

**OFFICIAL MINUTES
COMMISSION OF THE CITY OF BRUNSWICK, GEORGIA
REGULAR MEETING
8:30 A.M., OCTOBER 03, 1990**

PRESENT: His Honor Mayor Homer L. Wilson, Commissioners James A. Stephens, Thomas P. Williams and Ken Tollison.

ABSENT: Commissioner Larry Credle

INVOCATION

The invocation was given by Reverend Earl James, Grace United Methodist Church.

APPROVAL OF MINUTES

Commissioner Williams moved that the minutes of September 19, 1990 be approved subject to the necessary corrections. Motion was seconded by Commissioner Stephens and was unanimously carried.

DELEGATIONS

William A. Taylor was present to speak on Public Relations between the City and the Community. Mr. Taylor requested that his speech be postponed until after the agents of the Bonding Company gave their report. It was recommended that the Commission follow the agenda as prepared. Mr. Taylor questioned the increase of \$3.80 on his water bill and questioned the resignation of two members of the Bonding Company. The City Manager stated that he spoke to Mr. Taylor yesterday and explained to him that the law surrounding bond issues requires a rate increase in order provide funds to make payments for the bond issue and that the payment schedule be in effect at least 60 days prior to the bonds being issued. Mr. Taylor inquired as to what State or Federal Law mandates his to pay this amount ahead of time. An intensive discussion ensued. Mr. Taylor was asked to remain until the City discussed the Bond Issue.

PRESENTATION OF PROCLAMATION

Mayor Wilson presented a proclamation proclaiming October as Down's Syndrome Month to Verma Shurling. Received with appreciation.

United Way

Bob Switeck, representing the United Way was present to request support from the Commission for the 1990 United Way Campaign.

The following bids were received for 4 breathing Apparatus for the Fire Department:

Vendor	Bid
Dawson Associated, Inc. Lawrenceville, GA	\$6,280.00**
Georgia Rubber & Supply, Inc. Atlanta, GA	\$6,780.00
Harold's Sales & Service, Inc. Atlanta, GA	\$6,303.60

Following review of bids Commissioner Stephens moved that the low bid be accepted. Motion was seconded by Commissioner Williams and was unanimously carried.

The Following bids were received on Mowers for the Recreation Department:

Vendor	Bid
Industrial Tractor Co. Brunswick, GA 31520	\$3,025.00*
Industrial tractor Co. Jacksonville, FL	\$3,056.00
Industrial Tractor Sav., GA	\$3,089.00
Mershon Tractor Co Mershon, GA	\$3,300.00
Ocmulgee Tractor Co. Hazlehurst, GA	

\$3,193.73

Commissioner Williams moved that the low bid be accepted. Motion was seconded by Commissioner Stephens and was unanimously carried.

APPOINTMENT TO PARK AND TREE COMMISSION

Commissioner Tollison nominated Phylis Lewis and Mayor Wilson nominated Lynn Krauss to fill the vacancy on the Park and Tree Commission created by the resignation of Lois Chaney. There being no further nominations. Commissioner Williams moved that the nominations be closed. Motion was seconded by Commissioner Stephens. Phylis Lewis received 3 votes and Lynn Krauss received 1 vote. Phylis Lewis was elected to fill the vacancy on the Park and Tree Commission.

APPOINTEMTN TO CGRDC ADVISORY COUNCIL ON TOURISM

Commissionr Stephens moved approval of recommendation from CGRDC to appoint Charles Thrower to the Advisory Council. Motion was seconded by Commissioner Williams and ws unanimously carried.

CEMETERY DEEDS

On motion of Commissioner Williams seconded by Commissioner Stephens the following petitions were unanimously granted:

- 1) Returning for resale Lot No. 7-A, Section NO. 10 in Palmetto Cemetery from Dorothy Tait.
- 2) Transferring Lot NO. 1, Section No. 204 in Palmetto Cemetery from Irene Bryant to Guy E. and Robert C. Bryant. Original deed surrendered.
- 3) Transferring Lot No. 12, Section No. 204 IN palmetto Cemetery from Irene Bryant to Guy E. and Robert C. Bryant. Original deed surrendered.

