

House Bill 1502

By: Representatives Barnard of the 166th, Williams of the 165th, and Stephens of the 164th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act providing a new charter for the City of Hinesville, approved March 10,
2 1959 (Ga. L. 1959, p. 2604), as amended, so as to provide for additional limitations on
3 compensation increases of the mayor and councilmembers; to provide for the annual
4 compensation for the mayor; to modify provisions relating to the governing authority of the
5 City of Hinesville; to clarify that the mayor is the executive head of the City of Hinesville;
6 to provide for related matters; to provide an effective date; to repeal conflicting laws; and for
7 other purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 An Act providing a new charter for the City of Hinesville, approved March 10, 1959 (Ga. L.
11 1959, p. 2604), as amended, is amended by revising Section 3 as follows:

12 **"SECTION 3.**
13 **Mayor and Council.**

14 The municipal governing authority of the City of Hinesville shall consist of five
15 councilmembers who are hereby constituted a body corporate under the name and style
16 aforesaid. The executive head of the City of Hinesville shall be the mayor who shall serve
17 as the chairperson and presiding officer of the council. The mayor shall not vote in matters
18 before the council except to cast his or her vote in matters where there is a tie vote among
19 the councilmembers. The mayor shall have veto authority over all matters, including
20 ordinances and resolutions, passed by the council. The mayor and council shall have
21 perpetual succession and shall have and use a common seal, may sue and be sued, plead and
22 be impleaded, and may purchase and hold such property, real or personal, as may be
23 necessary for the good order, government, and welfare of said city and shall have the right
24 to create a lien or lease on the same for the purpose of securing credit for said city and may

25 sell said property, real or personal, if it shall appear to be to the interest of said city, the same
26 to be left to the judgement of the mayor and council."

27 **SECTION 2.**

28 Said Act is further amended by revising Section 15 as follows:

29 "SECTION 15.

30 Compensation.

31 (a) The mayor shall receive as compensation for the services of this office an annual salary
32 equivalent to the salary of the mayor of the City of Hinesville on January 1, 2010, such
33 amount to be payable in equal monthly installments.

34 (b) The council is authorized to provide for salary increases for the mayor provided that any
35 increase shall be adopted in accordance with the provisions and limitations of O.C.G.A.
36 Section 36-35-4 and shall not amount to more than a 5 percent salary increase per completed
37 term of service.

38 (c) The salary of each councilmember shall be set by the council. Any increase in salary
39 shall be adopted by the council in accordance with the provisions of O.C.G.A. Section
40 36-35-4 and shall not exceed an amount equal to a 5 percent increase per completed term of
41 service.

42 (d) No salary increase for the mayor or a councilmember shall be adopted or implemented
43 if there was no increase in the total revenues collected by the city during the fiscal year
44 immediately prior to the year in which the salary increase is adopted by the council as
45 compared to the total revenues collected in the fiscal year which is two years prior to the date
46 of adoption.

47 (e) No compensation increase shall be implemented which fails to meet the requirements of
48 this section."

49 **SECTION 3.**

50 Said Act is further amended by revising Section 16 as follows:

51 "SECTION 16.

52 Ordinances.

53 Any other provision of this charter notwithstanding, the council shall have the power to make
54 and pass all ordinances, bylaws, rules, and regulations that may be necessary for the good
55 government, peace, order, and health of the City of Hinesville. The mayor shall have

56 authority to veto ordinances, bylaws, rules, and regulations and any other such matters which
57 come before the council. The mayor and council shall have the enforcement of all powers
58 herein granted, provided they are not repugnant to the Constitution of the State of Georgia
59 or the United States."

60 **SECTION 4.**

61 This Act shall become effective upon its approval by the Governor or upon its becoming law
62 without such approval.

63 **SECTION 5.**

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