

House Bill 1020 (AS PASSED HOUSE AND SENATE)

By: Representatives Trammell of the 132nd and Nix of the 69th

A BILL TO BE ENTITLED
AN ACT

1 To provide a new charter for the City of Hogansville; to provide for incorporation and
2 boundaries; to provide for government composition and election, vesting of rights,
3 assumption of debts, existing ordinances, continuing in office of the governing authority,
4 vacancy in office, and conflicts of interest; to provide for the composition of the governing
5 body, qualifications, holding other office and voting when personally interested, organization
6 meetings, oaths, a mayor pro tempore, meetings, compelling attendance to same, rules of
7 procedure, a quorum and voting, salaries and expenses, removal from office, vacancy, duties,
8 inquiries and investigations, powers and duties of the mayor, legislation, and boards; to
9 provide for powers and construction, and specific powers; to provide for elections; to provide
10 for administration, for a city clerk, a city attorney, a city manager, and personnel policies;
11 to provide for a municipal court, judges, convening, jurisdiction and powers, certiorari, and
12 rules for court; to provide for finance and taxation, a fiscal year, bonds, budgets, depositories,
13 contracting procedures, taxes and collection of same, short-term loans, and lease-purchase
14 contracts; to provide for public improvements, utilities, and services; to provide for other
15 matters relative to the foregoing; to provide a specific repealer; to provide an effective date;
16 to repeal conflicting laws; and for other purposes.

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

18 ARTICLE I
19 INCORPORATION AND POWERS
20 SECTION 1.01.

21 Incorporation; name; style; designation; authority as body politic and corporate.

22 The City of Hogansville, in Troup County, heretofore made a body politic and corporate by
23 Acts of the General Assembly of the State of Georgia, under the name of the City of
24 Hogansville, shall continue as a body politic and corporate, known by the corporate name of
25 the "City of Hogansville," hereinafter also referred to as "the city." As a body politic and

26 corporate, the city shall have authority to govern itself and its inhabitants by such ordinances,
 27 resolutions, rules, regulations and bylaws for municipal purposes as may be adopted and
 28 promulgated under the terms and provisions of this charter, not in conflict with the
 29 Constitution or laws of this state or of the United States, with authority in and by its
 30 corporate name to sue and be sued, plead and be impleaded in all courts, and have and use
 31 a common seal, buy, hold, exchange, sell and convey property, make all necessary and lawful
 32 contracts, transact all of its business, and do all other things necessary to promote the
 33 municipal corporate purposes of said city. Said corporation, through its city council, shall
 34 have all of the authority, powers and privileges incident to municipal corporations under the
 35 laws of the State of Georgia, and all other authority necessary and proper to make, regulate,
 36 maintain, and preserve a proper and legal government for said city.

37 **SECTION 1.02.**

38 Corporate boundaries.

39 The corporate limits of the city shall be as described below:

40 (a) The boundaries of this city shall be those existing on the effective date of the adoption
 41 of this charter with such alterations as may be made from time to time in the manner
 42 provided by law. The boundaries of this city at all times shall be shown on a map, a written
 43 description or any combination thereof, to be retained permanently in the office of the city
 44 clerk and to be designated, as the case may be: "Official Map of the Corporate Limits of
 45 the City of Hogansville, Georgia." Photographic, typed, or other copies of such map or
 46 description certified by the city clerk shall be admitted as evidence in all courts and shall
 47 have the same force and effect as with the original map or description.

48 (b) The city council may provide for the redrawing of any such map to reflect lawful
 49 changes in the corporate boundaries. The redrawn map shall supersede for all purposes the
 50 entire map or maps which it is designated to replace.

51 **SECTION 1.03.**

52 Government composition and election.

53 The legislative authority of the government of the City of Hogansville shall be vested in a
 54 mayor and five city council members, who shall be elected in the manner provided by Article
 55 IV of this charter.

56 **SECTION 1.04.**

57 Vesting of rights, etc.

58 All properties, titles, easements, hereditaments, privileges, and related rights and powers
59 belonging or in any way appertaining to the City of Hogansville as heretofore incorporated,
60 are hereby vested absolutely in the City of Hogansville, incorporated under this Act in the
61 same manner and to the same extent as they were had by said former city.

62 **SECTION 1.05.**

63 Assumption of debts, etc.

64 The City of Hogansville, created by this Act, is hereby made responsible as a corporate body
65 for all legal debts, liabilities, and undertakings of said city as heretofore incorporated.

66 **SECTION 1.06.**

67 Existing ordinances.

68 All ordinances, bylaws, rules, and regulations, now in force in the city, not inconsistent with
69 this charter, are hereby declared valid and of force and effect until amended or repealed by
70 the city council.

71 **SECTION 1.07.**

72 Continuation in office of mayor, council members, and other officers.

73 The mayor and council members who are serving in these offices of the city at the time of
74 the approval of this charter shall continue to serve in their respective offices for and during
75 the full terms for which they were elected. All elected officers shall continue in office until
76 their successors are elected and qualified.

77 **SECTION 1.08.**

78 Vacancy in office on moving from city.

79 The removal of the mayor or any council member from within the limits of the city shall
80 automatically vacate the office he or she may hold and said vacancy shall be filled as
81 provided for in this charter.

82 **SECTION 1.09.**

83 Conflict of interests.

84 (a) No elected official of the city shall have any interest in any contract, either directly or
85 indirectly, to which the city is a party; neither shall any member of the council be allowed
86 to vote upon any question that he or she has any personal interest in whatever, but this
87 section shall not be construed to prevent the council from voting a member reasonable
88 compensation for expense incurred by such member in performing the duties required as
89 a member of council.

90 (b) No person holding any office in the city shall, during the time for which he or she was
91 elected or appointed, be capable of contracting with the city or its fully constituted officers,
92 for the performance of any work or services or the sale of any goods, which is to be paid
93 for out of the treasury, nor shall any such person be capable of holding or having any
94 interest in such contract, either by himself or herself or by another, directly or indirectly.

95 **ARTICLE II**

96 **CITY COUNCIL AND MAYOR**

97 **SECTION 2.01.**

98 Composition.

99 The governing body of the city shall be the mayor and five council members, in which is
100 vested all corporate, legislative, and other powers of the city, except as otherwise provided
101 in this charter.

102 **SECTION 2.02.**

103 Qualifications of mayor and council member.

104 To be eligible for the office of mayor or council member, a person shall be at least 21 years
105 of age, shall be registered and qualified to vote in municipal elections of the city, shall meet
106 the requirements of the laws of the State of Georgia to hold civil office, and shall have been
107 a bona fide resident of the city for at least one year next preceding the election in which he
108 or she offers as a candidate and shall continue to reside therein during the term of office.

