

House Bill 1406 (AS PASSED HOUSE AND SENATE)

By: Representative Hill of the 21st

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating a new charter for the City of Waleska, approved May 4, 1992 (Ga.
2 L. 1992, p. 6774), as amended, so as to provide for four-year terms of office for the mayor
3 and councilmembers; to provide for staggered terms of office; to provide for the initial
4 implementation of the staggered terms; to provide for the authority for this Act; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act creating a new charter for the City of Waleska, approved May 4, 1992 (Ga. L. 1992,
9 p. 6774), as amended, is amended by revising Section 2.11 as follows:

10 "SECTION 2.11.

11 Elections

12 (a) The mayor and councilmembers shall be elected in the manner provided by general law
13 and this charter. All primaries and elections shall be held and conducted in accordance with
14 the provisions of Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," as now
15 or hereafter amended. The city shall by ordinance prescribe such rules and regulations it
16 deems appropriate to fulfill any options and duties under the "Georgia Election Code."

17 (b) The mayor and councilmembers who are in office on the effective date of this Act shall
18 serve until the expiration of the term of office to which they were elected and until their
19 successors are elected and qualified.

20 (c) The mayor and members of the city council shall serve for terms of four years and until
21 their respective successors are elected and qualified. No person shall be eligible to serve as
22 mayor or councilmember unless that person shall be a United States citizen 18 years of age
23 or older, has been a resident of the city for 12 months prior to the date of the election of the

1 mayor and councilmembers, continues to reside within the city during the member's period
2 of service, and shall be registered and qualified to vote in the municipal elections of this city.

3 (d) The three councilmembers elected in November, 2005, whose terms normally expire on
4 December 31, 2009, shall remain in office until December 31, 2009, and until their
5 successors are elected and qualified. On the Tuesday next following the first Monday in
6 November, 2009, and quadrennially thereafter, the successors to such three councilmembers
7 shall be elected and shall serve for terms of office of four years and until their successors are
8 elected and qualified and shall take office on the first day of January immediately following
9 their election.

10 (e) The mayor and three councilmembers elected in November, 2004, whose terms normally
11 expire on December 31, 2008, shall remain in office until December 31, 2008, and until their
12 successors are elected and qualified. On the Tuesday next following the first Monday in
13 November, 2008, the successors to the mayor and such three councilmembers shall be
14 elected and shall serve for terms of office of three years and until their successors are elected
15 and qualified and shall take office on the first day of January immediately following their
16 election. On the Tuesday next following the first Monday in November, 2011, and
17 quadrennially thereafter, the successors to the mayor and such three councilmembers shall be
18 elected and shall serve for terms of office of four years and until their successors are elected
19 and qualified and shall take office on the first day of January immediately following their
20 election."

21 **SECTION 2.**

22 This Act is enacted pursuant to the authority provided in Code Section 21-2-541.2 of the
23 Official Code of Georgia Annotated.

24 **SECTION 3.**

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