REDEMPTION DEED

Redemption requested in the name of Josephine Berry present owner, to N-2/3 of E-1/2 of Town Commons Lot No. 115 between Stonewall and Lee Street, property acquired by the City at tax sale. All taxes interest and costs in the amount \$69.12 have been paid. On motion of Commissioner Williams seconded

by Commissioner Stephens the Mayor as authorized to execute quite claim deed as petitioned for.

TAX DEEDS

The City Attorney requested a deed of Correction for Tax deed issued to Clarence Wilkerson on August 1, 1990. Commissioner Stephens moved that request be granted. Motion was seconded by Commissioner Williams and was unanimously carried.

REDEMPTION DEED

The City Attorney requested that a deed of correction for Redemption deed issued to previous owner be corrected and issued to new owner Mrs. Katherine W. Dees. Motion was seconded by Commissioner Williams and was unanimously carried.

CITY CODE

The City Attorney requested that the City grant an extension for changes in the City Code, and ask the Municipal Code Corporation to defer the publication of the code so the Charter can be added as a supplement. Additional time is also needed to determine the number of extra copies of the code that need to be printed for distribution to local law firms. There will be a minimal fee for this. Commissioner Stephens moved that request be granted. Motion was seconded by Commissioner Williams and was unanimously carried.

CLOSING OF H STREET

The City Attorney advised the Commission that Glynn County requested a resolution closing H Street between Reynolds and Ellis Streets. Commissioner Williams move adoption of the following resolution. Motion was seconded by Commissioner Stephens and was unanimously carried.

BE IT RESOLVED that the Commission hereby finds that the portion of H Street between Reynolds Street and Ellis Street has ceased to be used by the public for street purposes to the extent that it no longer serves any public purpose as a street and that said portion of street is needed by Glynn county for courthouse purposes; therefore, said portion of H street is hereby abandoned and conveyance of the same to Glynn County is hereby authorized.

ST. MARK'S TOWER

The Director of Community Development was present to request that the City authorize Community Development funds in the amount of \$31,515.00 to be placed in Special escrow account for water and sewer lines as part of St. Mark's Towers addition. Commissioner Williams moved that request be granted. Motion was seconded by Commissioner Stephens and was unanimously carried.

DISCUSSION OF BOND UNDERWRITING COMPANY

Bob Chaney, president of Coastal Bank was present to update the Commission on the Bond issue. Mr. Chaney described the Chain of events leading up to the resignation of two employees of Ward and Associates. He reported that everything was on schedule and the bond issue will close in January. He further stated that it was regrettable that the resignation of two principal members of the firm of Ward and Associates caused turmoil; however, the Commission, City Manager and Director of Finance did receive communications that Gene Allen and another of that firm were transferring to another company. Gene Allen did confirm that he would continue to be a part of the bond underwriting in the City of Brunswick and that he and Felker Ward had reached an agreement.

Mr. Taylor questioned what law stated that the citizens have to pay the increase. Mr. Allen stated that the series 1986 Bond Ordinance of the City of Brunswick states that rates, fees, tolls and charges shall be in effect sixty (60) days prior to issuance of Water and Sewer Revenue Bonds of the City of Brunswick, Georgia. The Commission discussed holding a meeting to hear changes in the Bond Issue.

ACADEMY CREEK AMENDMENT

The City Attorney recommended that the application to amend the EPA Grant to accommodate the Ballinger litigation be executed by the Mayor. Commissioner Williams moved that the Mayor be authorized to execute the application for said grant amendment. Motion was seconded by Commissioner Stephens and was unanimously carried.

OTHER CITY BUSINESS

The Assistant Chief of Police reported that inspections have been made on nightclubs that stipulations were placed upon. All the clubs that were inspected were in compliance.

Commissioner Stephens moved that the City meet at City Hall to discuss the changes in the Bond Issue at 3:00 p.m.. October 4, 1990. Motion was seconded by Commissioner Tollison and was unanimously carried. It was agreed that a conference call would be set up with Gene Allen on October 4th at 3:00 p.m. to discuss changes.

