine. The amount of the costs. The date of trial. The Town's witnesses, if any. The Defendant's witnesses, if any.

4. That the Defendant, if arrested in the presence of an officer after committing an offense against the Town, be presented in open court with the following, viz: Complaint For Offense Against Municipal Ordinance. Warrant of arrest. Appearance Bond.

SECTION 3: No Officer, Policeman, nightwatchman or other person employed by the Town, Nomination and Confirmation by the Mayor and Councilmen respectively, while acting as such Officer, Policeman or Night-watchman shall hold, retain, or possess a valid deputy's commission from any of the sixty-seven (67) Alabama Counties, nor shall said Officer, Policeman or Night-watchman hold, retain or be elected and cause himself to be elected to any office of Constable in any of the Shelby County Beats.

SECTION 4: No Officer, Policeman or Night-watchman, employed by the said Town, shall fine, suggest any fine, to or from any person accused of an offense against any Town Ordinance. (Nothing, in this section, shall be construed to prevent an Officer, Policeman or Night-watchman from accepting a CASH BOND NOT TO EXCEED TEN DOLLARS, \$10.00, if the accused offers to make a cash bond on his own motion) In the event the accused executes a cash bond an official Town receipt must be issued the accused.

SECTION 5: Upon request by the accused after arrest, the Officer, Policeman or Night-watchman must executed a receipt to the accused for any and all articles removed from the accused after arrest. It being the purpose in removing the articles from the accused to protect his own safety as well as the arresting officer.

SECTION 6: No Officer shall leave his duty without obtaining written permission from a duly authorized superior's permission.

SECTION 7: The Night-watchman, when required, shall punch a clock, placed about the Town by Council Resolution, for the better police protection of the business district during the night-time.

SECTION 8: The arresting fee (Execution of a warrant) , a sum not to exceed \$2.00, shall be taxed against the Defendant, if convicted, and paid into the Town Treasury. The bond fee (Execution of the Appearance Bond) , a sum not to exceed \$1.00, shall be taxed against the Defendant, if convicted, and paid into the Town Treasury.

SECTION 9: A violation of any one or more of the above sections shall be sufficient to subpoena said violator before the Town Council to "show cause" for said violation.


SECTION 10: If any clause, section or sections of this Ordinance be subsequently declared invalid or unconstitutional as abridging any State or Federal Law or any State or Federal Constitution, such declaration of invalidity shall not affect any remainder of this Ordinance.

SECTION 11: Said Town of Vincent having a population of less than three (3) thousand (1000) inhabitants, as shown by the last Federal Census, notice of the adoption of this Ordinance shall be given by posting notices thereof at three public places, one of which shall be the Town Hall.

SECTION 12: This Ordinance shall become effective five (5) after compliance with section 11 or not later than April 1, 1950, A. D.

 Mayor.

AUTHENTICATED BY:

 Clerk.