109 **SECTION 2.03.**

110 Holding other office; voting when personally interested.

111 (a) Except as authorized by law, no member of the council shall hold any other elective city
112 office or city employment during the term for which such member was elected.

113 (b) Neither the mayor nor any other member of the council shall vote upon any question in
114 which he or she is personally interested.

115 **SECTION 2.04.**

116 Organization meeting; official oaths; mayor pro tempore.

117 The mayor and council shall meet and hold an organizational meeting at the first regular
118 meeting in January. The meeting shall be called to order by the city clerk and the oath of
119 office shall be administered by the city attorney to the newly elected members as follows:
120 "I do solemnly swear that I will well and truly perform the duties of the city and that I will
121 support and defend the charter thereof as well as the Constitution and laws of the State of
122 Georgia and of the United States of America." Following the induction of members, the
123 council by majority vote of all the members thereof shall elect one of their number to be
124 mayor pro tempore, who shall serve for a term of one year and until his or her successor is
125 elected and qualified.

126 **SECTION 2.05.**

127 Meetings, regular and special.

128 (a) The council shall hold regular meetings at such times and places as prescribed by
129 ordinance. The council may recess any regular meeting and continue such meetings on any
130 weekday or hour it may fix prior to recess of said regular meeting, and may transact any
131 business at such continued meeting as may be transacted at any regular meeting.

132 (b) Special meetings of the council may be held on call of the mayor or three members of
133 the council. Notice of such special meetings shall be served on all other members personally,
134 or by telephone personally, or shall be left at their residence at least eight hours in advance
135 of the meeting. Such notice shall not be required if the mayor and all council members are
136 present when the special meeting is called. Notice of any special meeting may be waived in
137 writing before or after such meeting, and attendance at the meeting shall also constitute a
138 waiver of notice of any special meeting. Only the business stated in the call may be
139 transacted at the special meeting, except by unanimous consent of all members present. With

140 such consent any business which may be transacted in a regular meeting may be conducted
141 at the special meeting, excluding the final passage of an ordinance previously introduced.

142 **SECTION 2.06.**

143 Compelling attendance.

144 The council may adopt procedures and penalties for compelling the attendance of absent
145 members.

146 **SECTION 2.07.**

147 Rules of procedure; journal.

148 The council shall adopt its rules of procedure and order of business consistent with the
149 provisions of this charter and shall provide for keeping a journal of its proceedings, which
150 shall be a public record.

151 **SECTION 2.08.**

152 Quorum; voting.

153 Three council members shall constitute a quorum and shall be authorized to transact business
154 of the council. Voting on the adoption of ordinances shall be taken by voice vote, electronic
155 vote recording, or show of hands, and the ayes and nays shall be recorded in the journal, but
156 any member of the council shall have the right to request a roll call vote. The affirmative
157 vote of three council members shall be required for the adoption of any ordinance, resolution,
158 or motion except as otherwise provided in this charter. In the absence of the mayor, the
159 presence of the mayor pro tempore shall count for the purposes of both quorum and number
160 of votes required for action.

161 **SECTION 2.09.**

162 Salaries; reimbursement of expenses.

163 The salaries of the mayor and each council member shall be as prescribed by ordinance,
164 subject to any limitations on the taking effect of same as prescribed by law. The council may
165 also provide by ordinance for the reimbursement of expenses incurred in the performance of
166 their official duties as mayor and council members.

167 **SECTION 2.10.**

168 Removal from office; procedure.

169 (a) The mayor or any council member shall be subject to removal from office for any one
170 or more of the following causes:

171 (1) Incompetence, misfeasance, or malfeasance in office;

172 (2) Conviction of a crime involving moral turpitude;

173 (3) Failure at any time to possess any of the qualifications of office as provided by this
174 charter or by law;

175 (4) Willful violation of any express prohibition of this charter;

176 (5) Abandonment of office or neglect to perform therein; or

177 (6) Failure for any other cause to perform the duties of office as required by this charter
178 or by law.

179 (b) Removal of an elected officer from office may be accomplished by one of the following
180 methods:

181 (1) By action of a two-thirds' vote of the entire membership of the council. In the event
182 an elected officer is sought to be removed by the action of the council, such officer shall
183 be entitled to a written notice specifying the ground for removal and to a public hearing
184 which shall be held no less than ten days after the service of such written notice. Any
185 elected officer sought to be removed from office as herein provided shall have the right
186 of appeal from the decision of the council to the Superior Court of Troup County. Such
187 appeal shall be governed by the same rules as govern appeals to the superior court from
188 the probate court; or

189 (2) By information filed in the Superior Court of Troup County as provided by law.

190 **SECTION 2.11.**

191 Vacancy; forfeiture of office; filling of vacancies.

192 (a) The office of mayor or council member shall become vacant upon the incumbent's death,
193 resignation, forfeiture of office or removal from office in any manner authorized by this
194 charter or the laws of this state.

195 (b) The mayor or any council member shall forfeit his or her office if he or she:

196 (1) Lacks at any time during his or her term of office any qualifications of the office as
197 prescribed by this charter or the laws of this state; or

198 (2) Is convicted of a felony involving moral turpitude.

199 (c) A vacancy in the office of mayor or council member shall be filled for the remainder of
200 the unexpired term, if any, as follows:

201 (1) If the vacancy occurs more than 27 months prior to the expiration of the term of
 202 office of the seat vacated, then such vacancy shall be filled for the unexpired term of
 203 office at a special election to be held on the same date as the next general municipal
 204 election; and in this case the remaining members of the council shall, by majority vote
 205 of those present and voting, select a qualified person to fill the vacancy until the person
 206 elected at such special election takes office; or

207 (2) If the vacancy does not occur more than 27 months prior to the date of the general
 208 municipal election at which a successor to the office will be elected to a new full term of
 209 office, then the remaining members of the city council shall, by majority vote of those
 210 present and voting, select a qualified person to serve for the remainder of the unexpired
 211 term.

212 **SECTION 2.12.**

213 Duties generally.

214 The members of the city council shall meet at each of the regular meetings and at all special
 215 or called meetings, unless providentially prevented from attending, and shall devote as much
 216 time as may be necessary to the legislative matters of the city and attend to legislative affairs
 217 of the city, and shall perform such other duties as are now required of them by law or
 218 ordinances or by this charter.

219 **SECTION 2.13.**

220 Inquiries and investigations.

221 The council may make inquiries and investigations into the affairs of the city and the conduct
 222 of any department, office, or agency thereof and for this purpose may subpoena witnesses,
 223 administer oaths, take testimony, and require the production of evidence. Enforcement of
 224 issues regarding subpoenas or production of evidence shall be by the judge of the State Court
 225 of Troup County, Georgia, upon petition by the city or any other party in interest.

