

Senate Bill 495

By: Senator McKoon of the 29th

A BILL TO BE ENTITLED
AN ACT

1 To provide for the incorporation of the City of Greenhaven in DeKalb County, Georgia; to
2 provide for the name and corporate boundaries; to provide for municipal powers; to provide
3 for city council and its members, manner of election, terms of office, manner of filling
4 vacancies, conflicts of interest, duties and authority, compensation, officers, and procedures;
5 to provide for the powers and duties of the mayor, to provide for a chief operating officer;
6 to provide for community area planning units; to provide for administrative and service
7 departments; to provide for a city attorney, chief financial officer, and city clerk; to provide
8 for boards and authorities; to provide for the regulation of employees; to provide for a
9 municipal court and the operation thereof; to provide for elections and removal; to provide
10 for taxation, franchises, service charges, bonds, and other fiscal matters; to provide for
11 budgeting and audits; to provide for purchasing and contracting; to provide for economic
12 development; to provide for bonds; to provide for related matters; to provide an effective
13 date; to repeal conflicting laws; and for other purposes.

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

15 ARTICLE I
16 INCORPORATION AND POWERS

17 SECTION 1.10.

18 Incorporation.

19 This city and the inhabitants thereof, are incorporated by the enactment of this charter and
20 are hereby constituted and declared a body politic and corporate under the name and style
21 "City of Greenhaven", and by that name shall have perpetual succession.

SECTION 1.11.

Corporate boundaries.

(a) The corporate boundaries of this city shall be as described and set forth in Appendix A attached hereto and said Appendix A is incorporated into and made a part of this charter. Any part of the territory described in Appendix A that has been annexed into another municipality before July 1, 2019, shall nevertheless not be included in any of the districts described in Appendix A.

(b) The city council may provide for changes in Appendix A by ordinance to reflect lawful changes in the corporate boundaries. The city clerk shall maintain a current map and written legal description of the corporate boundaries of the city, and such map and description shall incorporate any changes which may hereafter be made in such corporate boundaries.

SECTION 1.12.

Municipal powers.

(a) This city shall have all powers possible for a city to have under the present or future constitution and laws of this state as fully and completely as though they were specifically enumerated in this charter. This city shall have all the powers of self-government not otherwise prohibited by this charter or by general law.

(b) The powers of this city shall be construed liberally in favor of the city. The specific mention or failure to mention particular powers shall not be construed as limiting in any way the powers of this city. These powers shall include, but not be limited to, the following:

(1) Animal Regulations. To regulate and license or to prohibit the keeping or running at-large of animals and fowl, and to provide for the impoundment of same if in violation of any ordinance or lawful order; to provide for the disposition by sale, gift, or humane destruction of animals and fowl when not redeemed as provided by ordinance; and to provide punishment for violation of ordinances enacted hereunder;

(2) Appropriations and Expenditures. To make appropriations for the support of the government of the city; to authorize the expenditure of money for any purposes authorized by this charter and for any purpose for which a municipality is authorized by the laws of the State of Georgia; and to provide for the payment of expenses of the city;

(3) Building Regulation. To regulate and to license the erection and construction of buildings and all other structures; to adopt building, housing, plumbing, fire safety, electrical, gas, and heating and air conditioning codes; and to regulate all housing, and building trades;

- 55 (4) Business Regulation and Taxation. To levy and to provide for the collection of
56 regulatory fees and taxes on privileges, occupations, trades, and professions as authorized
57 by Title 48 of the O.C.G.A., or other such applicable laws as are or may hereafter be
58 enacted; to permit and regulate the same; to provide for the manner and method of
59 payment of such regulatory fees and taxes; and to revoke such permits after due process
60 for failure to pay any city taxes or fees;
- 61 (5) Condemnation. To condemn property, inside or outside the corporate limits of the
62 city, for present or future use and for any corporate purpose deemed necessary by the
63 governing authority, utilizing procedures enumerated in Title 22 of the O.C.G.A., or such
64 other applicable laws as are or may hereafter be enacted;
- 65 (6) Contracts. To enter into contracts and agreements with other governmental entities
66 and with private persons, firms, and corporations;
- 67 (7) Emergencies. To establish procedures for determining and proclaiming that an
68 emergency situation exists within or without the city, and to make and carry out all
69 reasonable provisions deemed necessary to deal with or meet such an emergency for the
70 protection, safety, health, or well-being of the citizens of the city;
- 71 (8) Environmental Protection. To protect and preserve the natural resources,
72 environment, and vital areas of the city, the region, and the state through the preservation
73 and improvement of air quality, the restoration and maintenance of water resources, the
74 control of erosion and sedimentation, the management of stormwater and establishment
75 of a stormwater utility, the management of solid and hazardous waste, and other
76 necessary actions for the protection of the environment;
- 77 (9) Fire Regulations. To fix and establish fire limits and from time to time to extend,
78 enlarge, or restrict the same; to prescribe fire safety regulations not inconsistent with
79 general law, relating to both fire prevention and detection and to fire fighting; and to
80 prescribe penalties and punishment for violations thereof;
- 81 (10) Garbage Fees. To levy, fix, assess, and collect a garbage, refuse and trash collection
82 and disposal, and other sanitary service charge, tax, or fee for such services as may be
83 necessary in the operation of the city from all individuals, firms, and corporations
84 residing in or doing business therein benefiting from such services; to enforce the
85 payment of such charges, taxes, or fees; and to provide for the manner and method of
86 collecting such service charges;
- 87 (11) General Health, Safety, and Welfare. To define, regulate, and prohibit any act,
88 practice, conduct, or use of property which is detrimental to the health, sanitation,
89 cleanliness, welfare, and safety of the inhabitants of the city, and to provide for the
90 enforcement of such standards;

- 91 (12) Gifts. To accept or refuse gifts, donations, bequests, or grants from any source for
92 any purpose related to powers and duties of the city and the general welfare of its
93 citizens, on such terms and conditions as the donor or grantor may impose;
- 94 (13) Health and Sanitation. To prescribe standards of health and sanitation and to
95 provide for the enforcement of such standards;
- 96 (14) Homestead Exemption. To establish and maintain procedures for offering
97 homestead exemptions to residents of the city and maintaining current homestead
98 exemptions of residents of the city as authorized by Act of the General Assembly;
- 99 (15) Jail Sentences. To provide that persons given jail sentences in the city's court may
100 work out such sentences in any public works or on the streets, roads, drains, and other
101 public property in the city, to provide for commitment of such persons to any jail, to
102 provide for the use of pretrial diversion and any alternative sentencing allowed by law,
103 or to provide for commitment of such persons to any county work camp or county jail by
104 agreement with the appropriate county officials;
- 105 (16) Motor Vehicles. To regulate the operation of motor vehicles and exercise control
106 over all traffic, including parking upon or across the streets, roads, alleys, and walkways
107 of the city;
- 108 (17) Municipal Agencies and Delegation of Power. To create, alter, or abolish
109 departments, boards, offices, commissions, and agencies of the city, and to confer upon
110 such agencies the necessary and appropriate authority for carrying out all the powers
111 conferred upon or delegated to the same;
- 112 (18) Municipal Courts. To create a municipal court with a judge or judge and associate
113 judges as may be necessary and to authorize the creation of a municipal court clerk's
114 office or make said clerk's duties a part of the duties of the city clerk as designated by the
115 city council;
- 116 (19) Municipal Debts. To appropriate and borrow money for the payment of debts of the
117 city and to issue bonds for the purpose of raising revenue to carry out any project,
118 program, or venture authorized by this charter or the laws of the State of Georgia;
- 119 (20) Municipal Property Ownership. To acquire, dispose of, lease, and hold in trust or
120 otherwise, any real, personal, or mixed property, in fee simple or lesser interest, inside
121 or outside the property limits of the city;
- 122 (21) Municipal Property Protection. To provide for the preservation and protection of
123 property and equipment of the city, and the administration and use of same by the public;
124 and to prescribe penalties and punishment for violations thereof;
- 125 (22) Municipal Utilities. To acquire, lease, construct, operate, maintain, sell, and dispose
126 of public utilities, including, but not limited to, a system of waterworks, sewers and
127 drains, sewage disposal, stormwater management, gas works, electric light plants, cable

128 television and other telecommunications, transportation facilities, public airports, and any
129 other public utility; and to fix the taxes, charges, rates, fares, fees, assessments,
130 regulations, and penalties, and to provide for the withdrawal of service for refusal or
131 failure to pay the same;

132 (23) Nuisance. To define a nuisance and provide for its abatement whether on public or
133 private property;

134 (24) Penalties. To provide penalties for violation of any ordinances adopted pursuant to
135 the authority of this charter and the laws of the State of Georgia;

136 (25) Planning and Zoning. To provide comprehensive city planning for development by
137 zoning; to provide technical assistance to CAPU's and CAR's to assist them in making
138 recommendations; and to provide subdivision regulation and the like as the city council
139 deems necessary and reasonable to ensure a safe, healthy, and aesthetically pleasing
140 community;

141 (26) Police and Fire Protection. To exercise the power of arrest through duly appointed
142 police officers, and to establish, operate, or contract for a police and a firefighting
143 agency;

144 (27) Public Hazards: Removal. To provide for the destruction and removal of any
145 building or other structure which is or may become dangerous or detrimental to the
146 public;

147 (28) Public Improvements. To provide for the acquisition, construction, building,
148 operation, and maintenance of public ways, parks and playgrounds, recreational facilities,
149 cemeteries, markets and market houses, public buildings, libraries, public housing,
150 airports, hospitals, terminals, docks, parking facilities, or charitable, cultural, educational,
151 recreational, conservation, sport, curative, corrective, detentional, penal, and medical
152 institutions, agencies, and facilities; and to provide any other public improvements, inside
153 or outside the corporate limits of the city; to regulate the use of public improvements; and
154 for such purposes, property may be acquired by condemnation under Title 22 of the
155 O.C.G.A., or such other applicable laws as are or may hereafter be enacted;

156 (29) Public Peace. To provide for the prevention and punishment of loitering, disorderly
157 conduct, drunkenness, riots, and public disturbances;

158 (30) Public Transportation. To organize and operate such public transportation systems
159 as are deemed beneficial;

160 (31) Public Utilities and Services. To grant franchises or make contracts for, or impose
161 taxes on public utilities and public service companies; and to prescribe the rates, fares,
162 regulations, and standards and conditions of service applicable to the service to be
163 provided by the franchise grantee or contractor, insofar as not in conflict with valid
164 regulations of the Public Service Commission;

- 165 (32) Regulation of Roadside Areas. To prohibit or regulate and control the erection,
166 removal, and maintenance of signs, billboards, trees, shrubs, fences, buildings, and any
167 and all other structures or obstructions upon or adjacent to the rights-of-way of streets and
168 roads or within view thereof, within or abutting the corporate limits of the city; and to
169 prescribe penalties and punishment for violation of such ordinances;
- 170 (33) Retirement. To provide and maintain a retirement plan and other employee benefit
171 plans and programs for officers and employees of the city;
- 172 (34) Roadways. To lay out, open, extend, widen, narrow, establish, or change the grade
173 of, abandon or close, construct, pave, curb, gutter, adorn with shade trees, or otherwise
174 improve, maintain, repair, clean, prevent erosion of, and light the roads, alleys, and
175 walkways within the corporate limits of the city; and to grant franchises and
176 rights-of-way throughout the streets and roads, and over the bridges and viaducts for the
177 use of public utilities; and to require real estate owners to repair and maintain in a safe
178 condition the sidewalks adjoining their lots or lands, and to impose penalties for failure
179 to do so;
- 180 (35) Sewer Fees. To levy a fee, charge, or sewer tax as necessary to assure the acquiring,
181 constructing, equipping, operating, maintaining, and extending of a sewage disposal plant
182 and sewerage system, and to levy on those to whom sewers and sewerage systems are
183 made available a sewer service fee, charge, or sewer tax for the availability or use of the
184 sewers; to provide for the manner and method of collecting such service charges and for
185 enforcing payment of the same; and to charge, impose, and collect a sewer connection fee
186 or fees to those connected with the system;
- 187 (36) Solid Waste Disposal. To provide for the collection and disposal of garbage,
188 rubbish, and refuse, and to regulate the collection and disposal of garbage, rubbish, and
189 refuse by others; and to provide for the separate collection of glass, tin, aluminum,
190 cardboard, paper, and other recyclable materials, and to provide for the sale of such
191 items;
- 192 (37) Special Areas of Public Regulation. To regulate or prohibit junk dealers, the
193 manufacture and sale of intoxicating liquors; to regulate the transportation, storage, and
194 use of combustible, explosive, and inflammable materials, the use of lighting and heating
195 equipment, and any other business or situation which may be dangerous to persons or
196 property; to regulate and control the conduct of peddlers and itinerant traders, theatrical
197 performances, exhibitions, and shows of any kind, by taxation or otherwise; to license
198 and tax professional fortunetelling, palmistry, and massage parlors; and to restrict adult
199 bookstores to certain areas;
- 200 (38) Special Assessments. To levy and provide for the collection of special assessments
201 to cover the costs for any public improvements;

202 (39) Taxes: Ad Valorem. To levy and provide for the assessment, valuation, revaluation,
203 and collection of taxes on all property subject to taxation.

204 (40) Taxes: Other. To levy and collect such other taxes as may be allowed now or in the
205 future by law;

206 (41) Taxicabs. To regulate and license vehicles operated for hire in the city; to limit the
207 number of such vehicles; to require the operators thereof to be licensed; to require public
208 liability insurance on such vehicles in the amounts to be prescribed by ordinance; and to
209 regulate the parking of such vehicles;

210 (42) Tourism, conventions, and trade shows. To provide for the structure, operation, and
211 management of the Greenhaven Convention and Visitors Bureau created pursuant to
212 Section 1.14 of this charter and to authorize the City of Greenhaven to contract with
213 private sector nonprofit organizations or other governmental agencies to promote tourism,
214 conventions, and trade shows;

215 (43) Urban Redevelopment. To organize and operate an urban redevelopment program;

216 (44) Other Powers. To exercise and enjoy all other powers, functions, rights, privileges,
217 and immunities necessary or desirable to promote or protect the safety, health, peace,
218 security, good order, comfort, convenience, or general welfare of the city and its
219 inhabitants; and to exercise all implied powers necessary or desirable to carry into
220 execution all powers granted in this charter as fully and completely as if such powers
221 were fully stated herein; and to exercise all powers now or in the future authorized to be
222 exercised by other municipal governments under other laws of the State of Georgia; and
223 no listing of particular powers in this charter shall be held to be exclusive of others, nor
224 restrictive of general words and phrases granting powers, but shall be held to be in
225 addition to such powers unless expressly prohibited to municipalities under the
226 Constitution or applicable laws of the State of Georgia.

227 **SECTION 1.13.**

228 Exercise of powers.

229 All powers, functions, rights, privileges, and immunities of the city, its officers, agencies, or
230 employees shall be carried into execution as provided by this charter. If this charter makes
231 no provision, such shall be carried into execution as provided by ordinance or as provided
232 by pertinent laws of the State of Georgia.

233 **SECTION 1.14.**

234 Tourism, conventions, and trade shows.

235 The Greenhaven Convention and Visitors Bureau is hereby authorized to be created by an
 236 ordinance of the city council. When created, the bureau shall consist of a board of seven
 237 members appointed by the city council. The bureau shall report to the chief operating officer
 238 on a regular basis and shall send an annual report to the mayor and the city council in January
 239 of each year.

