House Bill 783 (AS PASSED HOUSE AND SENATE)

By: Representatives Byrd of the 20th, Hill of the 21st, Scheid of the 22nd, and Murphy of the 23rd

A BILL TO BE ENTITLED

AN ACT

To amend an Act providing a new charter for the City of Ball Ground, approved March 28, 1990 (Ga. L. 1990, p. 4552), as amended, so as to provide for four-year terms of office for the mayor and councilmembers; to provide that persons in office on the effective date of the Act shall complete the terms for which they were elected; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act providing a new charter for the City of Ball Ground, approved March 28, 1990 (Ga. L. 1990, p. 4552), as amended, is amended by striking subsection (b) of Section 2.10 and inserting in lieu thereof the following:

"(b) The mayor and councilmembers in office on July 1, 2005, shall serve for terms of two years and until their respective successors are elected and qualified. Persons elected to the office of mayor or councilmember after the expiration of the two-year term of office of the persons in office on July 1, 2005, shall serve for terms of four years and until their respective successors are elected and qualified. No person shall be eligible to serve as mayor or councilmember unless he or she shall have been a resident of this city for 12 months immediately preceding the election of mayor or councilmembers; each such person shall continue to reside within the city during said period of service and shall be registered and qualified to vote in municipal elections of this city. No person's name shall be listed as a candidate on the ballot for election for either mayor or councilmember unless such person shall file a written notice with the clerk of said city that such person desires his or her name to be placed on said ballot as a candidate either for mayor or councilmember. No person shall be eligible for the office of mayor or councilmember unless such person shall file above said notice within the time provided for in Chapter 2 of Title 21 of the O.C.G.A., the 'Georgia Election Code.'"

SECTION 2.

Said Act is further amended by striking subsections (c) and (e) of Section 2.11 and inserting in lieu thereof the following:

"(c) The mayor and councilmembers who are in office on July 1, 2005, shall serve until the expiration of the term of office for which they were elected and until their successors are elected and qualified."

"(e) On the Tuesday next following the first Monday in November, 2005, there shall be elected a mayor and councilmembers for Post 4 and Post 5 to succeed the mayor and councilmembers for Post 4 and Post 5, respectively; and successors to the mayor and councilmembers for Post 4 and Post 5 elected in 2005 shall be elected quadrennially thereafter. On the Tuesday next following the first Monday in November, 2006, there shall be elected councilmembers for Post 1, Post 2, and Post 3 to succeed the councilmembers for Post 1, Post 2, and Post 3, respectively; and successors to the councilmembers for Post 1, Post 2, and Post 3 elected in 2006 shall be elected quadrennially thereafter. It is the purpose of this section to provide for staggered terms for the councilmembers. The terms of office shall begin at the time of taking the oath of office as provided in Section 3.11."

SECTION 3.

This Act shall become effective on July 1, 2005.

SECTION 4.

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