226 **SECTION 2.14.**

227 Powers and duties of the mayor.

228 The mayor shall be the chief executive officer of the city government, presiding officer of
 229 the city council, and responsible for the enforcement of laws, rules, regulations, ordinances,
 230 and franchises in the city. The mayor shall have such powers and duties as may be provided
 231 by ordinance not inconsistent with this charter. The mayor shall vote on matters before the

232 city council only in case of a tie, and shall have the right to veto any ordinance or resolution
 233 if, in the mayor's judgment, such is not in the best interest of the city. The mayor shall have
 234 the authority to appoint committees of the council, to investigate the various departments,
 235 and to supervise the policy formulation of the various departments, if he or she so elects.

236 **SECTION 2.15.**

237 City legislation; general authority.

238 In addition to all other powers conferred upon it by law, the council shall have the authority
 239 to adopt and provide for the execution of such ordinances, resolutions, rules, and regulations,
 240 not inconsistent with this charter, or the Constitution and the laws of this state, which it shall
 241 deem necessary, expedient, or helpful for the peace, good order, protection of life and
 242 property, health, welfare, sanitation, comfort, convenience, prosperity, or well-being of the
 243 inhabitants of the city, and may enforce the same by imposing penalties for violation thereof.

244 **SECTION 2.16.**

245 Same; enactment and enrollment of measures.

246 (a) Except as herein provided, every official action of the council which is to become law
 247 shall be introduced in writing and in the form required for final adoption and approved in
 248 form by the city attorney. No ordinance shall contain a subject which is not expressed in its
 249 title, except that an ordinance adopting a code of ordinances or a published code may do so
 250 by reference, and this requirement shall be deemed to have been met without enumerating
 251 the various matters contained in such codes. The enacting clause shall be "The Council of
 252 the City of Hogansville hereby ordains . . .".

253 (b) An ordinance may be introduced by any member of the council and read at a regular or
 254 special meeting of the council. Ordinances shall be considered and adopted or rejected by
 255 the council in accordance with the rules which it shall establish; provided, however, that
 256 ordinances, except emergency ordinances, shall not be adopted until the next regular meeting
 257 of the council following the meeting of their initial introduction. No ordinance shall be
 258 considered for final adoption unless two weeks have elapsed since the introduction of the
 259 ordinance. Upon the introduction of any ordinance, the city clerk shall distribute a copy to
 260 the mayor, and to each council member, and shall file a reasonable number of copies in the
 261 office of the city clerk and at such other public places as the council may designate.

262 (c) To meet a public emergency affecting life, health, property, or public peace, the council
 263 may adopt one or more emergency ordinances, but such ordinances may not levy taxes,
 264 grant, renew or extend a franchise, regulate the rate charged by any public utility for its

265 services, or authorize the borrowing of money except as provided by law. An emergency
266 ordinance shall be introduced in the form and manner prescribed for ordinances generally
267 except that it shall be plainly designated as an emergency ordinance and shall contain, after
268 the enacting clause, a declaration stating that an emergency exists and describing it in clear
269 and specific terms. An emergency ordinance may be adopted with or without amendment
270 or rejected at the meeting at which it is introduced, but the affirmative vote of at least three
271 council members shall be required for adoption. It shall become effective upon adoption or
272 at such later time as it may specify. Every emergency ordinance shall automatically stand
273 repealed 60 days following the date upon which it was adopted, but this shall not prevent
274 reenactment of the ordinance in the manner specified in this section for adoption of
275 emergency ordinances.

276 (d) Signing, authenticating, recording, codification, printing.

277 (1) The city clerk shall authenticate by signature and record in a properly indexed book
278 kept for the purpose of all ordinances adopted by council. Every ordinance shall be
279 signed by the mayor as a matter of course after adoption.

280 (2) The council shall provide for the preparation of a general codification of all of the
281 ordinances of the city having the force and effect of law. The general codification shall
282 be adopted by the council and shall be published promptly, together with this charter and
283 any amendment thereto, and such codes of technical regulations and other rules and
284 regulations as the city council may specify. This compilation shall be known as and cited
285 officially as "The Code of the City of Hogansville, Georgia." Copies of the Code shall
286 be furnished or access thereto provided to all officers, departments, and agencies of the
287 city and made available for purchase by the public.

288 (e) The mayor, within seven calendar days of receipt of an ordinance, shall return it to the
289 city clerk with or without the mayor's approval, or with the mayor's disapproval. If the
290 ordinance has been approved by the mayor, it shall become law upon its return to the city
291 clerk; if the ordinance is neither approved nor disapproved, it shall become law at 12:00
292 Noon on the seventh calendar day after its adoption; if the ordinance is disapproved, the
293 mayor shall submit to the council through the city clerk a written statement of the reasons for
294 the mayor's veto. The city clerk shall record upon the ordinance the date and time of its
295 delivery to and receipt from the mayor. Ordinances vetoed by the mayor shall be presented
296 by the city clerk to the council at its next regular meeting and should the council then or at
297 its next regular meeting adopt the ordinance by an affirmative vote of four members, or three
298 members if any member of the council abstains, it shall become law.

299 **SECTION 2.17.**

300 Boards, etc.

301 The city council shall have the power and authority to establish, appoint, and maintain such
 302 boards, commissions, and committees as in its judgment the needs of the city require. For
 303 all instances in which the mayor alone, or the mayor and council, have the authority to
 304 appoint a member to a board, agency, authority, or other instrumentality or committee, the
 305 mayor alone, or mayor and council, may remove any such member from said office at their
 306 pleasure, with or without cause.

307 **ARTICLE III**308 **CORPORATE POWERS**309 **SECTION 3.01.**

310 Powers and construction.

311 (a) This city shall have all powers possible for a city to have under the present or future
 312 Constitution and laws of this state as fully and completely as though they were specifically
 313 enumerated in this charter. This city shall have all the powers of self-government not
 314 otherwise prohibited by this charter or by general law.

315 (b) The powers of this city shall be construed liberally in favor of the city. The specific
 316 mention or failure to mention particular powers shall not be construed as limiting in any way
 317 the powers of this city.