240 **ARTICLE II**
 241 **LEGISLATIVE BRANCH**

242 **SECTION 2.10.**

243 City council creation; number; election.

244 (a) The legislative authority of the government of the City of Greenhaven, except as
 245 otherwise specifically provided in this charter, shall be vested in a city council to be
 246 composed of seven councilmembers. The councilmembers shall be elected in the manner
 247 provided by general law and this charter.

248 (b) For the purpose of electing the seven councilmembers, there shall be six council districts,
 249 designated Council Districts 1 through 6, as described in Appendix B of this charter. The
 250 council districts shall be aligned with the community area planning units (CAPU's)
 251 established by this charter. Each person desiring to offer as a candidate for councilmember
 252 shall designate the council district for which he or she is offering.

253 (c) The six council districts shall correspond to the following community area planning
 254 units:

255 District 1: CAPU North

256 District 2: CAPU East

257 District 3: CAPU North Central

258 District 4: CAPU South Central

259 District 5: CAPU West

260 District 6: CAPU South

261 (d) One councilperson shall be elected from each of the six council districts and shall hold
 262 Council Posts 1, 2, 3, 4, 5 and 6, respectively. Each person desiring to offer as a candidate
 263 for councilmember for such posts shall designate the council district for which he or she is
 264 offering. Councilmembers for such posts shall be elected by a majority vote of the qualified
 265 electors of the respective council districts voting at the elections of the city. In the event that
 266 no candidate for a council post obtains a majority vote of the qualified electors of the council

267 district for the election, then a run-off election shall be held. The candidates receiving the
268 two highest numbers of votes in the election for such council post will be included in the
269 run-off election. The person receiving the highest number of votes of the qualified electors
270 of the council district voting at such run-off election shall be elected.

271 (e) The president of the council shall be elected from the city at large and shall represent
272 Council Post 7. Candidates offering for election to Council Post 7 shall be elected citywide.
273 The councilmember from Council Post 7 shall be elected by a majority vote of the qualified
274 electors of the City of Greenhaven voting at the elections of the city. In the event that no
275 candidate obtains a majority vote of the qualified electors of the city voting in the election,
276 then a run-off election shall be held. The candidates receiving the two highest numbers of
277 votes in the election for such council post shall be included in the run-off election. The
278 person receiving the highest number of votes of the qualified electors of the city voting at
279 such run-off election shall be elected.

280 (f) With the exception of the initial terms set forth in this section, councilmembers shall be
281 elected to terms of four years and until their successors are elected and qualified.
282 Councilmembers shall be elected on a staggered basis in alternate election cycles such that
283 every two years three or four councilmembers are up for election. In order to assure
284 staggered elections of the councilmembers, in the first election of the city council, the terms
285 for the candidates elected for Council Posts 1, 3, 5, and 7 shall expire upon the administration
286 of the oath of office to their successors elected in the regular elections held in
287 November, 2021. The terms for the candidates elected for Council Posts 2, 4, and 6 along
288 with the mayor shall expire upon the administration of the oath of office to their successors
289 elected in the regular elections held in November, 2023. Thereafter, a successor to each
290 councilmember shall be elected at the November election immediately preceding the end of
291 such councilmember's term of office and the term of each councilmember shall expire upon
292 the administration of the oath of office to his or her successor.

293 (g) Political parties shall not conduct primaries for any city offices and all names of
294 candidates for city offices shall be listed without party designations.

295 (h)(1) Except for minor traffic violations, candidates for any office in the City of
296 Greenhaven shall disclose any prior criminal history.

297 (2) Except as otherwise provided by this charter, the city council shall, by ordinance,
298 prescribe such rules and regulations it deems appropriate to fulfill any options and duties
299 under Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code."

300 (i)(1) The mayor, councilmembers, or other appointed officers provided for in this
301 charter shall be removed from office for any one or more of the causes provided in
302 Title 45 of the O.C.G.A., or such other applicable laws as are or may hereafter be
303 enacted.

304 (2) Removal of an officer pursuant to subsection (a) of this section shall be accomplished
305 by one of the following methods:

306 (A) Following a hearing, which can be requested by a resident of the city, at which an
307 impartial panel shall render a decision. In the event an elected officer is sought to be
308 removed by the action of the city council, such officer shall be entitled to a written
309 notice specifying the ground or grounds for removal and to a public hearing which shall
310 be held not less than ten days and not more than 30 days after the service of such
311 written notice. The city council shall provide by ordinance for the manner in which
312 such hearings shall be held.

313 (B) The city council may adopt a final resolution of removal, which may be made
314 effective immediately, by affirmative vote of four of its members at any time after five
315 days from the date when a copy of preliminary resolution was delivered to the chief
316 operating officer, if he or she has not requested a public hearing, or at any time after the
317 public hearing if he or she has requested one.

318 (C) The chief operating officer shall continue to receive his or her salary until the
319 effective date of a final resolution of his or her removal. The action of the city council
320 in suspending or removing the chief operating officer shall not be subject to review by
321 any court or agency.

322 **SECTION 2.11.**

323 City council terms.

324 The members of the city council shall serve for terms of four years and until their respective
325 successors are elected and qualified. Any councilmember who has been elected for two
326 consecutive four-year terms under the provisions of this charter shall not be eligible to be
327 elected for the succeeding term except for the initial electees of Council Posts 1, 3, 5, and 7
328 who shall be eligible to serve for three consecutive terms but shall not be elected for the
329 succeeding term.

330 **SECTION 2.12.**

331 Qualifications for office.

332 (a) To be eligible to qualify for election as a councilmember, a person:

333 (1) Shall be at least 18 years of age;

334 (2) Shall be a resident of the city and of the council district from which he or she seeks
335 to qualify for at least one year immediately preceding the date of his or her election; and

336 (3) Shall be a registered voter of the city.

337 (b) To hold office as a councilmember, a person:

338 (1) Shall continue to possess the qualifications prescribed in subsection (a) of this
339 section;

340 (2) Shall continue to reside in the same council district from which elected; and

341 (3) Shall not hold any other elected public office.

342 (c) Whenever the terms "reside," "residence," or "residency" appear in this section, the same
343 shall be interpreted to mean domicile.

344 (d) No person who was a member of the General Assembly at the time of the enactment of
345 this charter shall be eligible for election or to serve as mayor or councilmember of the City
346 of Greenhaven during the first ten years of the city's existence.

347 **SECTION 2.13.**

348 Vacancy; filling of vacancies.

349 (a) The office of councilmember, president of the council, and mayor shall become vacant
350 upon the incumbent's death, resignation, forfeiture of office, declaration of intent to run for
351 another office, ceasing to be a resident, removal from office, assumption of or temporary or
352 permanent appointment to another office, disability rendering that person ineligible, or
353 occurrence of any event specified by the Constitution of the State of Georgia, Title 45 of the
354 O.C.G.A., or such other applicable laws as are or may hereafter be enacted.

355 (b) In the event the office of mayor, president of the council, or councilmember shall
356 become vacant by reason of death, resignation, or any other cause, the council shall,
357 within 30 days after the occurrence of such vacancy, call a special election to fill the balance
358 of the unexpired term of such office by giving notice thereof in one or more newspapers of
359 general circulation within the city, except:

360 (1) If a regular election for the office of mayor is to be held within 12 months after the
361 date that a vacancy in the office of mayor occurs, the president of the council shall
362 assume and discharge the powers and duties of the office of mayor for the duration of the
363 mayor's unexpired term. If a regular election for the office of the president of the council
364 is to be held within 12 months after the date that a vacancy occurs in the office of the
365 president of the council, the remaining council members shall select one of the existing
366 councilmembers to temporarily assume the position of president of the council.

367 (2) If a regular election for the office of councilmember, other than the president of the
368 council, is to be held within 12 months after the date that a vacancy occurs in the office
369 of councilmember, the remaining members of the council shall by majority vote appoint
370 a qualified person from the district to fill the vacancy. The members of the council shall
371 appoint such person within 30 days of the date the vacancy occurs.

372 (3) If the office of mayor or council president is expected to be temporarily vacant (the
 373 incumbent will return within six months or less), then the processes outlined in this
 374 subsection shall be considered temporary appointments and the appointed people shall
 375 resume their previous position upon a return to office of the original elected official.

376 (c) If any elected officer of the city qualifies for another municipal, county, state, or federal
 377 elected office, his or her resignation shall be governed by Article II, Section II, Paragraph V,
 378 of the Constitution of the State of Georgia.

379 (d) This section shall also apply to a temporary vacancy created by the suspension from
 380 office of the mayor or any councilmember.

381 **SECTION 2.14.**

382 Compensation and expenses.

383 The annual salary of the councilmember shall be \$12,000.00. The annual salary of the
 384 president of the council shall be \$16,000.00. The annual salary of the mayor shall be
 385 \$16,000.00. Such salary shall be paid from municipal funds in bi-monthly installments. City
 386 councilmembers are accountable and responsible for diligently and actively representing their
 387 constituency in the fulfillment of the strategic plan. The city council may provide by
 388 ordinance for the provision of insurance, retirement, workers' compensation, and other
 389 employee benefits to the members of city council and may provide by ordinance for the
 390 reimbursement of expenses actually and necessarily incurred by the members of city council
 391 in carrying out their official duties.

392 **SECTION 2.15.**

393 President of the council.

394 (a) The president of the council shall be elected from the city at-large for a term of four
 395 years commencing on the first Monday in January after each regular municipal election as
 396 provided in this charter and shall serve until his or her successor takes office.

397 (b)(1) To qualify for election as president of the council, a person:

398 (A) Shall be at least 18 years of age;

399 (B) Shall be a resident of the city for at least one year immediately preceding the date
 400 of his or her election;

401 (C) Shall be a qualified elector of the city; and

402 (D) Shall not be an employee of the city.

403 (2) To hold office as president of the council, a person:

- 404 (A) Shall continue to possess the qualifications prescribed in subsection (a) of this
 405 section; and
- 406 (B) Shall not hold any elected public office.
- 407 (c) The president of the council:
- 408 (1) Shall preside at meetings of the council;
- 409 (2) Shall vote only in the case of a tie vote of the city council;
- 410 (3) Shall appoint the members and chairpersons of such committees as may be
 411 established by the city council pursuant to its rules, and fill vacancies therein, provided
 412 any such appointments shall be subject to rejection by a majority vote of the total
 413 membership of the city council; and the president of the council shall not be a member
 414 of any such committees;
- 415 (4) Shall exercise all powers and discharge all duties of the mayor in the case of a
 416 vacancy in the office of mayor or during the disability of the mayor;
- 417 (5) Shall be authorized to compel the attendance of councilmembers by subpoena,
 418 subject to the rules of the city council;
- 419 (6) Shall have such further powers and perform such other duties consistent with law as
 420 may be provided by ordinance or resolution of the city council; and
- 421 (7) May speak to any pending matter before the city council but shall not introduce
 422 ordinances or resolutions.
- 423 (d) If the president of the council exercises the powers and discharges the duties of the
 424 mayor as provided in subsection (c) of this section, he or she shall not exercise any of the
 425 powers and duties enumerated in this section.

426 **SECTION 2.16.**

427 Conflicts of interest; holding other offices.

- 428 (a) Elected and appointed officers of the city are trustees and servants of the residents of the
 429 city and shall act in a fiduciary capacity for the benefit of such residents.
- 430 (b) No elected official, appointed officer, or employee of the city or any agency or political
 431 entity to which this charter applies shall knowingly:
- 432 (1) Engage in any business or transaction, or have a financial or other personal interest,
 433 direct or indirect, which is incompatible with the proper discharge of that person's official
 434 duties or which would tend to impair the independence of the official's judgment or action
 435 in the performance of those official duties;
- 436 (2) Engage in or accept private employment, or render services for private interests when
 437 such employment or service is incompatible with the proper discharge of that person's

- 438 official duties or would tend to impair the independence of the official's judgment or
439 action in the performance of those official duties;
- 440 (3) Disclose confidential information, including information obtained at meetings which
441 are closed pursuant to Chapter 14 of Title 50 of the O.C.G.A., concerning the property,
442 government, or affairs of the governmental body by which the official is engaged without
443 proper legal authorization; or use such information to advance the financial or other
444 private interest of the official or others;
- 445 (4) Accept any valuable gift, whether in the form of service, loan, thing, or promise,
446 from any person, firm, or corporation which to the official's knowledge is interested,
447 directly or indirectly, in any manner whatsoever, in business dealings with the
448 governmental body by which the official is engaged; provided, however, that an elected
449 official who is a candidate for public office may accept campaign contributions and
450 services in connection with any such campaign;
- 451 (5) Represent other private interests in any action or proceeding against this city or any
452 portion of its government; or
- 453 (6) Vote or otherwise participate in the negotiation or in the making of any contract with
454 any business or entity in which the official has a financial interest.
- 455 (c) Any elected official, appointed officer, or employee who shall have any financial
456 interest, directly or indirectly, in any contract or matter pending before or within any
457 department of the city shall disclose such interest to the city council. The mayor or any
458 councilmember who has a financial interest in any matter pending before the city council
459 shall disclose such interest and such disclosure shall be entered on the records of the city
460 council, and that official shall disqualify himself or herself from participating in any decision
461 or vote relating thereto. Any elected official, appointed officer, or employee of any agency
462 or political entity to which this charter applies who shall have any financial interest, directly
463 or indirectly, in any contract or matter pending before or within such entity shall disclose
464 such interest to the governing body of such agency or entity.
- 465 (d) After investigation and due process proceedings, upon determination of breach of
466 conflict of interest, the councilmember shall be subject to suspension and a fine or
467 termination, both to be determined by the ethics board. Upon a second breach of conflict of
468 interest, the councilmember's term of office shall be terminated.
- 469 (e) No elected official, appointed officer, or employee of the city or any agency or entity to
470 which this charter applies shall use property owned by such governmental entity for personal
471 benefit or profit but shall use such property only in their capacity as an officer or employee
472 of the city.

473 (f) Any violation of this section which occurs with the knowledge, express or implied, of a
 474 party to a contract or sale shall render said contract or sale voidable at the option of the city
 475 council and any expenses incurred with a voidable contract shall be reimbursable to the city.

476 (g) Except where authorized by law, neither the mayor nor any councilmember shall hold
 477 any other elective or appointive office in the city or otherwise be employed by such
 478 government or any agency thereof during the term for which that official was elected. No
 479 former mayor and no former councilmember shall hold any appointive office in the city until
 480 one year after the expiration of the term for which that official was elected.

481 (h) No appointive officer of the city shall continue in such employment upon qualifying as
 482 a candidate for nomination or election to any public office. No employee of the city shall
 483 continue in such employment upon qualifying for or election to any public office in this city
 484 or any other public office which is inconsistent, incompatible, or in conflict with the duties
 485 of the city employee. Such determination shall be made by the ethics board either
 486 immediately upon election or at any time such conflict may arise.

487 (i)(1) Any city officer or employee who knowingly conceals such financial interest or
 488 knowingly violates any of the requirements of this section shall be guilty of malfeasance
 489 in office or position and shall be deemed to have forfeited that person's office or position.

490 (2) Any officer or employee of the city who shall forfeit an office or position as
 491 described in paragraph (1) of this subsection shall be ineligible for appointment or
 492 election to or employment in a position in the city government for a period of three years
 493 thereafter.