EXECUTIVE SESSION

Commissioner Stephens moved that the City hold an Executive Session to discuss a Personnel Matter. Motion was seconded by Commissioner Williams and was unanimously carried.

CITY CHARTER

Commissioner Stephens moved adoption of Charter. Motion was seconded by Commissioner Williams and was Unanimously carried.

AN ORDINANCE TO AMEND AND CODIFY PROVISIONS OF THE MUNICIPAL CHARTER OF THE CITY OF BRUNSWICK; TO CONTINUE IN EFFECT CURRENT PROVISIONS OF SAID CHARTER, AS AMENDED FROM TIME TO TIME, AFFECTING THE COMPOSITION AND FORM OF THE MUNICIPAL GOVERNING AUTHORITY, THE PROCEDURE FOR ELECTION OF THE MEMBERS THEREOF, AND THE CONTINUANCE IN OFFICE AND LIMITATION THEREON FOR SUCH MEMBERS; TO AMEND SAID CHARTER SO AS TO PROVIDE FOR A CITY MANAGER AND OTHER OFFICERS, TO PROVIDE FOR BOUNDARIES AND POWERS OF THE CITY, AND TO PROVIDE FOR FISCAL MANAGEMENT,, ADMINISTRATION OF MUNICIPAL BUSINESS AND RELATED MATTERS; TO CONTINUE IN EFFECT THE PROVISIONS OF SAID CHARTER, AS AMENDED, PARTICULARLY AS AMENDED BY AN ACT APPROVED FEBRUARY 17, 1950, AUTHORIZING THE LEVY AND COLLECTION OF TAXES; TO WHICH HAVE BECOME OBSOLETE OR WHICH ARE IN CONFLICT WITH THIS ORDINANCE; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

THE COMMISSION OF THE CITY OF BRUNSWICK HEREBY ORDAINS AS FOLLOWS:

Section 1. It is the intent of this ordinance to continue in effect fundamental provisions of the municipal charter of Brunswick concerning the governing authority and

taxation, in conformity with official code of Georgia Annotated Sec. 36-35-6, in limiting the home rule powers of municipal corporations; to modernize the charter by amending it in other respects pursuant to the Municipal Home Rule Act of 1965, particularly official code of Georgia annotated Sec. 36-35-3; to repeal charter provisions which have been superseded by general law, which have become obsolete or which are in conflict with this ordinance; and to codify the resulting charter.

Section 2. Those fundamental provisions of the current charter, which shall continue in effect, are identified hereinafter by parenthetical references following such provisions.

Section 3. Those provisions of the current charter which are not identified hereinafter as provisions which shall continue in effect are hereby stricken in their entirety, provided, however that this repealer shall not title to real property, the closure of streets or the names of streets as heretofore designated by the commission.

Section 4. Reference is hereby made to Section 2 of an Act approved August 11, 1920 (GA. Laws 1920, pp. 757, 760) which provides: "The offices of Mayor and Aldermen and all other officers of said city created by legislative enactment, except as hereinafter provided for, are hereby abolished, and all laws creating such offices and defining the duties and authority pertaining thereto are hereby repealed, except as hereinafter provided for." The Commissioner hereby finds that the foregoing effectively repealed that provision of an Act approved November 12, 1889 (Ga Laws 1889, pp 1010, 1015) subsequently codified as section 15 of the charter as set forth in the Brunswick City Code, 1952. The 1889 provision, therefore, is not carried forward as limitation of office in the charter as hereinafter set forth.

Section 5. If any provision of this ordinance or of the charter as hereinafter set forth is held invalid or unconstitutional for any reason by any court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision, and such holding shall not affect the remaining provisions of the ordinance or charter.

Section 6. This ordinance and the charter set forth hereinafter shall become effective on January 1, 1991.

Section 7. As of said effective date the municipal charter of the City of Brunswick shall be as set forth in the pages appended hereto.

Charter of the City of Brunswick, GA 31520

ARTICLE I

INCORPORATION, POWERS, FORM OF GOVERNMENT

Section 1.10. Name.

The City of Brunswick, heretofore incorporated by an Act of the General Assembly approved February 22, 1856, shall have perpetual succession as a municipal corporation of the State of Georgia.