318 **SECTION 3.02.**

319 Examples of powers.

320 (a) To regulate and license or to prohibit the keeping or running at-large of animals and
 321 fowl, and to provide for the impoundment of same if in violation of any ordinance or lawful
 322 order; to provide for the disposition by sale, gift, or humane destruction of animals and fowl
 323 when not redeemed as provided by ordinance; and to provide punishment for violation of
 324 ordinances enacted hereunder;

325 (b) To make appropriations for the support of the government of the city; to authorize the
 326 expenditure of money for any purposes authorized by this charter and for any purpose for
 327 which a municipality is authorized by the laws of the State of Georgia; and to provide for the
 328 payment of expenses of the city;

- 329 (c) To regulate and to license the erection and construction of buildings and all other
330 structures; to adopt building, housing, plumbing, fire safety, electrical, gas, and heating and
331 air conditioning codes; and to regulate all housing, and building trades;
- 332 (d) To levy and to provide for the collection of regulatory fees and taxes on privileges,
333 occupations, trades, and professions as authorized by Title 48 of the Official Code of Georgia
334 Annotated, or other such applicable laws as are or may hereafter be enacted; to permit and
335 regulate the same; to provide for the manner and method of payment of such regulatory fees
336 and taxes; and to revoke such permits after due process for failure to pay any city taxes or
337 fees;
- 338 (e) To condemn property, inside or outside the corporate limits of the city, for present or
339 future use and for any corporate purpose deemed necessary by the governing authority,
340 utilizing procedures enumerated in Title 22 of the Official Code of Georgia Annotated,
341 Title 32 of the Official Code of Georgia Annotated, or such other applicable laws as are or
342 may hereafter be enacted;
- 343 (f) To enter into contracts and agreements with other governmental entities and with private
344 persons, firms, and corporations;
- 345 (g) To establish procedures for determining and proclaiming that an emergency situation
346 exists within or without the city, and to make and carry out all reasonable provisions deemed
347 necessary to deal with or meet such an emergency for the protection, safety, health, or
348 well-being of the citizens of the city;
- 349 (h) To protect and preserve the natural resources, environment, and vital areas of the city,
350 the region, and this state through the preservation and improvement of air quality, the
351 restoration and maintenance of water resources, the control of erosion and sedimentation, the
352 management of stormwater and establishment of a stormwater utility, the management of
353 solid and hazardous waste, and other necessary actions for the protection of the environment;
- 354 (i) To fix and establish fire limits and from time to time to extend, enlarge, or restrict the
355 same; to prescribe fire safety regulations not inconsistent with general law, relating to both
356 fire prevention and detection and to firefighting; and to prescribe penalties and punishment
357 for violations thereof;
- 358 (j) To levy, fix, assess, and collect a garbage, refuse and trash collection and disposal, and
359 other sanitary service charge, tax, or fee for such services as may be necessary in the
360 operation of the city from all individuals, firms, and corporations residing in or doing
361 business therein benefiting from such services; to enforce the payment of such charges, taxes,
362 or fees; and to provide for the manner and method of collecting such service charges;
- 363 (k) To define, regulate, and prohibit any act, practice, conduct, or use of property which is
364 detrimental to health, sanitation, cleanliness, welfare, and safety of the inhabitants of the city,
365 and to provide for the enforcement of such standards;

- 366 (l) To accept or refuse gifts, donations, bequests, or grants from any source for any purpose
367 related to powers and duties of the city and the general welfare of its citizens, on such terms
368 and conditions as the donor or grantor may impose;
- 369 (m) To prescribe standards of health and sanitation and to provide for the enforcement of
370 such standards;
- 371 (n) To provide that persons given jail sentences in the city's court may work out such
372 sentences in any public works or on the streets, roads, drains, and other public property in
373 the city, to provide for commitment of such persons to any jail, to provide for the use of
374 pretrial diversion and any alternative sentencing allowed by law, or to provide for
375 commitment of such persons to any county work camp or county jail by agreement with the
376 appropriate county officials;
- 377 (o) To regulate the operation of motor vehicles and exercise control over all traffic,
378 including parking upon or across the streets, roads, alleys, and walkways of the city;
- 379 (p) To create, alter, or abolish departments, boards, offices, commissions, and agencies of
380 the city, and to confer upon such agencies the necessary and appropriate authority for
381 carrying out all the powers conferred upon or delegated to the same;
- 382 (q) To appropriate and borrow money for the payment of debts of the city and to issue bonds
383 for the purpose of raising revenue to carry out any project, program, or venture authorized
384 by this charter or the laws of the State of Georgia;
- 385 (r) To acquire, dispose of, lease, and hold in trust or otherwise, any real, personal, or mixed
386 property, in fee simple or lesser interest, inside or outside the property limits of the city;
- 387 (s) To provide for the preservation and protection of property and equipment of the city, and
388 the administration and use of same by the public; and to prescribe penalties and punishment
389 for violations thereof;
- 390 (t) To acquire, lease, construct, operate, maintain, sell, and dispose of public utilities,
391 including but not limited to a system of waterworks, sewers and drains, sewage disposal,
392 stormwater management, gas works, electric light plants, cable television and other
393 telecommunications, transportation facilities, public airports, and any other public utility; and
394 to fix the taxes, charges, rates, fares, fees, assessments, regulations, and penalties, and to
395 provide for the withdrawal of service for refusal or failure to pay the same;
- 396 (u) To define a nuisance and provide for its abatement whether on public or private property;
- 397 (v) To provide penalties for violation of any ordinances adopted pursuant to the authority
398 of this charter and the laws of the State of Georgia;
- 399 (w) To provide comprehensive city planning for development by zoning; and to provide
400 subdivision regulation and the like as the city council deems necessary and reasonable to
401 insure a safe, healthy, and aesthetically pleasing community;