494 **SECTION 2.17.**

495 Inquiries and investigations.

496 The city council, under the guidance of the city attorney's office, may make inquiries and
 497 investigations into the affairs of the city and conduct of any department, office, or agency
 498 thereof and for this purpose may subpoena witnesses, administer oaths, take testimony, and
 499 require the production of evidence. Any person who fails or refuses to obey a lawful order
 500 issued in the exercise of these powers by the city council shall be punished as may be
 501 provided by ordinance.

502 **SECTION 2.18.**

503 General power and authority of the city council.

504 (a) Except as otherwise provided by law or this charter, the city council shall be vested with
 505 all the powers of government of this city.

506 (b) In addition to all other powers conferred upon it by law, the council shall have the
 507 authority to adopt and provide for the execution of such ordinances, resolutions, rules, and
 508 regulations, not inconsistent with this charter and the Constitution and the laws of the State
 509 of Georgia, which it shall deem necessary, expedient, or helpful for the peace, good order,
 510 protection of life and property, health, welfare, sanitation, comfort, convenience, prosperity,
 511 or well-being of the inhabitants of the City of Greenhaven and may enforce such ordinances
 512 by imposing penalties for violation thereof.

513 **SECTION 2.19.**

514 Eminent domain.

515 The city council is hereby empowered to acquire, construct, operate, and maintain public
 516 ways, parks, public grounds, cemeteries, markets, market houses, public buildings, libraries,
 517 sewers, drains, sewage treatment, waterworks, electrical systems, gas systems, airports,
 518 hospitals, and charitable, educational, recreational, sport, curative, corrective, detentional,
 519 penal, and medical institutions, agencies, and facilities, and any other public improvements
 520 inside or outside the city, and to regulate the use thereof, and for such purposes, property
 521 may be condemned under procedures established under general law applicable now or as
 522 provided in the future.

523 **SECTION 2.20.**

524 Organizational meeting.

525 (a) The city council shall meet for organization in the council chamber, or any other
 526 designated public place, on the first Monday in January following each regular election, or,
 527 if such Monday is a legal holiday, then on the next following day not a legal holiday.

528 (b) At such organizational meeting, the mayor and councilmembers shall take and subscribe
 529 before a judge of the superior court, or any official authorized to administer oaths, the
 530 following oath of office:

531 "I do solemnly swear that I will faithfully perform the duties of councilmember (or mayor
 532 or president of the council) of the City of Greenhaven, Georgia, and that I will support and
 533 defend the charter thereof as well as the Constitution and laws of the State of Georgia and
 534 of the United States of America. I am not the holder of any unaccounted for public money
 535 due this state or any political subdivision or authority thereof. I am not the holder of any
 536 office of trust under the government of the United States, any other state, or any foreign
 537 state which I by the laws of the State of Georgia am prohibited from holding. I am
 538 otherwise qualified to hold said office according to the Constitution and laws of Georgia.

539 I have been a resident [of my district and] the City of Greenhaven for the time required by
540 the Constitution and laws of this state and by the municipal charter. I will perform the
541 duties of my office in the best interest of the City of Greenhaven to the best of my ability
542 without fear, favor, affection, reward, or expectation thereof."

543 (c)(1) The mayor and councilmembers shall, following each regular municipal general
544 election or such election held in place thereof, attend a mandatory training session that
545 shall include, but not be limited to, matters of campaign and financial disclosure
546 requirements, standards of conduct, ethics code, and the legislative process. The city
547 clerk shall hold, or cause to be held, a training session for all current and newly elected
548 City of Greenhaven officials on two separate dates, but no later than July 1 of the year
549 following each municipal general election or no later than 60 days following any election
550 held in lieu thereof, and no later than 60 days following a special election held to fill a
551 vacancy in office. Persons required to attend shall be present at the entirety of a session,
552 or at a combination of the offered sessions whereby all training modules designated for
553 the particular office held are covered. Attendance shall be mandatory. Each official shall
554 be required to sign an affidavit stating that he or she has completed training, with such
555 affidavit to be certified by the city clerk or the city clerk's designee.

556 (2) Any official required to attend who has not completed the mandatory training by the
557 end of the second available training session, shall be deemed non-compliant and shall be
558 immediately fined \$50.00. An additional \$100.00 fine shall continuously be assessed
559 each noncompliant official every 30 days after the date of non-compliance in which an
560 official has not paid the assessed fine or received a waiver and completed a makeup
561 training session as outlined in paragraphs (6) and (7) of this subsection.

562 (3) All payments of fines shall be paid to the City of Greenhaven and shall be submitted
563 to the city clerk or the city clerk's designee who shall then record that the fine has been
564 received and forward each payment to the chief financial officer.

565 (4) Immediately following the second offered training session, and if necessary upon the
566 assessment of further fines, the city clerk shall notify, by certified mail, each official who
567 has not completed mandatory training that he or she is in non-compliance of the law and
568 of the penalty thereby imposed. The city clerk shall simultaneously notify the chief
569 financial officer of the city and the president of the council of any official's
570 non-compliance. However, failure of receipt of such notification does not relieve the
571 official of the obligation to attend the mandatory training and to pay the assessed fine.

572 (5) Any noncompliant official may submit a written appeal to the president of the council
573 requesting a waiver of the assessed fine. Supporting evidence of the reason or reasons
574 for his or her non-compliance shall be presented in the appeal. If due cause is shown, the
575 city council may adopt a resolution, by majority vote, to waive the fine.

576 (6) In all such cases, whether the assessed fine is paid or waived, any non-compliant
 577 official shall be required to attend a make-up training session scheduled by appointment
 578 with the city clerk. Such session may be provided through a videotaped session but shall
 579 cover in its entirety all required training modules. The non-compliant official's signed
 580 affidavit of completion of training and the city clerk's or the city clerk's designee's
 581 certification of same shall be required to avoid further assessments of fines. There shall
 582 be no waiver of training attendance granted under any circumstances.

583 (7) The city clerk shall develop, or cause to be developed, a manual detailing all of the
 584 provisions of this subsection.

585 **SECTION 2.21.**

586 Special meetings.

587 (a) Special meetings of the city council may be held on call of the mayor or the president of
 588 the council or upon the written demand of at least four members of the city council. Notice
 589 of such special meetings shall be served on all other members personally, or by telephone
 590 personally, at least 48 hours in advance of the meeting. Such notice to councilmembers shall
 591 not be required if the mayor and all councilmembers are present when the special meeting
 592 is called. Such notice of any special meeting may be waived by a councilmember in writing
 593 before or after such a meeting, and attendance at the meeting shall also constitute a waiver
 594 of notice on any business transacted in such councilmember's presence. Only the business
 595 stated in the call may be transacted at the special meeting. Alternative modes of participation
 596 which can be duly recorded such as conference calls, video conferencing, or other accepted
 597 forms of communication shall be permitted.

598 (b) All meetings of the city council shall be public to the extent required by law and notice
 599 to the public of special meetings shall be made fully as is reasonably possible as provided by
 600 Section 50-14-1 of the O.C.G.A., or other such applicable laws as are or may hereafter be
 601 enacted.

602 **SECTION 2.22.**

603 Rules of procedure.

604 (a) The city council shall adopt its rules of procedure and order of business consistent with
 605 the provisions of this charter and shall provide for keeping a journal of its proceedings, which
 606 shall be a public record.

607 (b) All committees and committee chairpersons and officers of the city council shall be
 608 appointed by the president of the council and shall serve at the pleasure of the city council.

609 The president of the council shall have the power to appoint new members to any committee
610 at any time.

611 **SECTION 2.23.**

612 Quorum: voting.

613 (a) A majority of the city council excluding the president of the council shall constitute a
614 quorum but a smaller number may adjourn from time to time and may compel the attendance
615 of absent members. The city council may by ordinance provide methods to compel the
616 attendance of its members and to punish for the violation thereof.

617 (b) The affirmative vote of a majority of the councilmembers shall be required for the
618 transaction of business and the passage of ordinances and resolutions, except as otherwise
619 provided by law. Where no quorum can be assembled except by the filling of vacancies, the
620 members may transact business by a majority vote of members present to the extent
621 necessary to fill such vacancies in the membership of the city council as provided by this
622 charter and by law.

623 (c) Voting on the adoption of ordinances shall be recorded in the journal, but any member
624 of the city council shall have the right to request a roll call vote and such vote shall be
625 recorded in the journal. Except as otherwise provided in this charter, the affirmative vote of
626 four councilmembers shall be required for the adoption of any ordinance, resolution, or
627 motion. If an affirmative vote of four councilmembers is not obtained, the proposed
628 ordinance, resolution, or motion is considered closed until and unless it is introduced again.

629 (d) No member of the city council shall abstain from voting on any matter properly brought
630 before the city council for official action except when such councilmember has a conflict of
631 interest which is disclosed in writing prior to or at the meeting and made a part of the
632 minutes. Any member of the city council present and eligible to vote on a matter and
633 refusing to do so for any reason other than a properly disclosed and recorded conflict of
634 interest shall be deemed to have voted no.

635 **SECTION 2.24.**

636 Ordinance form; procedures.

637 (a) Every proposed ordinance shall be introduced in writing and in the form required for
638 final adoption. No ordinance shall contain a subject which is not expressed in its title. The
639 enacting clause shall be "It is hereby ordained by the governing authority of the City of
640 Greenhaven" and every ordinance shall so begin.

641 (b) An ordinance may be introduced by any councilmember and be read at a regular or
 642 special meeting of the city council. Ordinances shall be considered and adopted or rejected
 643 by the city council in accordance with the rules which it shall establish; provided, however,
 644 that an ordinance shall not be adopted on the same day it is introduced, except for emergency
 645 ordinances as provided in Section 2.26 of this charter. Upon introduction of any ordinance,
 646 the city clerk shall as soon as possible distribute a copy to the mayor and to each
 647 councilmember and shall file a reasonable number of copies in the office of the city clerk and
 648 at such other public places as the city council may designate.

649 **SECTION 2.25.**

650 Action requiring an ordinance.

651 Acts of the city council which have the force and effect of law shall be enacted by ordinance.

652 **SECTION 2.26.**

653 Emergencies.

654 (a) To meet a public emergency affecting life, health, property, or public peace, the city
 655 council may convene on call of the mayor, president of the council, or councilmembers and
 656 promptly adopt an emergency ordinance, but such ordinance may not levy taxes; grant,
 657 renew, or extend a franchise; regulate the rate charged by any public utility for its services;
 658 or authorize the borrowing of money except for loans to be repaid within 30 days. An
 659 emergency ordinance shall be introduced in the form prescribed for ordinances generally,
 660 except that it shall be plainly designated as an emergency ordinance and shall contain, after
 661 the enacting clause, a declaration stating that an emergency exists, and describing the
 662 emergency in clear and specific terms. An emergency ordinance may be adopted, with or
 663 without amendment, or rejected at the meeting at which it is introduced, but the affirmative
 664 vote of at least a majority of council members shall be required for adoption. It shall become
 665 effective upon adoption or at such later time as it may specify. Every emergency ordinance
 666 shall automatically stand repealed 30 days following the date upon which it was adopted, but
 667 this shall not prevent reenactment of the ordinance in the manner specified in this section if
 668 the emergency still exists. An emergency ordinance may also be repealed by adoption of a
 669 repealing ordinance in the same manner specified in this section for adoption of emergency
 670 ordinances.

671 (b) Such meetings shall be open to the public to the extent required by law and notice to the
 672 public of emergency meetings shall be made as fully as is reasonably possible in accordance

673 with Section 50-14-1 of the O.C.G.A., or such other applicable laws as are or may hereafter
674 be enacted.

675 **SECTION 2.27.**

676 Codes of technical regulations.

677 (a) The city council may adopt any standard code of technical regulations by reference
678 thereto in an adopting ordinance. The procedure and requirements governing such adopting
679 ordinance shall be as prescribed for ordinances generally except that: (1) the requirements
680 of Section 2.24 of this charter for distribution and filing of copies of the ordinance shall be
681 construed to include copies of any code of technical regulations, as well as the adopting
682 ordinance; and (2) a copy of each adopted code of technical regulations, as well as the
683 adopting ordinance, shall be authenticated and recorded by the clerk pursuant to Section 2.28
684 of this charter.

685 (b) Copies of any adopted code of technical regulations shall be made available by the clerk
686 for inspection by the public.

687 **SECTION 2.28.**

688 Signing; authenticating; recording; codification; printing.

689 (a) The city clerk shall authenticate by the city clerk's signature and record in full in a
690 properly indexed book kept for that purpose, all ordinances adopted by the city council.

691 (b) The city council shall provide for the preparation of a general codification of all the
692 ordinances of the city having the force and effect of law. The general codification shall be
693 adopted by the city council by ordinance and shall be published promptly, together with all
694 amendments thereto and such codes of technical regulations and other rules and regulations
695 as the city council may specify. This compilation shall be known and cited officially as "The
696 Code of City of Greenhaven, Georgia." Copies of the code shall be furnished to all officers,
697 departments, and agencies of the city, and made available for purchase by the public at a
698 reasonable price as fixed by the city council.

699 (c) The city council shall cause each ordinance and each amendment to this charter to be
700 printed promptly following its adoption, and the printed or digital ordinances and charter
701 amendments shall be made available for purchase by the public at reasonable prices to be
702 fixed by the city council. Following publication of the first code under this charter and at all
703 times thereafter, the ordinances and charter amendments shall be printed in substantially the
704 same style as the code currently in effect and shall be suitable in form for incorporation
705 therein. The city council shall make such further arrangements as deemed desirable with

706 reproduction and distribution of any current changes in or additions to codes of technical
707 regulations and other rules and regulations included in the code.

708 **ARTICLE III**
709 **EXECUTIVE BRANCH**
710 **SECTION 3.10.**
711 **Qualifications for office.**

- 712 (a) To qualify for election as mayor, a person shall be:
- 713 (1) At least 25 years of age;
- 714 (2) A resident of the city for at least one year immediately preceding the date of his or
715 her election; and
- 716 (3) A registered voter of the city.
- 717 (b) To hold office as mayor, a person shall:
- 718 (1) Continue to possess the qualifications prescribed in subsection (a) of this section;
- 719 (2) Continue to reside in the city; and
- 720 (3) Not hold any other elective public office.

721 **SECTION 3.11.**
722 **Mayor term limits.**

723 The mayor shall serve for a term of four years and until his or her successor is elected and
724 qualified. A mayor who has been elected for two consecutive, four-year terms under the
725 provisions of this charter shall not be eligible to be elected for the succeeding term.

