

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2009- 50

AN ORDINANCE ADOPTED UNDER THE HOME RULE POWERS SPECIFICALLY GRANTED TO THE GOVERNING AUTHORITY OF CLAYTON COUNTY PURSUANT TO ARTICLE IX, SECTION II, PARAGRAPH I (b) (1) OF THE CONSTITUTION OF THE STATE OF GEORGIA OF 1983, AMENDING THE LOCAL ACT OF THE GENERAL ASSEMBLY CREATING AND COMPOSING THE CLAYTON COUNTY BOARD OF COMMISSIONERS AND SETTING FORTH THE GENERAL PROVISIONS GOVERNING CLAYTON COUNTY GOVERNMENT; TO ABOLISH THE POSITION OF CHIEF ADMINISTRATOR; TO CREATE THE POSITION OF CHIEF OF STAFF; AND TO CHANGE THE PROVISIONS GOVERNING MEETINGS, MEETING TIMES, AND SPECIALLY CALLED MEETINGS; TO PROVIDE AN EFFECTIVE DATE OF THIS ORDINANCE; AND FOR OTHER PURPOSES.

WHEREAS, Clayton County, Georgia is governed by an Act of the General Assembly of the State of Georgia, which was originally established and approved on February 8, 1955, and was last amended by Ga. L. 1983, p. 4503, and approved on March 29, 1983 (the "Act") ; and

WHEREAS, the Clayton County Board of Commissioners now desires to amend the Act to abolish the position of Chief Administrator; and

WHEREAS, the Clayton County Board of Commissioners now desires to amend the Act so as to create the position of Chief of Staff; and

WHEREAS, the Clayton County Board of Commissioners now desires to amend the Act to establish and clarify the meeting times, and the provisions relating to specially called meetings.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF
CLAYTON COUNTY, GEORGIA AND IT IS HEREBY ORDAINED:

PART I. ENACTMENT

Section 1. By the authority granted to the Clayton County Board of Commissioners pursuant to Article IX, Section II, Paragraph I of the Constitution of the State of Georgia of 1983, the Board of Commissioners hereby amends the Act, originally established and adopted at Ga. L. 1955, p. 2064, and last amended by Ga. L. 1983, p. 4503 in the following particulars:

By deleting section 4 in its entirety, and by replacing it with a new section 4 which reads as follows:

Sec. 2-4. Meetings.

“The board of commissioners shall hold regular meetings on the first, second, and third Tuesday of each month at 7:00 p.m. at its offices located at 112 Smith Street, Jonesboro, Georgia, unless postponed to a subsequent date by action taken at a regular meeting. Meetings shall be open to the public. The board of commissioners may hold such additional meetings as shall be necessary when called by any three members of the board (which may include the chairman), provided the chairman and all board members shall have been notified at least 24 hours in advance of such special meeting. Whenever any regular meeting of the board shall fall on a holiday, the meeting shall be held on the following day. No official action shall be taken by the board except in a meeting which is open to the public. Any three members of the board shall constitute a quorum, except that a lesser number shall be sufficient to recess or adjourn any meeting; but no official action shall be taken except upon the affirmative vote of at least three members of the board. The chairman shall be entitled to the same voting rights as other board members on questions considered by the board. All zoning meetings shall be conducted at night beginning at 7:00 p.m.

By deleting section 13 in its entirety, and by replacing it with a new section 13 which reads as follows:

Sec. 2-13. Chief of Staff, assistants.

(a) The position of Chief of Staff is created. The Chief of Staff shall be appointed by the board of commissioners. The duties of the Chief of Staff shall be determined by the board of commissioners, and the Chief of Staff shall perform those duties under the daily direction of the chairman and shall perform such other duties imposed upon him or her from time to time by action of the board. The provisions of the Clayton County Civil Service Act shall not be applicable to the position of Chief of Staff.

- (b) The board may employ administrative assistants from time to time as it may deem necessary. Said assistants, subject to confirmation by the board, shall be appointed by the chairman and they shall be under the direction of the chairman and the Chief of Staff. The compensation for said administrative assistants shall be fixed in the same manner as other county employees. Subsequent to appointment, said administrative assistants shall be subject to the provisions of the Clayton County Civil Service Act.

Section 2. The Clayton County Board of Commissioners hereby adopts the attached "Classification Specification" as the duties of the Chief of Staff position.

PART II. EFFECTIVE DATE

This ordinance shall become effective upon adoption by the Clayton County Board of Commissioners.

PART III. SEVERABILITY

Should any section or provision of this ordinance be declared by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the ordinance as a whole nor any part thereof other than the part so declared to be invalid or unconstitutional. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are repealed.

{SIGNATURES NEXT PAGE}

ADOPTED by the Clayton County Board of Commissioners this 7th day of

April, 2009.

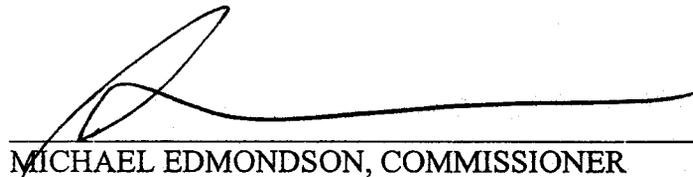
CLAYTON COUNTY BOARD OF COMMISSIONERS

 (OPPOSED)
ELDRIN BELL, CHAIRMAN


WOLE RALPH, VICE CHAIRMAN


GAIL B. HAMBRICK, COMMISSIONER


SONNA SINGLETON, COMMISSIONER


MICHAEL EDMONDSON, COMMISSIONER

ATTEST:


SHELBY D. HAYWOOD, CLERK