- 402 (x) To exercise the power of arrest through duly appointed police officers, and to establish,
403 operate, or contract for a police and a firefighting agency;
- 404 (y) To provide for the destruction and removal of any building or other structure which is
405 or may become dangerous or detrimental to the public;
- 406 (z) To provide for the acquisition, construction, building, operation, and maintenance of
407 public ways, parks and playgrounds, recreational facilities, cemeteries, markets and market
408 houses, public buildings, libraries, public housing, airports, hospitals, terminals, docks,
409 parking facilities, or charitable, cultural, educational, recreational, conservation, sport,
410 curative, corrective, detentional, penal, and medical institutions, agencies, and facilities; and
411 to provide any other public improvements, inside or outside the corporate limits of the city;
412 to regulate the use of public improvements; and for such purposes, property may be acquired
413 by condemnation under Title 22 of the Official Code of Georgia Annotated, Title 32 of the
414 Official Code of Georgia Annotated, or such other applicable laws as are or may hereafter
415 be enacted;
- 416 (aa) To provide for the prevention and punishment of loitering, disorderly conduct,
417 drunkenness, riots, and public disturbances;
- 418 (bb) To organize and operate such public transportation systems as are deemed beneficial;
- 419 (cc) To grant franchises or make contracts for, or impose taxes on public utilities and public
420 service companies; and to prescribe the rates, fares, regulations, and standards and conditions
421 of service applicable to the service to be provided by the franchise grantee or contractor,
422 insofar as not in conflict with valid regulations of the Public Service Commission;
- 423 (dd) To prohibit or regulate and control the erection, removal, and maintenance of signs,
424 billboards, trees, shrubs, fences, buildings, and any and all other structures or obstructions
425 upon or adjacent to the rights-of-way of streets and roads or within view thereof, within or
426 abutting the corporate limits of the city; and to prescribe penalties and punishment for
427 violation of such ordinances;
- 428 (ee) To provide and maintain a retirement plan and other employee benefit plans and
429 programs for officers and employees of the city;
- 430 (ff) To lay out, open, extend, widen, narrow, establish or change the grade of, abandon or
431 close, construct, pave, curb, gutter, adorn with shade trees, or otherwise improve, maintain,
432 repair, clean, prevent erosion of, and light the roads, alleys, and walkways within the
433 corporate limits of the city; and to grant franchises and rights-of-way throughout the streets
434 and roads, and over the bridges and viaducts for the use of public utilities; and to require real
435 estate owners to repair and maintain in a safe condition the sidewalks adjoining their lots or
436 lands, and to impose penalties for failure to do so;
- 437 (gg) To levy a fee, charge, or sewer tax as necessary to assure the acquiring, constructing,
438 equipping, operating, maintaining, and extending of a sewage disposal plant and sewerage

439 system, and to levy on those to whom sewers and sewerage systems are made available a
440 sewer service fee, charge or sewer tax for the availability or use of the sewers; to provide for
441 the manner and method of collecting such service charges and for enforcing payment of the
442 same; and to charge, impose, and collect a sewer connection fee or fees to those connected
443 with the system;

444 (hh) To provide for the collection and disposal of garbage, rubbish, and refuse, and to
445 regulate the collection and disposal of garbage, rubbish, and refuse by others; and to provide
446 for the separate collection of glass, tin, aluminum, cardboard, paper, and other recyclable
447 materials, and to provide for the sale of such items;

448 (ii) To regulate or prohibit the manufacture and sale of intoxicating liquors; to regulate the
449 transportation, storage, and use of combustible, explosive, and inflammable materials, the
450 use of lighting and heating equipment, and any other business or situation which may be
451 dangerous to persons or property; to regulate and control the conduct of junk dealers,
452 peddlers and itinerant traders, theatrical performances, exhibitions, and shows of any kind,
453 by taxation or otherwise; to license and tax professional fortunetelling, palmistry, and
454 massage parlors; and to restrict adult bookstores to certain areas;

455 (jj) To levy and provide for the collection of special assessments to cover the costs for any
456 public improvements;

457 (kk) To levy and provide for the assessment, valuation, revaluation, and collection of taxes
458 on all property subject to taxation;

459 (ll) To levy and collect such other taxes as may be allowed now or in the future by law;

460 (mm) To organize and operate an urban redevelopment program;

461 (nn) To exercise and enjoy all other powers, functions, rights, privileges, and immunities
462 necessary or desirable to promote or protect the safety, health, peace, security, good order,
463 comfort, convenience, or general welfare of the city and its inhabitants; and to exercise all
464 implied powers necessary or desirable to carry into execution all powers granted in this
465 charter as fully and completely as if such powers were fully stated herein; and to exercise all
466 powers now or in the future authorized to be exercised by other municipal governments
467 under other laws of the State of Georgia; and no listing of particular powers in this charter
468 shall be held to be exclusive of others, nor restrictive of general words and phrases granting
469 powers, but shall be held to be in addition to such powers unless expressly prohibited to
470 municipalities under the Constitution or applicable laws of the State of Georgia.

471 **SECTION 3.03.**

472 Construction.

473 The powers of the city shall be construed liberally and in favor of the city. The specific
 474 mention or failure to mention particular powers in this charter shall not be construed as
 475 limiting in any way the general power of the city as stated in this charter. It is the intention
 476 hereof to grant the city full power and right to exercise all governmental authority necessary
 477 for the effective operation and conduct of the city and all of its affairs.

478 **SECTION 3.04.**

479 Exercise of powers.

480 All powers, functions, rights, privileges, and immunities of the city, its officers, agencies, or
 481 employees shall be carried into execution as provided by this charter. If this charter makes
 482 no provisions therefor, such powers, functions, rights, privileges, and immunities shall be
 483 carried into execution as provided by ordinance of the governing authority and as provided
 484 by pertinent laws of this state.

485 **ARTICLE IV**

486 **ELECTIONS**

487 **SECTION 4.01.**

488 Election of mayor and city council.

489 (a) There shall be a municipal general election biennially in the odd years on the Tuesday
 490 next following the first Monday in November.

491 (b) The mayor and those members of the city council who are serving as such on the
 492 effective date of this charter and any person selected to fill a vacancy in any such offices
 493 shall continue to serve as provided for in this section.

494 (c) There shall be elected the mayor and the council members for Post 1 and Post 2 at the
 495 2017 election, with the remaining city council seats to be filled at the following election so
 496 that a continuing body is created. Terms shall be for four years.

497 **SECTION 4.02.**

498 Nonpartisan elections.

499 Political parties shall not conduct primaries for city offices and all names of candidates for
 500 city offices shall be listed without party designations.

501 **SECTION 4.03.**

502 Election by plurality.

503 The person receiving a plurality of the votes cast for any city office shall be elected.

504 **SECTION 4.04.**

505 Conduct of elections generally.

506 City elections shall be conducted as provided for in Georgia law.

507 **ARTICLE V**

508 **ADMINISTRATION**

509 **SECTION 5.01.**

510 Continuation of existing organization.

511 The administrative service of the city shall continue as presently organized, except as
512 otherwise provided in this charter, and except as otherwise provided hereafter by ordinance.

513 **SECTION 5.02.**

514 Establishing administrative and service departments.

515 (a) The council by ordinance may establish, abolish, merge, or consolidate offices, positions
516 of employment, departments, and agencies of the city, as it shall deem necessary for the
517 proper administration of the affairs and government of the city. The council shall prescribe
518 the functions and duties of existing departments, offices, and agencies or of any departments,
519 offices, and agencies herein or hereafter created or established, may provide that the same
520 person shall fill any number of offices and positions of employment, and may transfer or
521 change the function or duties of offices, positions of employment, departments, and agencies
522 of the city.