726 **SECTION 3.12.**
727 **Powers and duties.**

- 728 (a) The mayor shall be the chief executive officer of the city and he or she shall have the
729 power and it shall be his or her duty to:
- 730 (1) Execute and enforce the provisions of this charter, the ordinances of this city, and all
731 other laws;
- 732 (2) Exercise supervision over all the administration of all departments of the city and
733 delegate all or part of such supervision to the chief operating officer;
- 734 (3) Prepare periodically, but not less than annually, and submit to the city council for
735 approval a comprehensive state of the city policy which shall consider the city's physical,
736 economic, and social aspects and state the goals and objectives of City of Greenhaven

737 and its citizens and the necessary recommendations, policies, plans, programs, and
738 priorities for attaining them;

739 (4) Submit the recommended annual budget, which is matched to the objectives outlined
740 in the comprehensive state of the city policy, to the appropriate committee of the city
741 council;

742 (5) Approve or veto proposed ordinances and resolutions as provided in this charter;

743 (6) Convene special meetings of the city council at his or her discretion in accordance
744 with this charter;

745 (7) At his or her discretion, conduct studies and make investigations and reports to the
746 city council concerning the operations of departments, offices, and agencies of the city
747 and require any department, board, commission, or agency under his or her jurisdiction
748 to submit written reports and information;

749 (8) Prescribe, require, publish, and implement standards of administrative, management,
750 and operating practices and procedures to be followed and adhered to by all offices,
751 departments, boards, commissions, authorities, and other agencies of the city subject to
752 his or her supervision and jurisdiction or delegate all or part of such responsibilities to the
753 chief operating officer;

754 (9) Advise the council as to the financial condition, future needs, and general welfare of
755 the city and make such recommendations to the council concerning the affairs of the city
756 as he or she deems desirable;

757 (10) When authorized by the city council, negotiate deeds, bonds, contracts, and other
758 instruments and documents on behalf of the city and execute same after final approval by
759 the city council;

760 (11) Represent the city in affairs of intergovernmental relations, promote and improve
761 the government of the city, encourage the growth of the city, and promote and develop
762 the prosperity and social well-being of its people;

763 (12) At his or her discretion, initiate such administrative reorganization within city
764 government as he or she may deem desirable;

765 (13) Perform such duties as may be required by law, and in his or her discretion perform
766 such other duties as may be authorized by law; and

767 (14) Purchase supplies, material, equipment, and personal property of every type and
768 description, and services of every type and description including for the rental, repair, or
769 maintenance of equipment, machinery, and other city-owned property; provided,
770 however, that the purchase amount does not exceed \$50,000.00 in aggregate to any one
771 vendor; it is in accordance with an approved budget, and such purchase conforms with
772 the provisions of this charter and any purchasing and procurement ordinances of the city,
773 and a duly enacted appropriation by the city council authorizes expenditures for such

774 purposes. Any award of contract not competitively procured in accordance with this
 775 charter, the approved budget, or ordinances of the city, or not awarded to the lowest
 776 bidder or offeror, or any contract that exceeds the aggregate amount of \$50,000.00 to any
 777 one vendor shall be approved by the city council prior to an award.

778 **SECTION 3.13.**

779 Delegation of powers and duties; prohibition.

780 In no event shall the mayor delegate to the chief operating officer or any other appointed
 781 officer or employee the power to approve or veto ordinances or resolutions; convene
 782 meetings of the council; serve as acting mayor; remove the city attorney, chief financial
 783 officer, or chief operating officer; or amend budgets.

784 **SECTION 3.14.**

785 Mayor's staff.

786 The mayor may hire such staff to aid in the discharge of the mayor's duties, including a chief
 787 of staff, as authorized by the city council through an approved budget. The chief of staff
 788 shall have such duties as assigned by the mayor but shall not be assigned any supervisory or
 789 management duties outside of the mayor's office or duties which are inconsistent with the
 790 provisions of this charter. Such persons shall serve at the pleasure of the mayor.

791 **SECTION 3.15.**

792 Submission of ordinances to the mayor; veto power.

793 (a) Every ordinance adopted by the city council shall be presented promptly by the city clerk
 794 to the mayor.

795 (b) The mayor, within ten calendar days of receipt of an ordinance, shall return it to the city
 796 clerk with mayor's approval or disapproval. If the ordinance has been approved by the
 797 mayor, it shall become law upon its return to the city clerk; if the ordinance is neither
 798 approved nor disapproved, it shall become law at twelve o'clock Noon on the tenth calendar
 799 day after its adoption; if the ordinance is disapproved, the mayor shall submit to the city
 800 council through the city clerk a written statement of reasons for the veto. The city clerk shall
 801 record upon the ordinance the date of its delivery to and receipt from the mayor.

802 (c) Ordinances vetoed by the mayor shall be presented by the city clerk to the city council
 803 at its next meeting. If the city council then or at its next meeting adopts the ordinance by an
 804 affirmative vote of two-thirds of its members, it shall become law.

805 (d) The mayor may disapprove or reduce any item or items of appropriation in any
 806 ordinance. The approved part or parts of any ordinance making appropriations shall become
 807 law, and the part or parts disapproved shall not become law unless subsequently passed by
 808 the city council over the mayor's veto as provided herein. The reduced part or parts shall be
 809 presented to city council as though disapproved and shall not become law unless overridden
 810 by the council as provided in subsection (c) of this section.

811 **SECTION 3.16.**

812 City council interference with administration.

813 Except for the purpose of inquiries and investigations under Section 2.17 of this charter, the
 814 city council or its members shall deal with city officers and employees who are subject to the
 815 direction and supervision of the chief operating officer solely through the mayor, and neither
 816 the city council nor its members shall give orders to any such officer or employee, either
 817 publicly or privately.

818 **SECTION 3.17.**

819 Chief operating officer.

- 820 (a) The mayor shall hire, subject to the confirmation by a majority vote of the entire city
 821 council, an officer whose title shall be "chief operating officer."
- 822 (b) The chief operating officer shall have a graduate or professional degree plus a minimum
 823 of ten years of progressively responsible administrative experience in the public or private
 824 sector which has included responsibility for supervising a large scale service delivery
 825 program with a substantial budget. The qualifications herein may be waived by the city
 826 council upon a three-fourths' vote of its membership.
- 827 (c) The chief operating officer shall receive such compensation as fixed by the council.
- 828 (d) The chief operating officer shall hold office at the pleasure of the mayor, but may not be
 829 dismissed by the mayor without the approval of the city council.
- 830 (e) The mayor, with the approval of the city council, may appoint any person to exercise all
 831 powers, duties, and functions of the chief operating officer during the chief operating
 832 officer's suspension under this charter, temporary absence from the city, or during the chief
 833 operating officer's disability.
- 834 (f) The chief operating officer shall have the following powers and duties:
- 835 (1) To the extent delegated by the mayor, to exercise supervision over all activities of
 836 city departments and the boards and commissions connected with such departments and

- 837 be the contact officer between the mayor and such departments, boards, and
 838 commissions;
- 839 (2) To make periodic reports with such recommendations to the mayor regarding the
 840 activities of the various departments, bureaus, boards, commissions, authorities, and other
 841 agencies of the city under his or her jurisdiction and make or cause to be made
 842 investigations and studies of the organization and procedures thereof and to require such
 843 reports therefrom as deemed necessary;
- 844 (3) To ensure that an annual budget is constructed whereby anticipated expenses will be
 845 met by projected income in an effort to achieve a balanced budget.
- 846 (4) To ensure that periodic reviews, not less than quarterly, shall be conducted of the
 847 finances of city departments to ensure that expenditures are aligned with approved
 848 appropriations or to make adjustments accordingly. This is supportive of a balanced
 849 budget;
- 850 (5) To provide liaison, coordination, and communications between and among city
 851 departments and agencies and the various agencies of the federal, state, and local
 852 governments and other public and private agencies concerning the affairs of the city;
- 853 (6) To provide direction on participation in federal and state grant-in-aid programs,
 854 monitoring and evaluation of grant contract programs, and communication of program
 855 policies and priorities;
- 856 (7) To conduct research and make information available to the mayor, city council, and
 857 the various departments, offices, and agencies of the city;
- 858 (8) To attend meetings of the city council and its committees and to make available such
 859 information as may be requested; and
- 860 (9) To perform all other duties as required by this charter or lawfully delegated to him
 861 or her by the mayor.

862 **ARTICLE IV**

863 **COMMUNITY AREA PLANNING UNITS**

864 **SECTION 4.10.**

865 **Purpose.**

866 Community area planning units (CAPU's) shall make recommendations to the mayor and city
 867 council on zoning, land use, code enforcement, and other planning related issues. CAPU's
 868 provide an opportunity both for the citizenry formally to provide input into the
 869 comprehensive development plan of the city and to provide a means by which information
 870 concerning the operation of city government can be provided to the citizens of City of
 871 Greenhaven. Further, it is the policy of the city to coordinate the recommendations of

872 community area planning units with the formulation of the city's budget, both capital and
 873 operating. In addition, CAPU's may make recommendations to the city council and the
 874 mayor on other issues relevant to the quality of community life within the City of
 875 Greenhaven.

876 **SECTION 4.11.**

877 Structure.

878 (a) The City of Greenhaven shall be divided into six community area planning units.
 879 Nothing in this charter shall preclude the option to further subdivide the community area
 880 planning units.

881 (b) The CAPU's shall be designated as follows with boundaries as outlined in Appendix B:

882 Council District 1: CAPU North

883 Council District 2: CAPU East

884 Council District 3: CAPU North Central

885 Council District 4: CAPU South Central

886 Council District 5: CAPU West

887 Council District 6: CAPU South

888 (c) Each CAPU shall have six months from the CAPU start date to complete bylaws that will
 889 define its structure. CAPU's shall begin operating after receiving training from the City of
 890 Greenhaven and within three months of the implementation of the City of Greenhaven.

891 (d) Each CAPU shall elect an odd number of representatives to comprise its CAPU board.
 892 The CAPU board shall help guide the CAPU and act as a liaison between the City of
 893 Greenhaven city government and the residents of the CAPU. The number of people on the
 894 board shall be determined by each CAPU but shall consist of an odd number of not less than
 895 five and shall be written into its bylaws

896 (e) As a liaison between the city government and the residents of the CAPU, CAPU board
 897 members are not entitled to any additional rights or privileges. Except where this charter
 898 expressly permits such, CAPU members or boardmembers shall deal with city officers and
 899 employees solely through the mayor.

900 **SECTION 4.12.**

901 Election; term.

902 (a) Members of the CAPU boards shall be elected for two-year terms in every odd-numbered
 903 year. Elections shall take place in October or November of such year. If an election has not

904 been held by November 30 in an odd-numbered year, such election shall be conducted by the
905 planning department of the city during the month of December.

906 (b) The initial CAPU board shall be elected after the City of Greenhaven has provided
907 technical assistance and training to the residents of the CAPU. CAPU elections and boards
908 shall be held within six months after the City of Greenhaven begins operations.

909 (c) Any person desiring to be elected to the CAPU Board shall be:

910 (1) A person of 18 years of age or older;

911 (2) A resident of the CAPU for one year prior to the election; and

912 (3) A registered voter of DeKalb County residing in that CAPU;

913 (d) CAPU board members shall be elected by residents, homeowners, and property owners
914 within the designated boundaries of that CAPU. Eligible voters can prove residency by the
915 use of a driver's license, utility bill, or voter registration card. Every individual 18 years of
916 age and older shall be eligible to vote.

917 (e) Residents, homeowners, and property owners shall establish in their bylaws the odd
918 number of CAPU board members they wish to elect. Voting procedures shall be established
919 by each community area planning unit. Although the procedure may vary, bylaws describing
920 the voting procedures shall contain provisions delineating the voting process for issues as
921 well as officer elections.

922 **SECTION 4.13.**

923 Governance.

924 (a) Each CAPU shall be guided by boards composed of an odd number of members. The
925 board may elect four positions from amongst the CAPU members:

926 (1) Coordinator – The coordinator shall maintain regularly scheduled meetings and
927 facilitate regular meetings.

928 (2) Deputy Coordinator – The deputy coordinator shall fulfill the roles and
929 responsibilities of the coordinator in his or her absence.

930 (3) Secretary – The secretary shall keep records of all the individual members,
931 homeowner associations, condo associations, and civic associations in the CAPU; keep
932 records of the minutes of each regularly public and council scheduled meetings; and keep
933 records of all correspondence.

934 (4) Treasurer – The treasurer shall keep track of all funds raised and received; produce
935 a monthly report detailing such funds; and help maintain the financial solvency of the
936 CAPU.

937 (b) CAPU's shall meet at regularly determined times to inform, discuss, and address issues
938 related to planning and quality of life. There shall be regular meetings for the purpose of

939 providing input into a comprehensive strategic economic and community plan for the City
940 of Greenhaven.

941 **SECTION 4.14.**

942 CAPU powers.

943 CAPU's shall have the power to:

- 944 (1) Make recommendations to the city council about zoning, land use, code enforcement,
945 and other planning related issues within their district;
- 946 (2) Make recommendations to the city council about other quality of life issues within
947 their district;
- 948 (3) Participate in ensuring that a comprehensive, coordinated, community economic
949 development vision is developed and implemented for the City of Greenhaven;
- 950 (4) Form a joint body of all of the CAPU's for the purpose of addressing issues of joint
951 concern to the CAPU's;
- 952 (5) Make recommendations to the city council about joint CAPU quality of life issues;
- 953 (6) Create standing or temporary committees that are open to any CAPU resident in good
954 standing. These committees shall report to the CAPU's or the joint body of CAPU's for
955 the purpose of:
- 956 (A) Providing input on the comprehensive plan;
- 957 (B) Providing input to the mayor and city council regarding the operational and
958 budgetary needs and concerns of the city;
- 959 (C) Discussing common issues; and
- 960 (D) When relevant, ensuring that there is coordination among the six CAPU's; and
- 961 (7) Assisting in the process of selecting candidates for the City of Greenhaven board of
962 ethics as outlined in Section 5.18 of this charter.

963 **SECTION 4.15.**

964 Responsibilities of the City of Greenhaven.

965 The City of Greenhaven will ensure that each CAPU receives the following:

- 966 (1) Training on the CAPU structure, duties, and responsibilities;
- 967 (2) Technical assistance in creating bylaws;
- 968 (3) Assistance with notification of meetings to other residents in the CAPU;
- 969 (4) Assistance with copying the agenda and other relevant documents or providing a
970 projector and other resources that will display the agenda for regularly scheduled
971 meetings;

- 972 (5) A space free of charge for the CAPU to hold regular meetings; and
 973 (6) Provision of a city planner who will provide technical information to the CAPU's
 974 about the zoning, land-use, and planning proposals that require citizen input.

975 ARTICLE V

976 ADMINISTRATIVE AFFAIRS

977 SECTION 5.10.

978 Administrative and service departments.

- 979 (a) Except where another meaning is clearly intended, the word "department" in this charter
 980 shall mean any agency in the executive branch of the city government. The departments of
 981 the city shall be created and established by ordinance, and the departments shall be
 982 responsible for the performance of the functions and services enumerated therein.
- 983 (b) The operations and responsibilities of such departments shall be distributed accordingly:
 984 that the first degree of organization shall be department; that the second degree of
 985 organization shall be office; that the third degree of organization shall be division, and that
 986 the fourth degree of organization shall be bureau. The assignment of organizational structure
 987 shall be accomplished by the administrative branch of government and shall be published to
 988 the governing body through a communication that shall set forth the organizational structure
 989 of each department. The departments shall consist of such officers, employees, and positions
 990 as may be authorized by ordinance.
- 991 (c) There shall be a director of each department who shall be the principal officer thereof.
 992 Each director shall, subject to the direction and supervision of the chief operating officer, be
 993 responsible for the administration and direction of the affairs and operations of his or her
 994 department and shall exercise general management and control thereof.
- 995 (d) Vacancies occurring in an appointed office shall be filled in the same manner as
 996 prescribed by this charter for original appointments.
- 997 (e) The directors of departments and other appointed officers shall be appointed solely on
 998 the basis of their respective executive, administrative, and professional qualifications which
 999 shall be prescribed by ordinance.
- 1000 (f) All appointed officers and directors under the supervision of the chief operating officer
 1001 shall be nominated by the mayor with confirmation of appointment by the city council. All
 1002 appointed officers and directors shall be employees at-will and subject to removal or
 1003 suspension at any time by the mayor unless otherwise provided by law or ordinance.
- 1004 (g) The compensation of appointed officers and directors of departments shall be fixed by
 1005 the council.

