

CITY OF CREOLA
ORDINANCE NO.: 2020-001

AN ORDINANCE CREATING A PARKS AND RECREATION DEPARTMENT
FOR THE CITY OF CREOLA

WHEREAS, the Mayor and City Council of the City of Creola, Alabama finds that it is in the best interest of citizens everywhere, including those citizens of the City of Creola, Alabama, to engage in physical activity and recreational activity, which in the opinion of the Mayor and Council of the City of Creola contributes to a more healthy lifestyle and contributes to the over all health and welfare of the Citizens of Creola; and

WHEREAS, the City of Creola, Alabama owns and/or operates certain property dedicated to use by the public for recreation and physical activity, including but not limited to walking, playing, sports related activities, picnicking, and other outdoor activities, in addition to certain recreational or other activities that are conducted primarily indoors; and

WHEREAS, The City of Creola Alabama, by and through its Mayor and Council, find that it is the best interest of the Citizens of Creola that a Parks and Recreation Department be created so as to better enable the city to administer the City's parks and recreational areas now owned and which may be acquired in the future

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CREOLA, ALABAMA AS FOLLOWS:

Section 1. Definitions:

For purposes of this ordinance, the term "Park" shall include any area previously or hereafter designated by the Mayor and City Council of the City of Creola, Alabama as a park or recreational facility, including but not limited to Athletic Parks (where organized sporting events, sponsored either by a non-profit or for profit entity or organization are held), and passive or playground parks (which are designated by the Mayor and City Council primarily for the use by children and supervising adults), and/or Walking and Running trails or courses (designated by the Mayor and City Council for use by citizens for walking or running or other activities). Said term may also include public boat ramps.

Section 2. There is hereby created within the **City Government of the City of Creola a Parks and Recreation Department**. The jurisdiction of the Department shall include but not be limited to the following matters within the police jurisdiction, as applicable and as modified from time to time by the vote of the City Council:

- (1) Supervision, Operation, and coordination regarding the use of any public parks or other areas owned by the City of Creola otherwise designated by the Mayor and City Council as parks or public places which are primarily used by the public for the purposes of recreation, enjoyment, walking, running, sports activities, or outings.
- (2) in coordination with the City Public Works Department, reporting and maintaining City parks and public areas owned by the City of Creola and otherwise designated by the Mayor and City Council as public places which are primarily used by the public for the purposes of recreation, enjoyment, walking, running, sports activities, or outings.
- (3) Enforcement of Rules governing the use of any such public parks or recreational areas pursuant to Ordinance or other policies instituted by the Mayor and/or City Council, as applicable and as from time to time implemented.

Section 3. While not required to do so, the Mayor and City Council shall have authority, as deemed necessary and prudent by the Mayor and City Council, to establish certain positions within the Public Works Department created herein. To the extent said positions are created by the City Council, the City Council shall have authority to create the following positions:

- (1) A Director of Parks and Recreation, who shall exercise general supervisory control over the parks and Recreation Department, subject to the general direction of the Mayor.
- (2) A Parks and Recreation Superintendent, and such Assistant Superintendents as may be necessary and prudent, to serve under the supervision of the Parks and Recreation Director, if any, and under the general direction of the Mayor.
- (3) Such other employees as may be necessary to accomplish the purposes of the Public Works Department.
- (4) The position of Director of Parks and Recreation, as well as the position of Superintendent or Assistant Superintendent shall be appointed by a majority vote of the Mayor and City Council. At the discretion of the City Council and the Mayor, with the approval of the Mobile County Personnel Board or pursuant to the Rules thereof, the position of Director of Parks and Recreation may be a full or part time contract employee or an executive staff employee serving at the pleasure of the Mayor and City Council. All other employees of the Parks and Recreation Department shall be civil service employees unless such employees are part-time employees or otherwise exempt under the laws and rules of the Mobile County Personnel Board.

Section 4. Nothing herein shall prohibit the assignment of work to any employee outside the jurisdiction of the Parks and Recreation Department created herein, and the Mayor and the City Council shall retain the right to assign any such work within the City to any such employee as may be available at the time or to the extent the Mayor and/or the City Council deems such assignment prudent within the scope of the rules and laws of the Mobile County Personnel Board.

Section 5. Upon the passage of this ordinance, the Mayor and the City Council are hereby authorized to establish segregated bank accounts for funds intended to be used solely for the administration and operation of parks and recreation and for recreational activities. Any such Bank accounts shall designate, in addition to other pre-designated persons, the Director of Parks and Recreation as a joint signatory.

Section 6. This Ordinance shall be effective immediately upon passage and after publication thereof in accordance with applicable law. This Ordinance shall continue in full force and effect from month to month and year to year from its effective date until otherwise repealed in accordance with applicable law.

Adopted and approved this 13th day of February, 2020.

WILLIAM R. CRISWELL
Mayor

Attested:

CAROLYN SUE CAIN
City Clerk

I, Carolyn Sue Cain, City Clerk of the City of Creola, Alabama do hereby certify the foregoing to be a true and exact copy of an Ordinance approved and adopted by the City Council of the City of Creola, Alabama at its meeting held on the 13th day of February, 2020.

CAROLYN SUE CAIN, CITY CLERK