523 (b) The operations and responsibilities of each department now or hereafter established in
524 the city shall be distributed among such divisions or bureaus as may be provided by
525 ordinance of the council. Each department shall consist of such officer, employees, and
526 positions as may be provided by this charter or by ordinance, and shall be subject to the
527 general supervision and guidance of the city manager and council.

528 **SECTION 5.03.**

529 City clerk.

530 The city council shall appoint a city clerk who shall serve at the pleasure of the council and
531 be under the direct supervision and control of the city manager who shall direct and supervise
532 the day to day activities of the city clerk. The city clerk shall be responsible for keeping and
533 preserving the city seal and all records of the council; attending meetings of the council and
534 keeping a journal of the proceedings at such meetings, including the names of members
535 present and absent, the vote of each member on each question, each motion considered, and
536 the text of each resolution or ordinance considered; preparing and certifying copies of official
537 records in his or her office, for which fees may be prescribed by ordinance; and performing
538 such other duties as may be required by the council or the city manager.

539 **SECTION 5.04.**

540 City attorney.

541 The city council shall appoint a city attorney and assistant city attorneys if necessary, who
542 shall serve at the pleasure of the council. The city attorney may be responsible for
543 representing and defending the city in all litigation in which the city is a party; may at the
544 discretion of the council be the prosecuting officer in the municipal court; shall attend the
545 meetings of the council as directed; shall advise the council, city manager, other officers and
546 employees of the city, concerning legal aspects of the city's affairs; and shall perform such
547 other duties as provided by the council.

548 **SECTION 5.05.**

549 City manager; creation of office; appointment; removal.

550 (a) The office of city manager is hereby created.

551 (b) The city manager shall be appointed by the city council for an indefinite term or, by a
552 majority vote, may be given a written agreement. He or she shall be chosen solely on the
553 basis of his or her executive and administrative qualifications with special reference to his
554 or her actual experience in or knowledge of accepted practice in respect to the duties of his
555 or her office as set forth in this charter.

556 (c) The city council may remove the city manager at any time by a majority vote adopting
557 a resolution to that effect. The city manager may, within ten days after notice of adoption
558 of such resolution, reply in writing and may request a public hearing, which shall be held not
559 earlier than 20 nor later than 30 days after the filing of such request. The action of the

560 council in removing the city manager, however, shall be final. Upon the city manager's
 561 removal as provided for in this section, the city manager shall be paid forthwith any unpaid
 562 balance of his or her salary for the calendar month following the month in which he or she
 563 is removed and the salary for the next calendar month following.

564 **SECTION 5.06.**

565 City manager; powers and duties.

566 The city manager shall be the chief administrative officer of the city. He or she may head
 567 one or more departments and shall be responsible to the city council for the proper
 568 administration of all affairs of the city. To that end, he or she shall have power and shall be
 569 required to:

570 (1) Appoint and, when necessary for the good of the service, suspend or remove all
 571 officers and employees of the city except as otherwise provided by the charter or law, and
 572 except as he or she may authorize the head of a department or office to appoint, suspend,
 573 or remove subordinates in such department or office. He or she may suspend the head
 574 of a department, but all appointments and removals of heads of departments are subject
 575 to ratification by the city council; if the city council does not object to said appointments
 576 or removals within three days after with notice to the city clerk and notice to each
 577 member of council it shall be presumed that the city council does not object to said
 578 appointment or removal at 12:00 Noon of the third day. He or she shall not have the right
 579 to appoint, suspend, or remove the city judge, city attorney, or city clerk.

580 (2) Prepare the budget annually and submit it to the city council together with a message
 581 describing the important features and be responsible for its administration after adoption.

582 (3) Prepare and submit to the council as of the end of the fiscal year a complete report
 583 on the finances and administrative activities of the city for the preceding year.

584 (4) Keep the council advised of the financial condition and future needs of the city, and
 585 make such recommendations as he or she may deem desirable.

586 (5) Recommend to the council a standard schedule of pay for each appointive office and
 587 position in the city service, including minimum, intermediate, and maximum rates.

588 (6) Recommend to the council, from time to time, adoption of such measures as he or she
 589 may deem necessary or expedient for the health, safety, or welfare of the community or
 590 for the improvement of administrative services.

591 (7) Consolidate or combine offices, positions, departments, or units under his or her
 592 jurisdiction, with the approval of the council.

593 (8) Attend all meetings of the council unless excused therefrom and take part in the
594 discussion of all matters coming before it. He or she shall be entitled to notice of all
595 regular and special meetings of the council.

596 (9) He or she shall be purchasing agent of the city, by whom all purchases of supplies
597 shall be made subject to the rules and regulations to be prescribed by the council, and he
598 or she shall approve all vouchers for the payment of same. In the capacity of purchasing
599 agent he or she shall also conduct all sales of personal property which the council may
600 authorize to be sold as having become unnecessary or unfit for the city's use. All
601 purchases and sales shall conform to such regulations as the council may from time to
602 time prescribe. Competitive bidding shall be required on all major purchases as defined
603 by ordinance. He or she may issue checks on the city treasury as authorized in this
604 charter or by ordinance.

605 (10) In case of accident, disaster, or other circumstance creating a public emergency, the
606 city manager may award contracts and make purchases for the purpose of meeting said
607 emergency; but he or she shall file promptly with the council a certificate showing such
608 emergency and the necessity for such action, together with an itemized account of all
609 expenditures.

610 (11) All formal contracts to which the city is a party shall be executed in behalf of the
611 city by the city manager and attested by the city clerk, after an approving resolution of
612 the council and approval in form by the city attorney.

613 (12) See that all laws and ordinances are duly enforced.

614 (13) Investigate the affairs of the city or any department or division thereof; investigate
615 all complaints in relation to matters concerning the administration of the government of
616 the city, and in regard to service maintained by the public utilities in the city, and see that
617 all franchises, permits, and privileges granted by the city are faithfully observed.

618 (14) Devote his or her entire time to the discharge of his or her official duties.

619 (15) Perform such other duties as may be required by the council, not inconsistent with
620 this charter, law, or ordinances.

621 **SECTION 5.07.**

622 City manager; compensation.

623 The city manager shall receive such compensation as the city council shall fix from time to
624 time.

625 **SECTION 5.08.**

626 City manager; vacancy.

627 Any vacancy in the office of city manager shall be filled with all deliberate speed. During
628 such vacancy, the council may designate an individual to discharge the duties and functions
629 of the city manager.

630 **SECTION 5.09.**

631 City manager; designating acting city manager.

632 By letter filed with the city clerk, the city manager shall designate, subject to approval of the
633 council, a qualified city administrative officer to execute the powers and perform the duties
634 of the city manager during his or her temporary absence or disability.