Section 1.11. Corporation Boundaries.

The boundaries of the City shall be those existing on the effective date of this charter, with such alterations as may be made from time to time in the manner provided by

Section 1.12. Powers.

The City shall have all the powers of self-government which it is possible for a city to have under the present or future Constitution and laws of the State of Georgia as fully as though they were specifically enumerated in this charter, and the same shall be carried into execution as provided by pertinent general law, by this charter or by ordinance, resolution or regulation adopted as provided by Official Code of Georgia Annotated Sec. 36-35-3 (a).

Section 1.13. Form of Government.

The City of Brunswick shall be governed by a Commission and a manager. (Enacted by Ga Laws 1920, 99.757,760.)

ARTICLE II

CITY COMMISSION

Section 2.10. Commission; Election at Large

Subject to the residence requirement set forth hereinafter, the members of the commission shall be elected at large, by all the electors voting in a municipal election, in the manner provided by this charter. (Construction of GA. Laws 1920, pp. 757, 761, as amended by Ga Laws 1927, pp. 929, 937.)

Section 2.11. Division of City into Wards.

For the purpose of election to the Commission the City is divided into two wards, which shall be known as the "North Ward" and the "South Ward" lying North and South, respectively, of a line running from the westerly terminus of "L" street easterly to Stadium Street, thence along Stadium Street to "K" street to Glynn Avenue, thence southerly along Glynn Avenue to the Brunswick- St. Simons Causeway, thence easterly along the Causeway to the corporate limits of the City.

Section 2.12. Commission; Number; Residence Requirement.

The Commission shall consist of five people who shall have been citizens of said City for at least one-year next preceding their election, two to be residents of the south ward, two from the north ward, and one from the City at large. Each Commissioner must be at least 25 years of age. In the event the office of a Commissioner shall become vacant, either by recall or for any other reason, then his successor for the unexpired term shall be a resident of the ward represented at the time of the election of the Commissioner creating the vacancy. The term "resident" shall be held to mean a bona fide and continuous residence for a period of six months immediately preceding any election herein referred to. However, in the event of the removal of the residence of a member of the Commission from one ward to another, the same shall not create a vacancy. (Enacted by GA. Laws 1920, pp. 757,761, as amended by Ga. Laws 1927, pp. 929, 937, and Ga. Laws 1949, pp. 339, 345.)

Section 2.13. Elections; date of Regular Elections.

All regular and special elections shall be held and conducted in accordance with general law. The date of all regular elections occurring before January 1, 1993, shall be

as heretofore provided, and thereafter the date of such elections shall be as provided by general law.

Section 2.14. Nomination of Candidates.

Candidates for election to the Commission shall be nominated by petition. No political party shall conduct primaries for the purpose of nominating candidates. (Authorized by O.C.G.A. Sec. 21-3-95.)

Section 2.15. Terms of Office.

Except as otherwise provided by general law, the members of the Commission shall serve for terms of four years and until their successors are elected and qualified. (In accord with O.C.G.A. Sec. 21-3-61(a) and 21-3-63.)

Section 2.16. Oath of Office.

The oath of office shall be administered to newly elected members of the Commission as follows: "I do solemnly swear (or affirm) that I will faithfully perform the duties of Commissioner (or Mayor) of the City of Brunswick, and that I will support and defend the City Charter as well as the constitution and laws of the State of Georgia and of the United States of America."

Section 2.17. Filling of Vacancies.

In case of the death, resignation, removal from office, or vacation from office by removal from said City (and removal shall operate to create a vacancy just as if there should be a formal resignation) of any commissioner, the Commission shall proceed to call an election to fill, such vacancy. (Enacted by Ga. Laws 1920, pp. 757, 777 as amended by O.C.G.A. Sec. 21-3-14, 21-3-53.)

Section 2.18. Mayor

The Commissioner elected from the City at large shall be the chairman of the Commission and shall be designated as Mayor, and shall have only such powers as are prescribed by the charter. The Commissioner at Large may succeed himself for one term but shall not be eligible to run for the office of Commissioner at Large until there has been a lapse of three (3) years from the end of the second term in office. However, nothing herein shall be construed to keep the said

Commissioner at large from running for the office of Commissioner of the ward in which he is a resident immediately after serving as Commissioner at Large. (Enacted by Ga Laws 1963, p. 3249.)