1006 (h) The mayor may initiate or create additional departments, or propose the abolishment of
 1007 departments, subject to the provisions of this charter and approval by the city council.

1008 **SECTION 5.11.**

1009 Commissioners of departments - appointment; removal; residency.

1010 (a) The mayor shall appoint all directors of departments, subject to confirmation by a
 1011 majority of the city council. As used in this section, "director" means the administrative head
 1012 of each department regardless of the title of a particular department head. Directors may be
 1013 removed by the mayor upon approval by a majority of the city council.

1014 (b) Directors of departments shall have the power and duty to appoint and remove deputy
 1015 directors and bureau administrators.

1016 **SECTION 5.12.**

1017 Administrative reorganization.

1018 (a) The mayor, as chief executive of the city, is hereby empowered, subject to any
 1019 limitations of this charter, to initiate, direct, and implement the reorganization of any
 1020 department.

1021 (b) The mayor shall prepare and sign a plan of reorganization of any department or
 1022 departments and shall submit such plan to the city council. Any plan presented shall be in
 1023 the form of a proposed ordinance and the city council shall by majority vote approve,
 1024 modify, or reject any such plan within 60 days of its submission to the city council. No
 1025 reorganization shall become effective until the city council has acted or 60 days have elapsed
 1026 from the date of submission, whichever first occurs.

1027 **SECTION 5.13.**

1028 City attorney.

1029 (a) There shall be a city attorney who shall be appointed by the mayor subject to
 1030 confirmation by a majority vote of the city council. The city attorney may be removed at the
 1031 pleasure of the mayor or the city council by a three-fourths' vote of its membership.

1032 (b) The city attorney shall be an active member of the State Bar of Georgia in good standing
 1033 and shall have at least ten years' experience in the active practice of municipal law
 1034 immediately preceding his or her appointment. The number of years' experience herein may
 1035 be waived by the city council upon a three-fourths' vote of its membership.

1036 (c) The city attorney shall serve as the chief legal advisor of the city and shall be the director
 1037 of the department of law. He or she shall perform such duties as prescribed by this charter,
 1038 ordinance, or law.

1039 (d) The city attorney shall be responsible to the mayor and to the city council.

1040 **SECTION 5.14.**

1041 Chief financial officer.

1042 (a) There shall be a chief financial officer who shall be appointed by the mayor, subject to
 1043 the confirmation by a majority vote of the city council. The chief financial officer may be
 1044 removed at the pleasure of the mayor with approval by a majority vote of the city council.

1045 (b) The chief financial officer shall have at least ten years' experience in the management
 1046 of fiscal operations or public finance and proven administrative ability or have served at least
 1047 ten years as a comptroller or financial head of a business with a substantial budget. The
 1048 number of years' experience herein may be waived by the city council upon a three-fourths'
 1049 vote of its membership.

1050 (c) The chief financial officer shall be the director of the department of finance and shall
 1051 perform such duties as shall be provided by this charter or by ordinance or resolution or
 1052 required by law.

1053 (d) The chief financial officer shall be responsible to the mayor but available to
 1054 councilmembers for budgetary questions.

1055 (e) The chief financial officer shall prepare a quarterly report on the budget status and
 1056 economic trends in conjunction with the budget office. In addition, the third quarter report
 1057 shall include revenue and expenditure projections through the end of the fiscal year so that
 1058 projected overruns and underruns can be considered for use in the subsequent budget year.

1059 **SECTION 5.15.**

1060 City clerk.

1061 (a) There shall be a city clerk who shall be appointed by the council and who shall not be
 1062 a member thereof. To be eligible to occupy this position, the city clerk shall be designated
 1063 a certified city clerk by the Georgia City Clerks and Finance Officers Association, or by an
 1064 equivalent certifying agency from another state, or shall receive such certification within one
 1065 year following his or her appointment. The city clerk shall be appointed and removed at the
 1066 pleasure of the mayor upon a majority vote of the city council membership.

1067 (b) The city clerk shall be the custodian of the official seal and of all records and documents
 1068 of the city which are not assigned to the custody of some other officer. The clerk or his or

1069 her designee shall keep the rules of the city council and the minutes of the proceedings of the
 1070 city council, maintain a current and comprehensive index of all ordinances and resolutions,
 1071 publish notice of ordinances proposed for adoption under rules prescribed by the city council
 1072 or required by this charter or law, and perform such other duties as may be assigned by this
 1073 charter or by ordinance.

1074 (c) The city clerk shall be responsible to the city council president and shall perform the
 1075 duties of his or her office under the direction and supervision of the president of the council
 1076 and the committee designated by the city council, acting through its chairperson.

1077 **SECTION 5.16.**

1078 Office of economic development.

1079 The City of Greenhaven has the authority to create an office of economic development for
 1080 the purposes of promoting, encouraging, attracting and retaining business and commercial
 1081 development for the City of Greenhaven.

1082 **SECTION 5.17.**

1083 Boards; commissions; authorities.

1084 (a) As related to corporate, municipal, governmental, or public purposes and for the security
 1085 of the peace, health, and good government of the city, the council shall have the authority to
 1086 create commissions, councils, boards, authorities, or other similar bodies which shall perform
 1087 duties prescribed by the council, including, but not limited to, making studies, conducting
 1088 research and investigations, holding hearings, and preparing recommendations as to needed
 1089 ordinances and resolutions. All members of such boards, commissions, councils, authorities,
 1090 or other similar bodies shall be legal residents of the city. The chairperson of each board,
 1091 commission, council, authority or other similar body shall provide to the city clerk the names
 1092 and addresses of its members.

1093 (b) The city council shall have the authority to provide for the composition of such
 1094 commissions, councils, boards, authorities, or other similar bodies, their periods of existence,
 1095 and for the compensation of their members and employees, in whole or in part. The city
 1096 council may provide by ordinance for reimbursement of the actual and necessary expenses
 1097 incurred by the members thereof in the performance of their official duties. The city council
 1098 shall have the authority to annually appropriate and donate money, derived from taxation,
 1099 contributions, or otherwise, for and to such commissions, councils, boards, authorities, and
 1100 other similar bodies to provide for their operation, either in whole or in part.

1101 (c) All regular, full-time employees of commissions, councils, boards, authorities, or other
1102 similar bodies which have been created by the city council shall be considered to be
1103 employees of the city. Such employees shall be entitled to all of the benefits and privileges
1104 as are other employees of the city and shall be subject to all laws, ordinances, and resolutions
1105 governing employees of the city except as otherwise specifically prescribed in the code of
1106 ordinances. Such employees shall be within the unclassified service of the civil service
1107 unless the city council shall provide by ordinance for other terms and conditions of
1108 employment and personnel matters relating to such employees. No member of a board,
1109 commission, council, authority, or similar body shall be deemed an employee of the city
1110 under the provisions of this subsection.

1111 (d) Any vacancy in office of any member of a board, commission, council, authority, or
1112 similar body shall be filled for the unexpired term in the manner prescribed for the original
1113 appointment. The chairperson shall provide to the city clerk the name and address of its new
1114 members.

1115 (e) No member of any board, commission, council, authority, or similar body shall assume
1116 office until he or she has executed and filed with the city clerk an oath or affirmation
1117 obligating himself or herself to faithfully and impartially perform the duties of his or her
1118 office, such oath or affirmation to be prescribed by ordinance and administered by the mayor
1119 or the city clerk.

1120 (f) Any member of a board, commission, council, authority, or similar body created by the
1121 city council may be removed from office for cause by a majority vote of the councilmembers
1122 present.

1123 (g) Each board, commission, council, authority, and similar body may establish such bylaws,
1124 rules, and regulations, not inconsistent with this charter, ordinances of the city council, or
1125 applicable state law, as it deems appropriate and necessary for the conduct of its affairs,
1126 copies of which shall be filed with the city clerk.

1127 (h) All boards, commissions, councils, authorities, and other similar bodies and their
1128 employees shall comply with the budgetary procedures of the city as provided in this charter.

1129 (i) The functions of boards, commissions, councils, authorities, and other similar bodies of
1130 the city, whether established by Acts of the General Assembly or the city council, shall be
1131 provided for by ordinances or resolutions of the city council. However, any boards,
1132 commissions, councils, authorities, and other similar bodies which derive their powers from
1133 general law shall continue to exercise such powers.

1134 (j) The mayor may initiate the creation of additional boards, commissions, councils,
1135 authorities, and other similar bodies subject to the approval of the city council.

1136 (k) All boards, commissions, councils, authorities, and other similar bodies shall keep an
1137 attendance record of every meeting for each member.

1138 (l) The appointing authority shall attach a summary of attendance for the period of time
1139 served to the appointment communication when re-appointing any individual to the board,
1140 commission, council, authority, or similar body.

1141 (m) The chairpersons of city boards, commissions, councils, authorities, and other similar
1142 bodies or their designees shall promptly notify the mayor and city council in writing of any
1143 membership vacancies, resignations, excessive absences, no-shows, tardiness, or failure to
1144 perform.

1145 (n) Any member of a board, commission, council, authority, or similar body, serving an
1146 expired term, shall continue to serve until he or she is re-appointed or a successor is
1147 appointed.

1148 (o) New members shall be contacted and invited to the first meeting by the chairperson or
1149 his or her designee and shall be provided with copies of bylaws, rules, regulations, and
1150 previous year's minutes.

1151 (p) The chairperson of each board, commission, council, authority, and similar body or his
1152 or her designee shall prepare and submit an annual standardized report for all boards,
1153 commissions, authorities, and other agencies outlining activities and accomplishments to the
1154 mayor and city council.

1155 **SECTION 5.18.**

1156 Board of ethics.

1157 (a) There is created the board of ethics to be composed of seven citizens of the City of
1158 Greenhaven to be appointed as provided in subsection (b) of this section. Each member of
1159 the board of ethics shall have been a resident of City of Greenhaven for at least one year
1160 immediately preceding the date of taking office and shall remain a resident of the city while
1161 serving as a member of the board of ethics. No person shall serve as a member of the board
1162 of ethics if the person has, or has had within the immediately preceding two-year period, any
1163 interest in any contract, transaction, or official action with the City of Greenhaven.

1164 (b) Two members of the board of ethics shall be appointed by the mayor, five members shall
1165 be appointed by a majority vote of the community area planning units (CAPU's). Each
1166 member shall be appointed for a term of three years. One member appointed by the mayor
1167 shall be appointed for an initial term of one year and the other shall be appointed for an initial
1168 term of three years. Of the five members appointed by the CAPU's, two shall be appointed
1169 for initial terms of one year and three shall be appointed for initial terms of three years. The
1170 appointing authorities shall designate the initial terms of their respective appointees.
1171 Successors to the first members of the board of ethics and future successors shall be
1172 appointed by the respective appointing authorities for terms of three years upon the

1173 expiration of the respective terms of office. All members of the board of ethics shall serve
 1174 until their successors are appointed and qualified. The initial seven members of the board
 1175 of ethics shall be appointed to take office on a date to be determined by the mayor but not
 1176 later than one year after the City of Greenhaven begins operations.

1177 **SECTION 5.19.**

1178 Discrimination prohibited.

1179 It shall be the policy of the city, its departments, and boards that all personnel matters shall
 1180 be determined solely on the basis of merit and qualification, without respect to race, color,
 1181 creed, religion, sex, domestic relationship status, parental status, familial status, sexual
 1182 orientation, national origin, political affiliation, gender identity, or racial profiling.

1183 **SECTION 5.20.**

1184 Personnel policies.

1185 All employees shall serve at-will and may be removed from office at any time unless
 1186 otherwise provided by ordinance.

1187 **ARTICLE VI**

1188 **JUDICIAL BRANCH**

1189 **SECTION 6.10.**

1190 Creation; name.

1191 There shall be a court to be known as the Municipal Court of the City of Greenhaven.

1192 **SECTION 6.11.**

1193 Convening.

1194 The municipal court shall be convened at regular intervals as provided by ordinance.

1195 **SECTION 6.12.**

1196 Jurisdiction, authority, and powers generally.

1197 (a) The municipal court and each judge thereof shall have jurisdiction and power
 1198 coextensive with the territorial limits of City of Greenhaven to:

- 1199 (1) Try and punish violations of this charter, all city ordinances, and such other
1200 violations as provided by law;
- 1201 (2) Try, hear, and abate nuisances as provided by the laws of this state;
- 1202 (3) Hear, try, and determine as a committing court all warrants for the violation of any
1203 state law and, while acting under the authority of the laws of the State of Georgia, to bind
1204 over such persons to an appropriate higher court for the eventual trial of such case;
- 1205 (4) Punish those in its presence for contempt, provided that such punishment shall not
1206 exceed \$200.00 or ten days in jail or both;
- 1207 (5) Punish for violations within its jurisdiction not exceeding a fine of \$1,000.00 or
1208 imprisonment for six months or both such fine and imprisonment or may fix punishment
1209 by fine, imprisonment, or alternative sentencing as now or hereafter provided by law;
- 1210 (6) Establish bail and recognizance to ensure the presence of those charged with
1211 violations before such court;
- 1212 (7) Compel the production of books, papers, and other evidence in the possession of any
1213 party with the same authority as magistrates of the state;
- 1214 (8) Compel the presence of witnesses or all parties necessary to a proper disposal of each
1215 case by issuance of summonses, subpoenas, warrants, orders, and all other process in
1216 cases within its jurisdiction arising under the laws of the State of Georgia or this charter
1217 or ordinances of the city with full power to enforce the same;
- 1218 (9) Enforce obedience to its orders, judgments, and sentences with the same authority as
1219 magistrates of the state;
- 1220 (10) Administer all oaths as are necessary with the same authority as magistrates of the
1221 state and take affidavits and attest other papers;
- 1222 (11) Issue warrants for the arrest of persons charged with offenses against any ordinance
1223 of the city, and each judge of the municipal court shall have the same authority as
1224 magistrates of the state to issue warrants for offenses against state laws committed within
1225 the city; and
- 1226 (12) Such other powers and duties as shall be provided by law or ordinance.
- 1227 (b) The municipal court shall have authority to establish a schedule of fees to defray the cost
1228 of operation, and shall be entitled to reimbursement of the cost of meals, transportation, and
1229 caretaking of prisoners bound over to superior courts for violations of state law.
- 1230 (c) The municipal court shall have authority to establish bail and recognizances to ensure
1231 the presence of those charged with violations before such court, and shall have discretionary
1232 authority to accept cash or personal or real property as surety for the appearance of persons
1233 charged with violations. Whenever any person shall give bail for that person's appearance
1234 and shall fail to appear at the time fixed for trial, the bond shall be forfeited by the judge
1235 presiding at such time, and an execution issued thereon by serving the defendant and the

1236 defendant's sureties with a rule nisi, at least two days before a hearing on the rule nisi. In the
 1237 event that cash or property is accepted in lieu of bond for security for the appearance of a
 1238 defendant at trial, and if such defendant fails to appear at the time and place fixed for trial,
 1239 the cash so deposited shall be on order of the judge declared forfeited to the city, or the
 1240 property so deposited shall have a lien against it for the value forfeited which lien shall be
 1241 enforceable in the same manner and to the same extent as a lien for city property taxes.