635 **SECTION 5.10.**

636 Mayor and council members not to interfere with appointments or removals.

637 Except for the purpose of inquiry, the city council members shall deal with the administrative
638 service solely through the city manager and neither the mayor nor any council member shall
639 give orders to any subordinates of the city manager, either publicly or privately, except in
640 emergency situations or in the absence of the city manager or acting city manager.

641 **SECTION 5.11.**

642 Personnel policies.

643 The council shall adopt rules and regulations consistent with this charter concerning:

- 644 (1) The method of employee selection and probationary periods of employment;
645 (2) The administration of the position classification and pay plan, methods of promotion
646 and application of service ratings thereto, and transfer of employees within the
647 classification plan;
648 (3) Hours of work, vacation, sick leave, and other leaves of absence, overtime pay, and
649 the order and manner in which layoff shall be effected; and
650 (4) Such other personnel policies as may be necessary to provide for adequate and
651 systematic handling of the personnel affairs of the city.

652

ARTICLE VI

653

MUNICIPAL COURT

654

SECTION 6.01.

655

Creation; name.

656 There shall be a court to be known as the Municipal Court of the City of Hogansville.

657

SECTION 6.02.

658

Chief judge; associate judge.

659 (a) The municipal court shall be presided over by a chief judge and such part-time, full-time,
660 or stand-by judges as shall be provided by ordinance.

661 (b) No person shall be qualified or eligible to serve as a judge on the municipal court unless
662 that person shall have attained the age of 21 years, shall be a member of the State Bar of
663 Georgia, and shall possess all qualifications required by law. All judges shall be appointed
664 by the city council and shall serve until a successor is appointed and qualified.

665 (c) Compensation of the judges shall be fixed by resolution of the mayor and council or as
666 contained within the city budget.

667 (d) Judges serve at-will and may be removed from office at any time by the city council
668 unless otherwise provided by ordinance.

669 (e) Before assuming office, each judge shall take an oath that the judge will honestly and
670 faithfully discharge the duties of the office to the best of that person's ability and without
671 fear, favor, or partiality.

672

SECTION 6.03.

673

Convening.

674 The municipal court shall be convened at regular intervals as provided by ordinance.

675

SECTION 6.04.

676

Jurisdiction; powers.

677 (a) The municipal court shall have jurisdiction and authority to try and punish violations of
678 this charter, all city ordinances, and such other violations as provided by law.

679 (b) The municipal court shall have authority to punish those in its presence for contempt,
680 provided that such punishment shall not exceed \$200.00 or ten days in jail.

681 (c) The municipal court may fix punishment for offenses within its jurisdiction not
682 exceeding a fine of \$500.00 or imprisonment for 60 days or both such fine and imprisonment
683 or may fix punishment by fine, imprisonment, or alternative sentencing as now, or hereafter,
684 provided by law.

685 (d) The municipal court shall have authority to establish bail and recognizances to ensure
686 the presence of those charged with violations before said court, and shall have discretionary
687 authority to accept cash or personal or real property as surety for the appearance of persons
688 charged with violations. Whenever any person shall give bail for that person's appearance
689 and shall fail to appear at the time fixed for trial, the bond shall be forfeited by the judge
690 presiding at such time, and an execution issued thereon by serving the defendant and the
691 defendant's sureties with a rule nisi, at least two days before a hearing on the rule nisi. In the
692 event that cash or property is accepted in lieu of bond for security for the appearance of a
693 defendant at trial, and if such defendant fails to appear at the time and place fixed for trial,
694 the cash so deposited shall be on order of the judge declared forfeited to the city, or the
695 property so deposited shall have a lien against it for the value forfeited which lien shall be
696 enforceable in the same manner and to the same extent as a lien for city property taxes.

697 (e) The municipal court shall have the same authority as superior courts to compel the
698 production of evidence in the possession of any party; to enforce obedience to its orders,
699 judgments, and sentences; and to administer such oaths as are necessary.

700 (f) The municipal court may compel the presence of all parties necessary to a proper disposal
701 of each case by the issuance of summonses, subpoenas, and warrants which may be served
702 as executed by any officer as authorized by this charter or by law.

703 (g) Each judge of the municipal court shall be authorized to issue warrants for the arrest of
704 persons charged with offenses against any ordinance of the city, and each judge of the
705 municipal court shall have the same authority as a magistrate of this state to issue warrants
706 for offenses against state laws committed within the city.

707 **SECTION 6.05.**

708 Certiorari.

709 The right of certiorari from the decision and judgment of the municipal court shall exist in
710 all criminal cases and ordinance violation cases, and such certiorari shall be obtained under
711 the sanction of a judge of the Superior Court of Troup County under the laws of the State of
712 Georgia regulating the granting and issuance of writs of certiorari.

713 **SECTION 6.06.**

714 Rules for court.

715 With the approval of the city council, the judge shall have full power and authority to make
 716 reasonable rules and regulations necessary and proper to secure the efficient and successful
 717 administration of the municipal court; provided, however, that the city council may adopt in
 718 part or in toto the rules and regulations applicable to municipal courts. The rules and
 719 regulations made or adopted shall be filed with the city clerk, shall be available for public
 720 inspection, and, upon request, a copy shall be furnished to all defendants in municipal court.

721 **ARTICLE VII**722 **FINANCE AND TAXATION**723 **SECTION 7.01.**

724 Fiscal year.

725 The council shall set the fiscal year by ordinance. Said fiscal year shall constitute the budget
 726 year and the year for financial accounting and reporting of each office, department, or
 727 institution, agency, and activity of the city government, unless otherwise provided by state
 728 or federal law.

729 **SECTION 7.02.**

730 Official bonds.

731 The officers and employees of the city, both elected and appointed, shall execute such
 732 official bonds in such amounts and upon such terms and conditions as the council may from
 733 time to time require.

734 **SECTION 7.03.**

735 Submission of operating budget to city council.

736 On or before a date fixed by the city council, the city manager shall submit to the city council
 737 a proposed operating budget for the ensuing fiscal year. The budget shall be accompanied
 738 by a message from the city manager containing a statement of the general fiscal policies of
 739 the city, the important features of the budget, explanations of major changes recommended
 740 for the next fiscal year, a general summary of the budget, and such other pertinent comments
 741 and information. The operating budget and the capital budget hereinafter provided for, the

742 budget message, and all supporting documents shall be filed in the office of the city clerk and
743 shall be open to public inspection.