Section 2.19. Mayor; Powers and Duties.

The Mayor shall have no more authority than any of the other Commissioners, except that he shall act as chairman at all meetings of the Commission, shall approve the minutes of such meetings, shall act as Mayor of said City on all ceremonial occasions, and shall have such other authority and duties as hereinafter provided. He shall be ex officio a member of all boards of which the Mayor of said City is o ex officio a member. (Enacted by Ga. Laws 1920, pp. 757, 765.)

Section 2.20. Mayor Pro Tem.

The Commission shall elect a Mayor Pro Tem at the first meeting in January of each year. During the absence or disability of the Mayor for any cause, the Mayor Pro Tem, or in his absence or disability any one of the Commissioners designated by a majority of the Commission, shall perform the duties of the office of Mayor so long as such absence or disability shall continue.

Section 2.21. Quorum, Vacancies.

A majority of the Commission shall constitute a quorum for the transaction of business. (Construction of Ga. Laws, 1920, p. 757; cf., Ga. Laws 1989, pp. 1010, 1015.) In the event that for any cause there shall be a vacancy in the office of one or more Commissioners, the Commissioner or Commissioners remaining in office shall perform all the duties and shall possess all the power and authority of the Commission until the vacancy or vacancies shall be filled. (Enacted by Ga Laws 1920, pp. 757, 768.)

Section 2.22. Compensation and Expenses.

City Commissioners shall receive compensation and expenses for their services as provided by ordinance.

ARTICLE III.

CITY MANAGER AND OTHER OFFICERS

Section 3.10. City Manager; appointment; Qualifications; Compensation.

The Commissioner shall appoint a City Manager to serve at will for an indefinite term and shall fix his compensation. The Manager shall be appointed solely on the basis of his executive and administrative qualifications, and he shall be the City's Chief Administrative Officer.

Section 3.11. Acting City Manager

By letter filed with the City Clerk, the Manager shall designate, subject to approval of the Commission, a qualified City Administrative Officer to exercise the powers and perform the duties of Manager during his temporary absence or disability. During such absence or disability, the Commission may revoke such designation at any time and appoint another officer of the City to serve until the Manager shall return or his disability shall cease.

Section 3.12. City Attorney.

The Commission shall appoint a City Attorney, together with such Assistant City Attorney's as may be deemed necessary, who shall serve at will for an indefinite term. The City Attorney shall be responsible for representing and defending the City in all litigation in which the City is a party, shall attend the meeting of the Commission as directed and shall advise the Commission and other Officers and employees of the City concerning legal aspects of the City's affairs.

Section 3.13. City Clerk.

The City Commission shall appoint a City Clerk who shall not be a member of the Commission. The City Clerk shall be custodian of the official City Seal, shall maintain City Commission records required by this charter and shall perform such other duties as may be required by the Commission.

Section 3.14. Municipal Court.

The City Commission shall establish a Municipal Court by ordinance pursuant to Official Code of Georgia Annotated Sec. 360-32-1, which shall be known as the Municipal Court

of the City of Brunswick, and shall provide for appointment of the Judge or Judges thereof.

ARTICLE IV.

COMMISSION MEETINGS AND PROCEDURE

Section 4.10. Regular and Special Meetings.

The Commission shall hold regular meeting at such times as prescribed by ordinance. Special Meetings of the Commission may be held on call of the Mayor or two members of the Commission.

Section 4.11. Rules of Procedure.

The Commission shall adopt rules governing procedure and order of business consistent with the provision of this charter and shall provide for keeping minutes of all its proceedings.

Section 4.12. Action Requiring An Ordinance.

Acts of the Commission which have the force and effect of law shall be enacted by ordinance.

Section 4.13. Ordinance Form; Procedure.

