

Senate Bill 280

By: Senator Gooch of the 51st

AS PASSED SENATE

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act to create the board of commissioners of Lumpkin County, approved
2 April 13, 2001 (Ga. L. 2001, p. 4272), as amended, so as to revise the qualifications for the
3 county manager; to provide for related matters; to repeal conflicting laws; and for other
4 purposes.

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

6 **SECTION 1.**

7 An Act to create the board of commissioners of Lumpkin County, approved April 13, 2001
8 (Ga. L. 2001, p. 4272), as amended, is amended by revising of Section 1-13 as follows:

9 "SECTION 1-13.

10 The board of commissioners shall employ a county manager. The qualifications, method of
11 selection, appointment, compensation, tenure, and such other related matters pertaining to
12 the office of county manager shall be provided for by the board of commissioners. The
13 county manager shall serve at the pleasure of the board of commissioners, shall not be an
14 elected official of any county or municipality, and shall have the following duties, powers,
15 and authority:

- 16 (1) To supervise the administration of the affairs of the county and to see that the
17 ordinances, resolutions, and regulations of the board of commissioners and the laws of
18 the state are faithfully executed and enforced;
- 19 (2) To employ and remove all department heads of the county under the jurisdiction of
20 the board of commissioners and staff employees of the county manager pursuant to
21 policies established by the board, except for the county attorney, county auditor, and
22 members of all the boards, commissions, and authorities who shall be appointed and
23 removed by the board of commissioners pursuant to law or county ordinance;
- 24 (3) To exercise managerial authority and supervision over the county manager's staff and
25 all department heads under the jurisdiction of the board of commissioners;
- 26 (4) To require reports from heads of departments and other employees entrusted with
27 administrative duties or exercising discretion. The county manager shall have at all times
28 the authority to examine all books and records of every officer and department of the
29 county under the jurisdiction of the board of commissioners;
- 30 (5) To attend all meetings of the board of commissioners with a right to take part in the
31 discussions, but having no vote, and to prepare an agenda for each meeting of both new
32 and unresolved business that includes issues recommended by individual commissioners;
- 33 (6) To recommend to the board of commissioners for adoption such measures as the
34 county manager may deem necessary or expedient;
- 35 (7) To supervise the performance of all contracts made by any person, company, or
36 corporation with the county for work done for the board of commissioners;
- 37 (8) To submit to the board of commissioners for approval, prior to July 31 of each year,
38 a proposed operating budget for the next fiscal year showing budget revenues and
39 expenditures during the preceding fiscal year; appropriations and estimated revenue and
40 recommended expenditures for the next fiscal year; recommended tax levies; and such
41 other information and data as may be considered necessary by the board of
42 commissioners;

- 43 (9) To keep the board of commissioners fully advised as to the financial condition and
44 needs of the county;
- 45 (10) To make or cause to be made a full written report to the board of commissioners
46 each month showing the operations and expenditures of each department of the county
47 government for the preceding month;
- 48 (11) To delegate purely administrative duties to department heads or subordinates in the
49 county government whose work the county manager shall supervise and direct; provided,
50 however, that the delegation or assignment of duties to subordinates shall not relieve the
51 county manager from responsibility for administration of such position;
- 52 (12) To appoint and employ the clerk of the board of commissioners of Lumpkin County
53 and to assign such additional duties of such position as the county manager deems
54 appropriate;
- 55 (13) To perform such other duties as may be prescribed by this Act or as may, from time
56 to time, be required by the board of commissioners; and
- 57 (14) To cooperate with elected and appointed county officers in management of the
58 county's affairs."

59 **SECTION 2.**

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