744 **SECTION 7.04.**

745 Action by council on a budget.

746 (a) The city council may amend the operating budget proposed by the city manager, except
747 that the budget as finally amended and adopted must provide for all expenditures required
748 by state law or by other provisions of this charter and for all debt service requirements for
749 the ensuing fiscal year, and the total appropriations from any fund shall not exceed the
750 estimated fund balance, reserves, and revenues.

751 (b) The city council shall adopt the final operating budget for the ensuing fiscal year not
752 later than the 30th day of June of each year, or as otherwise required by Georgia law. If the
753 city council fails to adopt the budget by this date, the amounts appropriated for operation for
754 the current fiscal year shall be deemed adopted for the ensuing fiscal year on a
755 month-to-month basis, with all items prorated accordingly until such time as the city council
756 adopts a budget for the ensuing fiscal year. Adoption of the budget shall take the form of an
757 appropriations ordinance or resolution setting out the estimated revenues in detail by sources
758 and making appropriations according to fund and by organizational unit, purpose, or activity.

759 (c) The amount set out in the adopted operating budget, as may be amended from time to
760 time, for each organizational unit shall constitute the annual appropriation for such, and no
761 expenditure shall be made or encumbrance created in excess of the otherwise unencumbered
762 balance of the appropriations or allotment thereof, to which it is chargeable.

763 **SECTION 7.05.**

764 City depositories.

765 The city council, in its discretion, may, from time to time, name and appoint as city
766 depositories of city funds any bank or trust company which has its deposits insured by the
767 Federal Deposit Insurance Corporation. At such time as an act becomes effective providing
768 that banks and savings and loan associations shall be taxed in the same manner as other
769 corporations are taxed, the city council may also name and appoint as city depositories of city
770 funds any building and loan association or federal savings and loan association which has its
771 deposits insured by the Federal Savings and Loan Insurance Corporation.

772 **SECTION 7.06.**

773 Contracting procedures.

774 All formal contracts shall be made or authorized by the council, and no contracts shall bind
 775 the city unless reduced to writing and approved by the council. All contracts, and all
 776 ordinances or resolutions making contracts or authorizing the same, shall be drawn by the
 777 city attorney or shall be submitted to him or her before authorization by council.

778 **SECTION 7.07.**

779 Ad valorem taxes; authority to levy.

780 The council shall be authorized to levy an ad valorem tax not to exceed 15 mills on all real
 781 and personal property within the corporate limits of the city for the purpose of raising
 782 revenue to pay the cost of ordinary current expenses and for any other purpose now or
 783 hereafter authorized by the Constitution and laws of this state, but not including principal and
 784 interest on general obligation bonds.

785 **SECTION 7.08.**

786 Same; assessment.

787 All property subject to taxation for state or county purposes, assessed as of January first in
 788 each year, shall be subject to the property tax levied by the city. The council may elect to
 789 use the county assessment for the year in which the city taxes are to be levied and shall
 790 request the county to furnish appropriate information for such purpose.

791 **SECTION 7.09.**

792 Tax due dates and bills.

793 The council shall provide when the taxes of the city shall be paid, and when, how, and upon
 794 what terms such taxes shall be due and payable, as well as authorizing the voluntary payment
 795 of taxes prior to the time when due. The council may contract with the Troup County Tax
 796 Commissioner to undertake such reasonable duties as are required in the collection of taxes.

797

SECTION 7.10.

798

Collection of delinquent taxes and fees.

799 The city council, by ordinance, may provide generally for the collection of delinquent taxes,
 800 fees, or other revenue due the city under Sections 7.8 through 7.10 by whatever reasonable
 801 means as are not precluded by law. This shall include providing for the dates when the taxes
 802 or fees are due; late penalties or interest; issuance and execution of fi.fa.'s; creation and
 803 priority of liens; making delinquent taxes and fees personal debts of the persons required to
 804 pay the taxes or fees imposed; revoking city permits for failure to pay any city taxes or fees;
 805 and providing for the assignment or transfer of tax executions.

806

SECTION 7.11.

807

Payment of taxes.

808 The council shall have the power and authority to provide by ordinance when the taxes of the
 809 city shall fall due, and in what length of time said taxes may be paid, when tax executions
 810 shall be issued against all persons who have not paid their taxes by the time fixed by
 811 ordinance, and to fix a penalty for the nonpayment of taxes when due, and to charge lawful
 812 interest from due date until said taxes are paid. The council shall have authority to provide
 813 by ordinance for the payment of taxes due to the city and to provide when and how and upon
 814 what terms such taxes shall be due and payable; and to authorize the payment of taxes prior
 815 to the time when due and allow discounts upon anticipated payments, and in general to fix
 816 the terms and methods of payment, and collection of city taxes, in such manner as the council
 817 may determine.

818

819

SECTION 7.12.

820

Cost of issuing summonses; executions; processes; subpoenas.

821 The cost of issuing, serving, or executing all summonses, executions, processes, writs, or
 822 subpoenas shall be the same as now allowed sheriffs for like service and where they are
 823 issued shall be paid into the city treasury.

824

SECTION 7.13.

825

General obligation bonds.

826 The council shall have the power to issue bonds for purpose of raising revenue to carry out
 827 any project, program, or venture authorized under this charter or the general laws of this

828 state. Such bonding authority shall be exercised in accordance with the laws governing bond
829 issuances by municipalities in effect at the time said issue is undertaken.

830 **SECTION 7.14.**

831 Revenue bonds.

832 Revenue bonds may be issued by the council as provided by an Act of the General Assembly
833 of Georgia, approved March 31, 1937, known as the Revenue Bond Law (now O.C.G.A.
834 Section 36-82-60 et seq.), as now or hereinafter amended, or by any other law of this state
835 as now or hereafter provided.

836 **SECTION 7.15.**

837 Failure of bonds to carry; new election.

838 If the election provided for shall be against the issue of bonds, the council may at any time
839 after expiration of six months from the date of the first election order another election on the
840 issuance of said bonds.

841 **SECTION 7.16.**

842 Short-term loans.

843 The city may obtain short-term loans and must repay such loans not later than December 31
844 of each year, unless otherwise provided by law.

845 **SECTION 7.17.**

846 Lease-purchase contracts.

847 The city may enter into multiyear lease, purchase, or lease-purchase contracts for the
848 acquisition of goods, materials, real and personal property, services, and supplies provided
849 the contract terminates without further obligation on the part of the municipality at the close
850 of the calendar year in which it was executed and at the close of each succeeding calendar
851 year for which it may be renewed. Contracts must be executed in accordance with the
852 requirements of O.C.G.A. Section 36-60-13, or other such applicable laws as are or may
853 hereafter be enacted.

882

SECTION 9.03.

883

General repealer.

884 All laws and parts of laws in conflict with this Act are repealed.