- (a) No ordinance shall be effective unless a notice of intent to enact or adopt the ordinance has been published once during the calendar week preceding enactment or adoption thereof in the newspaper in which the City's legal advertising is published, and no ordinance shall be enacted or adopted except at a regular or recessed regular meeting of the City Commission.
- (b) Every ordinance shall be in writing at the time of its adoption and shall be filed with the City Clerk immediately upon adoption. No ordinance shall contain subject matter, which is not expressed in its title. The enacting clause shall be, "The Commission of the City of Brunswick hereby ordains _."

Section 4.14. Codes of Technical Regulations.

The Commission may adopt any standard code of technical regulations by reference thereto in an adopting ordinance. The procedure and requirements governing such adopting ordinance shall be as prescribed for ordinances generally, provided that a copy of each adopted code of technical regulations as well as the adopting ordinance shall be filed with the City Clerk pursuant to Section 4.13.

Section 4.15. Authentication; Recording; Codification.

- (a) The City Clerk shall authenticate by his signature all ordinances adopted by the Commission and shall record them in a properly indexed book.
- (b) The Commission shall provide for the codification of all the ordinances of a general and permanent nature, including only such codes of technical regulations as the Commission may specify, together with this charter and such related laws as the Commission may specify. This compilation shall be known and cited officially as "The Code of the City of Brunswick, Georgia," and it shall be maintained continuously up to date.

ARTICLE V.

ADMINISTRATION

Section 5.10. Authority of City Manager.

The City Manager shall have the following authority and duties:

- (1) He shall direct and supervise the administration of all departments, offices and agencies of the City, except as otherwise provided by the charter or by law.
- (2) He shall appoint and, when he deems it necessary for the good of the City, suspend or remove all city employees and administrative officers he appoints, except as otherwise provided by law or by personnel regulations adopted pursuant to this charter. He may authorize any administrative officer who is subject to his direction and supervision to exercise these powers with respect to subordinates in that officer's department, officer or agency.
- (3) He shall see that all laws, provisions of this charter and acts of the City Commission subject to enforcement

by him or by officers subject to his direction and supervision are faithfully executed.

- (4) He shall attend all Commission meetings and shall have the right to take part in discussion, but he may not vote.
- (5) He shall prepare and submit the annual budget to the Commission.
- (6) He shall submit to the Commission and make available to the public a complete report on the finances and administrative activities of the City as of the end of each fiscal year.
- (7) He shall make such other reports as the Commission may require concerning the operations of City Departments, offices and agencies subject to his direction and supervision.
- (8) He shall keep the Commission fully advised as to the financial condition and future needs of the City and make such recommendations to the Commission concerning the affairs of the City, as he deems desirable.
- (9) He shall prepare and promulgate a position classification and pay plan, subject to approval of the Commission. The plan may apply to all employees of the City and any of its agencies, departments, boards, commissions or authorities. When a pay plan has been adopted, the salary range applicable to any position shall not be increased or decreased except by amendment of the pay plan. For purposes of this subsection, the elected and some appointed City Officials might not be deemed to be City employees.
- (10) He shall prepare and promulgate rules and regulations concerning (1) the method of employee selection and probationary periods of employment, (2) the administration of the position classification and pay plan, methods of promotion and application of service rating thereto and transfer of employees within the classification plan, (3) hours of work, vacation, sick leave and other leaves of absence, overtime pay and the order and manner in which layoffs shall be effected, (4) such personnel hearings as due process may require and (5) any; other personnel matters, as may be necessary or appropriate to provide for adequate and systematic handling of personnel affairs.

In addition to the foregoing, the City manager shall have such additional authority and duties as the Commission may lawfully assign to him.

Section 5.11. Administrative and Service Department.

- (a) except As otherwise provided in this charter, the Commission shall establish by ordinance the departments and agencies needed for the proper administration of the affairs and government of the City.
- (b) There shall be a director of each department or agency who shall be its principal officer. Each director shall be responsible for the administration and direction of the affairs and operations of his department or agency subject to the direction and supervision of the City Manager.
- (c) Except as otherwise provided by this charter or by law, the directors of departments and other appointed officers of the City shall be appointed solely on the basis of their qualifications.
- (d) All directors under the supervision of the City Manager shall be nominated by the City Manager with confirmation of appointment by the Commission. The City Manager may suspend or remove any director under his supervision for cause, provided that the director may appeal to the commission.