1242 **SECTION 6.13.**

1243 Appellate review.

1244 The orders, verdicts, judgments, and sentences of the court shall be subject to appellate
 1245 review by writ of certiorari in the appropriate superior court or as otherwise provided by
 1246 general law.

1247 **SECTION 6.14.**

1248 Judges; qualifications; term of office; appointment; vacancies.

1249 (a) The municipal court shall be presided over by such number of municipal court judges as
 1250 shall be authorized by the city council. The city council may determine whether the
 1251 municipal court judges are part-time or full-time.

1252 (b) To qualify for appointment as a judge of the municipal court, a person shall be at least
 1253 25 years of age, a resident of the city for at least one year, a member of the State Bar
 1254 of Georgia, and a practicing attorney with a minimum of five years' experience. To hold
 1255 office as a judge after such appointment, a person shall continue to possess such
 1256 qualifications and shall not hold or qualify for any other public office.

1257 (c) The city council shall appoint a person to the position of municipal court judge in
 1258 accordance with the provisions of this article.

1259 (d) A judge of the municipal court shall be appointed for a term of four years and, upon
 1260 completion of such term, such judge shall continue to serve at the pleasure of the city
 1261 council. Judges may be removed from the position by a two-thirds vote of the entire
 1262 membership of the city council or shall be removed upon action taken by the State Judicial
 1263 Qualifications Commission for:

1264 (1) Willful misconduct in office;

1265 (2) Willful and persistent failure to perform duties;

1266 (3) Habitual intemperance;

1267 (4) Conduct prejudicial to the administration of justice which brings the judicial office
 1268 into disrepute; or

1269 (5) Disability seriously interfering with the performance of duties, which is, or is likely
1270 to become, of a permanent character.

1271 (e) Before assuming office, each judge shall take and subscribe an oath or affirmation,
1272 before some officer authorized to administer oaths, faithfully to discharge the duties of the
1273 office. The oath shall be filed with the city clerk.

1274 (f) In the event of any vacancy in the office of a municipal court judge for any cause,
1275 whether by death, resignation, or removal, the city council shall appoint some qualified
1276 person to fill such vacancy in accordance with the provisions of this article.

1277 **SECTION 6.15.**

1278 Chief judge.

1279 (a) The municipal court shall be presided over by a chief judge and such part-time, full-time,
1280 or stand-by judges as shall be provided by ordinance.

1281 (b) If three or more judges are provided by ordinance, the municipal court judges shall by
1282 a majority vote select a chief judge to serve at their pleasure. If two judges are provided by
1283 ordinance, the senior judge shall be the chief judge.

1284 (c) The chief judge shall be responsible for the general supervision of the municipal court
1285 and shall promulgate all rules necessary for the supervision, conduct, and administration of
1286 the court, including, but not limited to, the number of divisions into which the court is
1287 divided and the assignment of judges to duty therein; the hours of operation of the court; the
1288 preparation of calendars deemed necessary and proper; and a system for keeping court
1289 records and shall require such reports from the judges, solicitor, public defender,
1290 clerk/administrator, and other court personnel as deemed necessary and proper. Such rules
1291 so promulgated shall be reduced to writing. The chief judge shall be responsible also for the
1292 preparation and submission of budgets of such court to the mayor and city council and
1293 appropriate departments, committees, and agencies. He or she shall further perform other
1294 duties as the city council may provide by ordinance or as required by law.

1295 (d) In the event of a vacancy, incapacity, or inability of the chief judge to perform his or her
1296 duties, the remaining judges of the court, by a majority vote, shall select another chief judge
1297 in accordance with this section.

1298 (e) Judges serve at-will and may be removed from office at any time by the city council
1299 unless otherwise provided by ordinance.

1300 **SECTION 6.16.**

1301 Codes of ethics.

1302 (a) The Code of Judicial Conduct, as adopted by the Supreme Court of Georgia, as now or
1303 hereafter amended, shall govern the conduct of the judges of the municipal court.

1304 (b) The Code of Professional Responsibility, as adopted by the Supreme Court of Georgia,
1305 as now or hereafter amended, shall govern the conduct of the solicitor, public defender, and
1306 their assistants of the municipal court.

1307 (c) Such codes are hereby incorporated herein by reference as if set out at length in this
1308 section, and copies thereof shall be maintained on file in the office of the city clerk.

1309 **ARTICLE VII**

1310 **FINANCE**

1311 **SECTION 7.10.**

1312 Property tax.

1313 The city council may assess, levy, and collect an ad valorem tax on all real and personal
1314 property within the corporate limits of the city that is subject to such taxation by the state and
1315 county. This tax is for the purpose of raising revenues to defray the costs of operating the
1316 city government, of providing governmental services, for the repayment of principal and
1317 interest on general obligations, and for any other public purpose as determined by the city
1318 council in its discretion.

1319 **SECTION 7.11.**

1320 Millage rate; due dates; payment methods.

1321 The city council, by ordinance, shall establish a millage rate for the city property tax, a due
1322 date, and the time period within which these taxes shall be paid. The city council, by
1323 ordinance, may provide for the payment of these taxes by two installments or in one lump
1324 sum, as well as authorize the voluntary payment of taxes prior to the time when due. Once
1325 the millage rate is established, the City of Greenhaven shall be authorized to increase the
1326 millage rate up to 1.5 mills after which any increase shall require a resolution by the city
1327 council and approval by a majority of the qualified voters of City of Greenhaven voting in
1328 a referendum to approve such increase.

1329 **SECTION 7.12.**

1330 Occupation and business taxes.

1331 The city council by ordinance shall have the power to levy such occupation or business taxes
 1332 that are not denied by law. The city council may classify businesses, occupations, or
 1333 professions for the purpose of such taxation in any way which may be lawful and may
 1334 compel the payment of such taxes.

1335 **SECTION 7.13.**

1336 Regulatory fees; permits.

1337 The city council by ordinance shall have the power to require businesses or practitioners
 1338 doing business within the city to obtain a permit for such activity from the city and pay a
 1339 reasonable regulatory fee for such permit as provided by general law. Such fees shall reflect
 1340 the total cost to the city of regulating the activity, and if unpaid, shall be collected as
 1341 provided in Section 7.18 of this charter.

1342 **SECTION 7.14.**

1343 Franchises.

1344 (a) The city council shall have the power to grant franchises for the use of this city's streets
 1345 and alleys for the purposes of railroads, street railways, telephone companies, electric
 1346 companies, electric membership corporations, cable television and other telecommunications
 1347 companies, gas companies, transportation companies, and other similar organizations. The
 1348 city council shall determine the duration, terms, whether the same shall be exclusive or
 1349 nonexclusive, and the consideration for such franchises; provided, however, that no franchise
 1350 shall be granted for a period in excess of 35 years and no franchise shall be granted unless
 1351 the city receives just and adequate compensation therefor. The city council shall provide for
 1352 the registration of all franchises with the city clerk in a registration book kept by the clerk.
 1353 The city council may provide by ordinance for the registration within a reasonable time of
 1354 all franchises previously granted.

1355 (b) If no franchise agreement is in effect, the city council has the authority to impose a tax
 1356 on gross receipts for the use of the city's streets and alleys for the purposes of railroads, street
 1357 railways, telephone companies, electric companies, electric membership corporations, cable
 1358 television and other telecommunications companies, gas companies, transportation
 1359 companies, and other similar organizations.

SECTION 7.15.

Service charges.

The city council by ordinance shall have the power to assess and collect fees, charges, assessments, and tolls for sewers, sanitary and health services, or any other services provided or made available within and without the corporate limits of the city. If unpaid, such charges shall be collected as provided in Section 7.18 of this charter.

SECTION 7.16.

Special assessments.

The city council by ordinance shall have the power to assess and collect the cost of constructing, reconstructing, widening, or improving any public way, street, sidewalk, curbing, gutters, sewers, or other utility mains and appurtenances from the abutting property owners. If unpaid, such charges shall be collected as provided in Section 7.18 of this charter.

SECTION 7.17.

Construction; other taxes and fees.

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

SECTION 7.18.

Collection of delinquent taxes and fees.

The city council, by ordinance, may provide generally for the collection of delinquent taxes, fees, or other revenue due the city under Sections 7.10 through 7.17 of this charter by whatever reasonable means as are not precluded by law. This shall include providing for the dates when the taxes or fees are due; late penalties or interest; issuance and execution of fi. fas.; creation and priority of liens; making delinquent taxes and fees personal debts of the persons required to pay the taxes or fees imposed; revoking city permits for failure to pay any city taxes or fees; and providing for the assignment or transfer of tax executions.

1386 **SECTION 7.19.**

1387 General obligation bonds.

1388 The city council shall have the power to issue bonds for the purpose of raising revenue to
 1389 carry out any project, program, or venture authorized under this charter or the laws of the
 1390 state. Such bonding authority shall be exercised in accordance with the laws governing bond
 1391 issuance by municipalities in effect at the time such issue is undertaken.

1392 **SECTION 7.20.**

1393 Revenue bonds.

1394 Revenue bonds may be issued by the city council as state law now or hereafter provides.
 1395 Such bonds are to be paid out of any revenue produced by the project, program, or venture
 1396 for which they were issued.

1397 **SECTION 7.21.**

1398 Short-term loans.

1399 The city may obtain short-term loans, but shall repay such loans not later than the end of each
 1400 fiscal year unless otherwise provided by law.

1401 **SECTION 7.22.**

1402 Lease-purchase contracts.

1403 The city may enter into multiyear lease, purchase, or lease purchase contracts for the
 1404 acquisition of goods, materials, real and personal property, services, and supplies provided
 1405 the contract terminates without further obligation on the part of the municipality at the close
 1406 of the calendar or fiscal year in which it was executed and at the close of each succeeding
 1407 calendar or fiscal year for which it may be renewed. Contracts shall be executed in
 1408 accordance with the requirements of Code Section 36-60-13 of the O.C.G.A., or other such
 1409 applicable laws as are or may hereafter be enacted.

1410 **SECTION 7.23.**

1411 Fiscal year.

1412 The fiscal year shall be from July 1 to June 30. This fiscal year shall constitute the budget
 1413 year and the year for financial accounting and reporting of each and every office, department,
 1414 agency, and activity of the city government unless otherwise provided by state or federal law.

1415 **SECTION 7.24.**

1416 Preparation of budgets.

1417 The city council shall provide an ordinance on the procedures and requirements for the
 1418 preparation and execution of an annual operating budget, a capital improvement plan, and
 1419 a capital budget, including requirements as to the scope, content, and form of such budgets
 1420 and plans.

1421 **SECTION 7.25.**

1422 Submission of operating budget to city council.

1423 (a) On or before a date fixed by the city council but not later than 90 days prior to the
 1424 beginning of each fiscal year, the mayor shall submit to the city council a proposed operating
 1425 budget for the ensuing fiscal year. The budget shall be accompanied by a message from the
 1426 mayor containing a statement of the general fiscal policies of the city, the important features
 1427 of the budget, explanations of major changes recommended for the next fiscal year, a general
 1428 summary of the budget, and such other pertinent comments and information. The operating
 1429 budget and the capital budget hereinafter provided for, the budget message, and all
 1430 supporting documents shall be filed in the office of the city clerk and shall be open to public
 1431 inspection.

1432 (b) Prior to passage of the budget, the city council shall hold a special public hearing at
 1433 which the budget shall be presented and public comment on the budget shall be solicited.
 1434 The date, time, and place of the special public hearing shall be announced not less than 30
 1435 days prior to the scheduled date for such hearing.

1436 (c) All unencumbered balances of appropriations in the current operating budget at the end
 1437 of the fiscal year shall lapse into the unappropriated surplus or reserves of the fund or funds
 1438 from which such appropriations were made. When a supplemental appropriation is certified
 1439 by the mayor to exist, these appropriations may be spent during the current fiscal year
 1440 following passage of a supplemental appropriation ordinance.

SECTION 7.26.

1441

1442

Action by city council on budget.

1443 (a) The city council may amend the operating budget proposed by the mayor; provided,
1444 however, that the budget as finally amended and adopted shall provide for all expenditures
1445 required by state law or by other provisions of this charter and for all debt service
1446 requirements for the ensuing fiscal year, and the total appropriations from any fund shall not
1447 exceed the estimated fund balance, reserves, and revenues.

1448 (b) The city council by ordinance shall adopt the final operating budget for the ensuing fiscal
1449 year not later than the first day of the twelfth month of the fiscal year currently ending. If
1450 the city council fails to adopt the budget by the prescribed deadline, the operating budget and
1451 capital budget proposed by the mayor shall be adopted without further action by the city
1452 council.

SECTION 7.27.

1453

1454

Tax levies.

1455 The city council shall levy by ordinance such taxes as are necessary. The taxes and tax rates
1456 set by such ordinances shall be such that reasonable estimates of revenues from such levy
1457 shall at least be sufficient, together with other anticipated revenues, fund balances, and
1458 applicable reserves, to equal the total amount appropriated for each of the several funds set
1459 forth in the annual operating budget for defraying the expenses of the general government
1460 of the city.

SECTION 7.28.

1461

1462

Independent audit.

1463 (a) There shall be an annual independent audit of all city accounts, funds, and financial
1464 transactions by a certified public accountant selected by the city council. The audit shall be
1465 conducted according to generally accepted auditing principles. Copies of annual audit
1466 reports shall be available at printing costs to the public.

1467 (b) As a minimum, all audits and budgets of the city shall satisfy the requirements of
1468 Chapter 81 of Title 36 of the O.C.G.A., relating to local government audits and budgets.

1469 (c) The city council shall appoint the independent auditor.

1470 **SECTION 7.29.**

1471 Contracting procedures.

1472 No contract with the city shall be binding on the city unless:

1473 (1) It is in writing;

1474 (2) It is drawn by or submitted to and reviewed by the city attorney, and as a matter
1475 of course, is signed by the city attorney to indicate such drafting or review; and

1476 (3) It is made or authorized by the city council and such approval is entered in the city
1477 council journal of proceedings pursuant to subsection (a) of Section 2.22 of this charter.

1478 **SECTION 7.30.**

1479 Centralized purchasing.

1480 The city council shall by ordinance prescribe procedures upon the recommendation of the
1481 mayor for a system of centralized purchasing for the city.

1482 **SECTION 7.31.**

1483 Sale and lease of city property.

1484 (a) The city council may sell and convey, or lease any real or personal property owned or
1485 held by the city for governmental or other purposes as now or hereafter provided by law.

1486 (b) The city council may quitclaim any rights it may have in property not needed for public
1487 purposes upon report by the mayor and adoption of a resolution, both finding that the
1488 property is not needed for public or other purposes and that the interest of the city has no
1489 readily ascertainable monetary value.

1490 (c) Whenever in opening, extending, or widening any street, avenue, alley, or public place
1491 of the city, a small parcel or tract of land is cut-off or separated by such work from a larger
1492 tract or boundary of land owned by the city, the city council may authorize the mayor to sell
1493 and convey such cut-off or separated parcel or tract of land to an abutting or adjoining
1494 property owner or owners where such sale and conveyance facilitates the enjoyment of the
1495 highest and best use of the abutting owner's property. Included in the sales contract shall be
1496 a provision for the rights-of-way of such street, avenue, alley, or public place. Each abutting
1497 property owner shall be notified of the availability of the property and given the opportunity
1498 to purchase such property under such terms and conditions as set out by ordinance. All deeds
1499 and conveyances so executed and delivered shall convey all title and interest the city has in
1500 such property, notwithstanding the fact that no public sale after advertisement was or is
1501 hereafter made.

