

House Bill 659 (AS PASSED HOUSE AND SENATE)

By: Representatives Burkhalter of the 50th, Rice of the 51st, Martin of the 47th, and Willard of the 49th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act providing a charter for the City of Johns Creek, approved March 29, 2006
2 (Ga. L. 2006, p. 3503), so as to provide for certain restrictions on the adoption of ordinances;
3 to provide certain actions regarding the mayor's veto authority; to provide for the authority
4 to remove certain officials; to provide for the repeal of certain authority from the city
5 manager; to provide for oath of office; to repeal certain provisions regarding the city
6 accountant; to provide for related matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 An Act providing a charter for the City of Johns Creek, approved March 29, 2006 (Ga. L.
10 2006, p. 3503), is amended by revising subsection (b) of Section 3.16 as follows:

11 "(b) An ordinance may be introduced by the mayor or any councilmember and be read at
12 a regular or special meeting of the city council. Ordinances shall be considered and
13 adopted or rejected by the city council in accordance with the rules which it shall establish.
14 Except as otherwise provided by law, an ordinance may be adopted the same day it is
15 introduced. Upon introduction of any ordinance, the clerk shall, as soon as possible,
16 distribute a copy to the mayor and to each councilmember and shall file a reasonable
17 number of copies in the office of the clerk and at such other public places as the city
18 council may designate."

19 **SECTION 2.**

20 Said Act is further amended by revising subsection (b) of Section 3.21 as follows:

21 "(b) The veto must be exercised no later than the next regular city council meeting
22 following the meeting at which the action was taken. The mayor shall submit to the
23 council a written statement of the reasons for the mayor's veto."

24 **SECTION 3.**

25 Said Act is further amended by revising paragraph (3) of Section 3.25 as follows:

26 "(3) Remove employees employed by said officer, including directors of departments,
27 without the consent of the city council and without assigning any reason therefor;"

28 **SECTION 4.**

29 Said Act is further amended by striking subsection (e) of Section 4.10 which reads as
30 follows:

31 "(e) The city manager may suspend directors. The director involved may appeal to the city
32 council which, after a hearing, may override the suspension. Any removal of a director
33 shall be by the city council."

34

35 **SECTION 5.**

36 Said Act is further amended by revising subsections (f) and (g) of Section 4.11 as follows:

37 "(f) No member of a board, commission, or authority shall assume office until he or she
38 has executed and filed with the clerk of the city an oath obligating himself or herself to
39 perform faithfully and impartially the duties of the office, such oath to be prescribed by
40 ordinance and administered by the mayor or city clerk.

41 (g) Any member of a board, commission, or authority may be removed from office by a
42 vote of the city council."

43 **SECTION 6.**

44 Said Act is further amended by repealing Section 4.15, relating to the city accountant, and
45 designating said section as reserved.

46 **SECTION 7.**

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