Section 5.12. Boards, Committees and Authorities.

- (a) The commission shall create such boards, committees and authorities to fulfill any investigative, advisory or administrative function which the commission deems necessary and shall establish the composition, duties and powers thereof ordinance or resolution as may be appropriate.

ARTICLE VI.

FINANCE

Section 6.10. Taxation.

The Commission of the City of Brunswick is hereby vested with full authority and power to levy and collect such taxes on the inhabitants of said city, and those who hold taxable property within the same, and those who transact or offer to transact business therein, as said city commission may deem expedient for the safety, benefit, convenience and advantage of said city. Besides real and personal property, the said city commission may tax capital invested in said city,

stocks in money corporations, chooses in action, incomes and commissions derived from the pursuit of any profession, faculty, trade or calling, dividends, banks, insurance, express and other like companies or their agencies, and upon all other property or sources of profit not expressly prohibited or exempted by the laws of the State or of the United States, thus to raise such sum of money as may be necessary for the safety, convenience, benefit and interest of said city, the maintaining the municipal government and the payment of the debts thereof, (Enacted by Ga Laws 1950, PP. 2770, 2772.)

Section 6.11. Construction; Other Taxes.

The Commission shall be authorized to levy any other tax now or hereafter allowed by law, and the specific mention of any right, power of authority in this article shall not be construed as limiting in any way the general powers of the City to govern its local affairs.

Section 6.12. Fiscal Year; Budget Procedure.

The Commission shall adopt an ordinance or ordinances to establish a fiscal year for the operations of municipal government, to establish a procedure for the preparation, review the adoption of any annual budget, and to provide for an annual audit of the financial affairs and transactions of all funds and activities of the City for each fiscal year, in accordance with general state law.

Section 6.13. Tax Levies.

After Adoption of the budget, the commission shall adopt an ordinance to levy such ad valorem taxes as are necessary to operate the city under a balanced budget; that is, the sum of estimated net revenues and appropriated fund balances shall be equal to appropriations.

Section 6.14. Millage Rate; Due Date; Payment Methods.

The Commission shall establish a millage rate for ad valorem taxes, the due date and the date of delinquency. The commission may provide for the payment of such taxes by the date of delinquency. The Commission may provide for the payment of such taxes by installments or in one lump sum and may authorize voluntary payment prior to the due date.

Section 6.15. Changes in Appropriations.

The Commission shall be authorized to make changes in the appropriations contained in the current operations budget, provided that any additional appropriations may be made only from an existing unexpended surplus.

Section 6.16. Centralized Purchasing; Procurement and Contract Procedure.

The Commission shall establish by ordinance a system of centralized purchasing for the City and a procedure for procurement and for the solicitation and consummation of contracts with the city.

ARTICLE VII.

GENERAL PROVISIONS

Section 7.10. Bonds of Officials.

City officers and employees, both elective and appointive, shall execute such surety or fidelity bonds in such amounts and upon such terms and conditions as the commission shall from time to time require by ordinance or as may provided by general law.

Section 7.11. Prior Ordinances.

All ordinances, resolutions, rules and regulations now in force in the city not inconsistent with this charter are hereby declared valid and of full force and effect until amended or repealed by the commission.

Section 7.12. Existing Personnel and Officers.

Except as specifically provided otherwise by this charter of by appropriate action of the commission, all personnel and officers of the city and their rights, privileges and powers shall continue beyond the time this charter takes effect.

Section 7.13. Pending Matters.

Pending actions, orders, contracts and legal or administrative proceedings shall continue, and any such ongoing work or cases shall be completed by such city agencies, personnel or offices as may be provided by the City Commission.

Section 7.14. Severability.

If any provision of this charter is held invalid or unconstitutional for any reason by any court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision, and such holding shall not affect the remaining provision of this charter.

Section 7.15. Effective Date.

This charter shall become effective on January 1, 1991.

MEETING ADJOURNED.

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Mayor

Attest _____
Secretary of the City Commission