SECTION 7.32.

1502

1503

Homestead exemption; freeze.

1504 (a) As used in this section, the term:

1505 (1) "Ad valorem taxes for municipal purposes" means all municipal ad valorem taxes for
 1506 municipal purposes levied by, for, or on behalf of the City of Greenhaven, including, but
 1507 not limited to, ad valorem taxes to pay interest on and to retire municipal bonded
 1508 indebtedness.

1509 (2) "Base year" means the taxable year immediately preceding the taxable year in which
 1510 the exemption under this section is first granted to the most recent owner of such
 1511 homestead.

1512 (3) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of
 1513 the O.C.G.A., as amended, with the additional qualification that it shall include not more
 1514 than five contiguous acres of homestead property.

1515 (b) Each resident of the City of Greenhaven is granted an exemption on that person's
 1516 homestead from City of Greenhaven ad valorem taxes for municipal purposes in an amount
 1517 equal to the amount by which the current year assessed value of that homestead exceeds the
 1518 base year assessed value of that homestead. This exemption shall not apply to taxes assessed
 1519 on improvements to the homestead or additional land that is added to the homestead after
 1520 January 1 of the base year. If any real property is added to or removed from the homestead,
 1521 the base year assessed value shall be adjusted to reflect such addition or removal, and the
 1522 exemption shall be recalculated accordingly. The value of that property in excess of such
 1523 exempted amount shall remain subject to taxation.

1524 (c) A person shall not receive the homestead exemption granted by subsection (b) of this
 1525 section unless the person or person's agent files an application with the governing authority
 1526 of the City of Greenhaven, or the designee thereof, giving such information relative to
 1527 receiving such exemption as will enable the governing authority of the City of Greenhaven,
 1528 or the designee thereof, to make a determination regarding the initial and continuing
 1529 eligibility of such owner for such exemption. The governing authority of the City of
 1530 Greenhaven, or the designee thereof, shall provide application forms for this purpose.

1531 (d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of
 1532 the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year
 1533 so long as the owner occupies the residence as a homestead. After a person has filed the
 1534 proper application as provided in subsection (c) of this section, it shall not be necessary to
 1535 make application thereafter for any year, and the exemption shall continue to be allowed to
 1536 such person. It shall be the duty of any person granted the homestead exemption under
 1537 subsection (b) of this section to notify the governing authority of the City of Greenhaven, or

1538 the designee thereof, in the event that person for any reason becomes ineligible for that
1539 exemption.

1540 (e) The exemption granted by subsection (b) of this section shall not apply to or affect state
1541 ad valorem taxes, county ad valorem taxes for county purposes, or county or independent
1542 school district ad valorem taxes for educational purposes. The homestead exemption granted
1543 by subsection (b) of this section shall be in addition to and not in lieu of any other homestead
1544 exemption applicable to municipal ad valorem taxes for municipal purposes.

1545 (f) The exemption granted by subsection (b) of this section shall apply to all taxable years
1546 beginning on or after January 1, 2020.

1547 **SECTION 7.33.**

1548 Homestead exemption; senior citizens; disabled.

1549 (a) As used in this section, the term:

1550 (1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal
1551 purposes levied by, for, or on behalf of the City of Greenhaven, including, but not limited
1552 to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

1553 (2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of
1554 the O.C.G.A., as amended.

1555 (3) "Income" means Georgia taxable net income determined pursuant to Chapter 7 of
1556 Title 48 of the O.C.G.A., as amended, for state income tax purposes, except income shall
1557 not include income received as retirement, survivor, or disability benefits under the
1558 federal Social Security Act or under any other public or private retirement, disability, or
1559 pension system, except such income which is in excess of the maximum amount
1560 authorized to be paid to an individual and such individual's spouse under the federal
1561 Social Security Act. Income from such sources in excess of such maximum amount shall
1562 be included as income for the purposes of this charter.

1563 (4) "Senior citizen" means a person who is 65 years of age or over on or before January 1
1564 of the year in which application for the exemption under subsection (b) of this section is
1565 made.

1566 (b) Each resident of the City of Greenhaven who is disabled or is a senior citizen is granted
1567 an exemption on that person's homestead from City of Greenhaven ad valorem taxes for
1568 municipal purposes in the amount of \$14,000.00 of the assessed value of that homestead.
1569 The exemption granted by this subsection shall only be granted if that person's income,
1570 together with the income of the spouse who also occupies and resides at such homestead,
1571 does not exceed \$15,000.00 for the immediately preceding year. The value of that property
1572 in excess of such exempted amount shall remain subject to taxation.

1573 (c)(1) In order to qualify for the exemption provided for in subsection (b) of this section
1574 due to being disabled, the person claiming such exemption shall be required to obtain a
1575 certificate from not more than three physicians licensed to practice medicine under
1576 Chapter 34 of Title 43 of the O.C.G.A., as amended, certifying that, in the opinion of
1577 such physician or physicians, such person is mentally or physically incapacitated to the
1578 extent that such person is unable to be gainfully employed and that such incapacity is
1579 likely to be permanent. Such certificate or certificates shall constitute part of and be
1580 submitted with the application provided for in paragraph (2) of this subsection.

1581 (2) A person shall not receive the homestead exemption granted by subsection (b) of this
1582 section unless the person or person's agent files an application with the governing
1583 authority of the City of Greenhaven, or the designee thereof, giving the person's age,
1584 income, and such additional information relative to receiving such exemption as will
1585 enable the governing authority of the City of Greenhaven, or the designee thereof, to
1586 make a determination regarding the initial and continuing eligibility of such owner for
1587 such exemption. The governing authority of the City of Greenhaven, or the designee
1588 thereof, shall provide application forms for this purpose.

1589 (d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of
1590 the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year
1591 so long as the owner occupies the residence as a homestead. After a person has filed the
1592 proper application, as provided in subsection (c) of this section, it shall not be necessary to
1593 make application thereafter for any year and the exemption shall continue to be allowed to
1594 such person. It shall be the duty of any person granted the homestead exemption under
1595 subsection (b) of this section to notify the governing authority of the City of Greenhaven, or
1596 the designee thereof, in the event that person for any reason becomes ineligible for that
1597 exemption.

1598 (e) The exemption granted by subsection (b) of this section shall not apply to or affect state
1599 ad valorem taxes, county ad valorem taxes for county purposes, or county or independent
1600 school district ad valorem taxes for educational purposes. The homestead exemption granted
1601 by subsection (b) of this section shall be in addition to and not in lieu of any other homestead
1602 exemption applicable to municipal ad valorem taxes for municipal purposes.

1603 (f) The exemption granted by subsection (b) of this section shall apply to all taxable years
1604 beginning on or after January 1, 2020.

SECTION 7.34.

1605

1606

Homestead exemption; general.

1607 (a) As used in this section, the term:

1608 (1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal
1609 purposes levied by, for, or on behalf of the City of Greenhaven, including, but not limited
1610 to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

1611 (2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of
1612 the O.C.G.A., as amended.

1613 (b) Each resident of the City of Greenhaven is granted an exemption on that person's
1614 homestead from City of Greenhaven ad valorem taxes for municipal purposes in the amount
1615 of \$10,000.00 of the assessed value of that homestead. The value of that property in excess
1616 of such exempted amount shall remain subject to taxation.

1617 (c) A person shall not receive the homestead exemption granted by subsection (b) of this
1618 section unless the person or person's agent files an application with the governing authority
1619 of the City of Greenhaven, or the designee thereof, giving such information relative to
1620 receiving such exemption as will enable the governing authority of the City of Greenhaven,
1621 or the designee thereof, to make a determination regarding the initial and continuing
1622 eligibility of such owner for such exemption. The governing authority of the City of
1623 Greenhaven, or the designee thereof, shall provide application forms for this purpose.

1624 (d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of
1625 the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year
1626 so long as the owner occupies the residence as a homestead. After a person has filed the
1627 proper application, as provided in subsection (c) of this section, it shall not be necessary to
1628 make application thereafter for any year and the exemption shall continue to be allowed to
1629 such person. It shall be the duty of any person granted the homestead exemption under
1630 subsection (b) of this section to notify the governing authority of the City of Greenhaven, or
1631 the designee thereof, in the event that person for any reason becomes ineligible for that
1632 exemption.

1633 (e) The exemption granted by subsection (b) of this section shall not apply to or affect state
1634 ad valorem taxes, county ad valorem taxes for county purposes, or county or independent
1635 school district ad valorem taxes for educational purposes. The homestead exemption granted
1636 by subsection (b) of this section shall be in addition to and not in lieu of any other homestead
1637 exemption applicable to municipal ad valorem taxes for municipal purposes.

1638 (f) The exemption granted by subsection (b) of this section shall apply to all taxable years
1639 beginning on or after January 1, 2020.

SECTION 7.35.

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Homestead exemption; surviving spouses.

1642 (a) As used in this section, the term:

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(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Greenhaven, including, but not limited to, ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

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(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

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(3) "Unremarried surviving spouse" of a member of the armed forces includes the unmarried widow or widower of a member of the armed forces who is receiving spousal benefits from the United States Department of Veterans Affairs.

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(b) Any person who is a resident of the City of Greenhaven and who is an unremarried surviving spouse of a member of the armed forces of the United States, which member has been killed in or has died as a result of any war or armed conflict in which the armed forces of the United States engaged, whether under United States command or otherwise, shall be granted a homestead exemption from all City of Greenhaven ad valorem taxation for municipal purposes in the amount of the greater of \$32,500.00 or the maximum amount which may be granted to a disabled veteran under Section 2102 of Title 38 of the United States Code, as amended. As of January 1, 2013, the maximum amount which may be granted to a disabled veteran under Section 2102 of Title 38 of the United States Code, as amended, is \$50,000.00. The exemption shall be on the homestead which the unremarried surviving spouse owns and actually occupies as a residence and homestead. In the event such surviving spouse remarries, such person shall cease to be qualified to continue the exemption under this Act effective December 31 of the taxable year in which such person remarries. The value of all property in excess of such exemption granted to such unremarried surviving spouse shall remain subject to taxation.

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(c) In order to qualify for the exemption provided for in this Act, the unremarried surviving spouse shall furnish to the governing authority of the City of Greenhaven, or the designee thereof, documents from the Secretary of Defense evidencing that such unremarried surviving spouse receives spousal benefits as a result of the death of such person's spouse who as a member of the armed forces of the United States was killed or died as a result of a war or armed conflict while on active duty or while performing authorized travel to or from active duty during such war or armed conflict in which the armed forces of the United States engaged, whether under United States command or otherwise, pursuant to the Survivor Benefit Plan under Subchapter II of Chapter 73 of Title 10 of the United States Code or pursuant to any preceding or subsequent federal law which provides survivor benefits for

1676 spouses of members of the armed forces who were killed or who died as a result of any war
1677 or armed conflict.

1678 (d) An unremarried surviving spouse filing for the exemption under this section shall be
1679 required to file with the governing authority of the City of Greenhaven, or the designee
1680 thereof, information relative to marital status and such other information which the governing
1681 authority of the City of Greenhaven, or the designee thereof, deems necessary to determine
1682 eligibility for the exemption. Each unremarried surviving spouse shall file for the exemption
1683 only once with the governing authority of the City of Greenhaven or the designee thereof.
1684 Once filed, the exemption shall automatically be renewed from year to year, except that the
1685 governing authority of the City of Greenhaven, or the designee thereof, may require annually
1686 that the holder of an exemption substantiate his or her continuing eligibility for the
1687 exemption. It shall be the duty of any person granted the homestead exemption under this
1688 section to notify the governing authority of the City of Greenhaven, or the designee thereof,
1689 in the event that person for any reason becomes ineligible for such exemption.

1690 (e) The exemption granted by this section shall be in lieu of and not in addition to any other
1691 exemption from ad valorem taxation for municipal purposes which is equal to or lower in
1692 amount than such exemption granted by this section. If the amount of any other exemption
1693 from ad valorem taxation for municipal purposes applicable to any resident qualifying under
1694 this section is greater than or is increased to an amount greater than the amount of the
1695 applicable exemption granted by this section, such other exemption shall apply and shall be
1696 in lieu of and not in addition to the exemption granted by this section.

1697 (f) The exemptions granted by this section shall apply to all tax years beginning on or after
1698 January 1, 2020.

1699 **SECTION 7.36.**

1700 **Homestead exemption; one mill equivalent.**

1701 (a) As used in this section, the term:

1702 (1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal
1703 purposes levied by, for, or on behalf of the City of Greenhaven, including, but not limited
1704 to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

1705 (2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of
1706 the O.C.G.A., as amended.

1707 (b) Each resident of the City of Greenhaven is granted an exemption on such person's
1708 homestead from City of Greenhaven ad valorem taxes for municipal purposes in an amount
1709 that provides the dollar equivalent of a one mill reduction of the millage rate applicable to
1710 the homestead property with respect to ad valorem taxes for municipal purposes for the

1711 taxable year. The value of such property in excess of such exempted amount shall remain
1712 subject to taxation.

1713 (c) A person shall not receive the homestead exemption granted by subsection (b) of this
1714 section unless the person or person's agent files an application with the governing authority
1715 of the City of Greenhaven, or the designee thereof, giving such information relative to
1716 receiving such exemption as will enable the governing authority of the City of Greenhaven,
1717 or the designee thereof, to make a determination regarding the initial and continuing
1718 eligibility of such owner for such exemption. The governing authority of the City of
1719 Greenhaven, or the designee thereof, shall provide application forms for this purpose.

1720 (d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of
1721 the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year
1722 so long as the owner occupies the residence as a homestead. After a person has filed the
1723 proper application as provided in subsection (c) of this section, it shall not be necessary to
1724 make application thereafter for any year, and the exemption shall continue to be allowed to
1725 such person. It shall be the duty of any person granted the homestead exemption under
1726 subsection (b) of this section to notify the governing authority of the City of Greenhaven, or
1727 the designee thereof, in the event such person for any reason becomes ineligible for such
1728 exemption.

1729 (e) The exemption granted by subsection (b) of this section shall not apply to or affect state
1730 ad valorem taxes, county ad valorem taxes for county purposes, or county or independent
1731 school district ad valorem taxes for educational purposes. The homestead exemption granted
1732 by subsection (b) of this section shall be in addition to and not in lieu of any other homestead
1733 exemption applicable to municipal ad valorem taxes for municipal purposes.

1734 (f) The exemption granted by subsection (b) of this section shall apply to all taxable years
1735 beginning on or after January 1, 2020.

1736 **SECTION 7.37.**

1737 Homestead exemption; fire services tax district HOST equivalent.

1738 (a) As used in this section, the term:

1739 (1) "Ad valorem taxes for fire services" means all ad valorem taxes for the purpose of
1740 providing fire services levied by, for, or on behalf of the City of Greenhaven, including,
1741 but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded
1742 indebtedness.

1743 (2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of
1744 the O.C.G.A., as amended.

1745 (b) In the event that the City of Greenhaven assumes responsibility for the transfer of fire
1746 services from DeKalb County, each resident of the City of Greenhaven is granted an annual
1747 exemption on such person's homestead from City of Greenhaven ad valorem taxes in a fixed
1748 amount equal to the HOST tax credit provided to DeKalb County residences which
1749 participate in the Fire Services Special Tax District at a level equal to the average percentage
1750 credit for the five years immediately preceding the cutover of fire services. The value of
1751 such property in excess of such exempted amount shall remain subject to taxation.

1752 (c) A person shall receive the homestead exemption granted by subsection (b) of this section
1753 provided that the person or person's agent has filed or files an application with the governing
1754 authority of the City of Greenhaven in accordance with subsection (c) of Section 7.34 or
1755 subsection (c) of Section 7.36 of this charter giving such information relative to receiving
1756 such exemption as will enable the governing authority of the City of Greenhaven, or the
1757 designee thereof, to make a determination regarding the initial and continuing eligibility of
1758 such owner for such exemption. No additional homestead exemption form or application is
1759 required to grant the homestead exemption under this section.

1760 (d) The exemption shall be automatically renewed from year to year so long as the owner
1761 occupies the residence as a homestead. After a person has filed the proper application, it
1762 shall not be necessary to make application thereafter for any year, and the exemption shall
1763 continue to be allowed to such person. It shall be the duty of any person granted the
1764 homestead exemption under subsection (b) of this section to notify the governing authority
1765 of the City of Greenhaven, or the designee thereof, in the event such person for any reason
1766 becomes ineligible for such exemption.

1767 (e) The exemption granted by subsection (b) of this section shall not apply to or affect state
1768 ad valorem taxes, county ad valorem taxes for county purposes, or county or independent
1769 school district ad valorem taxes for educational purposes. The homestead exemption granted
1770 by subsection (b) of this section shall be in addition to and not in lieu of any other homestead
1771 exemption applicable to municipal ad valorem taxes for municipal purposes.

1772 (f) The exemption granted by subsection (b) of this section shall apply to all taxable years
1773 beginning in the year in which the City of Greenhaven assumes responsibility for the transfer
1774 of fire services from DeKalb County. In the event that the transfer of fire services does not
1775 coincide with a taxable year end, the homestead exemption shall be prorated in the first year
1776 in an amount equal to the percent of the first year in which Greenhaven provides fire
1777 services.

1778 **ARTICLE VIII**

1779 **ECONOMIC DEVELOPMENT PROVISIONS**

1780 **SECTION 8.10.**

1781 Creation of office of economic development

1782 As provided in Section 5.16 of this charter, an Office of Economic Development shall be
1783 created in the executive branch.

1784 **SECTION 8.11.**

1785 Creation of development authorities.

1786 The City of Greenhaven shall have the authority to create one or more statutory agencies for
1787 the purpose of promoting trade, commerce, industry, and employment opportunities for the
1788 public good and to promote the general welfare of the city. The statutory agencies, when
1789 permitted by law, may develop financing packages including, but not limited to, provision
1790 of taxable and tax-exempt bonds for companies based on the type and number of jobs
1791 produced.

1792 **SECTION 8.12.**

1793 Urban redevelopment agency.

1794 The City of Greenhaven shall have the authority to create an urban redevelopment agency
1795 with all the powers, rights, and authorities that attend its creation including all financing
1796 capability.

1797 **SECTION 8.13.**

1798 Cooperation with community area planning Units (CAPU's).

1799 The planning department of the City of Greenhaven shall seek input from the Office of
1800 Economic Development and the CAPU's to develop a comprehensive community economic
1801 development plan.

1802 **SECTION 8.14.**

1803 Eminent domain for economic development.

1804 The City of Greenhaven's statutory agencies may engage in the use of eminent domain when
1805 necessary for economic development purposes, provided it is consistent with state law.

1806 ARTICLE IX

1807 GENERAL PROVISIONS

1808 SECTION 9.10.

1809 DeKalb County special services tax district.

1810 For the taxable years beginning on or after January 1, 2020, the adjusted ad valorem tax
 1811 millage rate and amount for service charges or fees for district services for the City of
 1812 Greenhaven special services tax district shall be 0 percent. This section is enacted pursuant
 1813 to the authority granted to the General Assembly under Section 1 of that local constitutional
 1814 amendment providing that certain municipalities in DeKalb County shall constitute special
 1815 services tax districts, Resolution Act No 168; House Resolution No. 715-1916; Ga. L. 1978,
 1816 p. 2468, to control the subject matter of such local constitutional amendment. Municipal
 1817 services provided by DeKalb County for the City of Greenhaven shall be established through
 1818 intergovernmental agreements or established as otherwise authorized by statute.

1819 SECTION 9.11.

1820 Referendum and initial election.

1821 (a) The election superintendent of DeKalb County shall call a special election for the
 1822 purpose of submitting this Act to the qualified voters of the proposed City of Greenhaven for
 1823 approval or rejection. The superintendent shall set the date of such election for the Tuesday
 1824 after the first Monday in November 2019. The superintendent shall issue the call for such
 1825 election at least 60 days prior to the date thereof. The superintendent shall cause the date and
 1826 purpose of the election to be published once a week for two weeks immediately preceding
 1827 the date thereof in the official organ of DeKalb County. The ballot shall have written or
 1828 printed thereon the words:

1829 "() YES Shall the Act incorporating the City of Greenhaven in DeKalb County
 1830 according to the charter contained in the Act and the homestead exemptions

1831 () NO described in the Act be approved?"

1832 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring
 1833 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on
 1834 such question are for approval of the Act, it shall become of full force and effect as provided
 1835 in this charter, otherwise it shall be void and of no force and effect. The initial expense of
 1836 such election shall be borne by DeKalb County. Within two years after the elections if the
 1837 incorporation is approved, the City of Greenhaven shall reimburse DeKalb County for the
 1838 actual cost of printing and personnel services for such election and for the initial election of
 1839 the mayor and councilmember's pursuant to subsection (f) of Section 2.10 of this charter. It

1840 shall be the duty of the superintendent to hold and conduct such election. It shall be his or
1841 her further duty to certify the result thereof to the Secretary of State.

1842 (b) For the purposes of the referendum election provided for in subsection (a) of this section
1843 and for the purposes of the special election of the City of Greenhaven to be held on the date
1844 of and in conjunction with the 2020 presidential preference primary, the qualified electors
1845 of the City of Greenhaven shall be those qualified electors of DeKalb County residing within
1846 the corporate limits of the City of Greenhaven as described by Appendix A of this charter.
1847 The qualified voters for each District, as stated in subsection (f) of Section 2.10 of this
1848 charter and specified in Appendix B shall be the qualified electors of DeKalb County
1849 residing within each of the districts within the City of Greenhaven with the exception of the
1850 president of the council and the mayor who shall be elected at-large within the City of
1851 Greenhaven. At subsequent municipal elections, the qualified electors of the City of
1852 Greenhaven shall be determined pursuant to the authority of Chapter 2 of Title 21 of the
1853 O.C.G.A., the "Georgia Election Code."

1854 (c) Only for the purposes of holding and conducting the referendum election provided for
1855 by subsection (a) of this section and holding and conducting the special election of the City
1856 of Greenhaven to be held on the date of and in conjunction with the 2020 presidential
1857 preference primary, the election superintendent of DeKalb County is vested with the powers
1858 and duties of the election superintendent of the City of Greenhaven and the powers and
1859 duties of the governing authority of the City of Greenhaven.

1860 **SECTION 9.12.**

1861 Effective dates and transition.

1862 (a) The initial mayor and councilmembers shall take the oath of office the next business day
1863 after certification of the election of such officers and by action of any four members of the
1864 governing authority may, prior to the first day of the second month immediately following
1865 the special election to elect the initial mayor, president of the city council, and
1866 councilmembers, meet and take actions binding on the city.

1867 (b) A period of time will be needed for an orderly transition of various government functions
1868 from DeKalb County to the City of Greenhaven. Accordingly, there shall be a two-year
1869 transition period as allowed by law beginning at 12:01 A.M. on July 1, 2020.

1870 (c) During such transition period, DeKalb County shall continue to provide within the
1871 territorial limits of the city all government services and functions which DeKalb County
1872 provided prior to July 1, 2020, and at the same actual direct cost and level of service, except
1873 to the extent otherwise provided in this section; provided, however, that upon at least 30
1874 days' prior written notice to the governing authority of DeKalb County by the governing

1875 authority of the City of Greenhaven, responsibility for any such service or function shall be
 1876 transferred to the City of Greenhaven. The governing authority of the City of Greenhaven
 1877 shall determine the date of commencement of collection of taxes, fees, assessments, fines and
 1878 forfeitures, and other monies within the territorial limits of the city and the date upon which
 1879 the City of Greenhaven is considered removed from the special services tax district.

1880 (d) During the transition period, the governing authority of the City of Greenhaven may
 1881 generally exercise any power granted by this charter or general law, except to the extent that
 1882 a power is specifically and integrally related to the provision of a governmental service,
 1883 function, or responsibility not yet provided or carried out by the city.

1884 (e) During the transition period, all ordinances of DeKalb County shall remain applicable
 1885 within the territorial limits of the city unless otherwise amended, repealed, or replaced by the
 1886 City of Greenhaven. Any transfer of jurisdiction to the City of Greenhaven during or at the
 1887 end of the transition period shall not in and of itself abate any judicial proceeding pending
 1888 in DeKalb County or the pending prosecution of any violation of any ordinance of DeKalb
 1889 County.

1890 (f) During the transition period, the governing authority of the City of Greenhaven may at
 1891 any time, without the necessity of any agreement by DeKalb County, commence to exercise
 1892 its planning and zoning powers; provided, however, that the city shall give the county notice
 1893 of the date on which the city will assume the exercise of such powers. Upon the governing
 1894 authority of the City of Greenhaven commencing to exercise its planning and zoning powers,
 1895 the Municipal Court of City of Greenhaven shall immediately have jurisdiction to enforce
 1896 the planning and zoning ordinances of the city. The provisions of this subsection shall
 1897 control over any conflicting provisions of any other subsection of this section.

1898 (g) Effective upon the termination of the transition period, subsections (b) through (f) of this
 1899 section shall cease to apply except for the last sentence of subsection (e) which shall remain
 1900 effective. Effective upon the termination of the transition period, the City of Greenhaven
 1901 shall be a full functioning municipal corporation and subject to all general laws of this state.

1902 **SECTION 9.13.**

1903 Directory nature of dates.

1904 It is the intention of the General Assembly that this Act be construed as directory rather than
 1905 mandatory with respect to any date prescribed in this Act. If it is necessary to delay any
 1906 action called for in this Act for providential cause or any other reason, it is the intention of
 1907 the General Assembly that the action be delayed rather than abandoned. Any delay in
 1908 performing any action under this Act, whether for cause or otherwise, shall not operate to
 1909 frustrate the overall intent of this Act. Without limiting the generality of the foregoing, it is

1910 specifically provided that, if it is not possible to hold the referendum election provided for
 1911 in subsection (a) of Section 9.11 of this charter on the date specified in that section, then such
 1912 referendum shall be held as soon thereafter as is reasonably practicable. If the referendum
 1913 election provided for in subsection (a) of Section 9.11 of this charter is conducted on or
 1914 before the Tuesday after the first Monday in November, 2019, the special election for the
 1915 initial members of the governing authority shall be conducted on the date specified in
 1916 subsection (b) of Section 9.11 of this charter. If the referendum election provided for under
 1917 subsection (a) of Section 9.11 of this charter is conducted after the Tuesday after the first
 1918 Monday in November, 2019, then the special election for the initial members of the
 1919 governing authority shall be held as soon thereafter as is reasonably practicable, and the
 1920 commencement of the initial terms of office shall be delayed accordingly. If the first election
 1921 provided for in subsection (b) of Section 9.11 of this charter occurs after the date specified
 1922 in such subsection, the city council shall be authorized to delay the dates otherwise specified
 1923 in Section 9.12 of this charter.

1924 **SECTION 9.14.**

1925 Charter commission.

1926 Not later than five years after the inception of the City of Greenhaven, the mayor and the city
 1927 council shall call for a charter commission to review the city's experience and recommend
 1928 to the General Assembly any changes to the charter. Members of the charter commission
 1929 shall be appointed as follows: one member by the mayor, six community area representatives
 1930 (one chosen by each councilperson from Districts 1-6), two businesses selected by one of the
 1931 entities created by Article VIII (Economic Development Provisions) of this charter, and one
 1932 member appointed by a vote of the Georgia House of Representatives and one member
 1933 appointed by vote of the Georgia Senate, both of whose districts lie wholly or partially within
 1934 the corporate boundaries of the City of Greenhaven. All members of the charter commission
 1935 shall reside in the City of Greenhaven. The commission shall complete the recommendations
 1936 within the time frame required by the city council.

1937 **SECTION 9.15.**

1938 Bonds for officials.

1939 The officers and employees of this city, both elective and appointive, shall execute such
 1940 surety or fidelity bonds in such amounts and upon such terms and conditions as the city
 1941 council shall from time to time require by ordinance or as may be provided by law.

SECTION 9.16.

Severability.

1944 If any article, section, subsection, paragraph, sentence, or part thereof of this charter shall be
 1945 held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect
 1946 or impair other parts of this charter unless it clearly appears that such other parts are wholly
 1947 and necessarily dependent upon the part held to be invalid or unconstitutional, it being the
 1948 legislative intent in enacting this charter that each article, section, subsection, paragraph,
 1949 sentence or part thereof be enacted separately and independent of each other.

SECTION 9.17.

Effective date.

1952 This Act shall become effective upon its approval by the Governor or upon its becoming law
 1953 without such approval.

SECTION 9.18.

Repealer.

1956 All laws and parts of laws in conflict with this Act are repealed.

APPENDIX A

LEGAL DESCRIPTION

CORPORATE LIMITS

CITY OF GREENHAVEN, DEKALB COUNTY, GEORGIA

1961 Plan: greenhaven-city-2018

1962 Plan Type: local

1963 Administrator: greenhaven

1964 User: bak

1965 District GREENHAVEN

1966 DeKalb County

1967 VTD: 089AA - ALLGOOD ELEMENTARY

1968 023204:

1969 1004 1005 1007 1008 1010 1011 1012 2000 2001 2002 2003 2004

1970 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015

1971 VTD: 089AC - ATHERTON ELEMENTARY
 1972 VTD: 089AE - AVONDALE (AVO)
 1973 023102:
 1974 1013
 1975 VTD: 089AF - HOOPER ALEXANDER
 1976 022900:
 1977 3028
 1978 023101:
 1979 2002 2003 2013 2014

 1980 VTD: 089AM - AVONDALE MIDDLE
 1981 023112:
 1982 1007
 1983 023113:
 1984 2010
 1985 023115:
 1986 1000 1007
 1987 VTD: 089BJ - BROWN'S MILL ELEMENTARY
 1988 023426:
 1989 1001 1002 1003 1005 1006 1007 1008 1009 1010 1011 1012 1013
 1990 1014 1015 1016 1017 1018 1019 1024 1025 1031 2015 2030 2031
 1991 2032
 1992 VTD: 089BL - BOULDERCREST RD
 1993 VTD: 089BM - BETHUNE MIDDLE
 1994 VTD: 089CA - COLUMBIA DRIVE
 1995 VTD: 089CB - CANBY LANE ELEMENTARY
 1996 VTD: 089CC - COLUMBIA ELEMENTARY
 1997 VTD: 089CD - CEDAR GROVE ELEMENTARY
 1998 VTD: 089CG - CHAPEL HILL ELEMENTARY
 1999 VTD: 089CL - CLIFTON ELEMENTARY
 2000 VTD: 089CM - COLUMBIA MIDDLE
 2001 VTD: 089CP - CROSSROADS
 2002 VTD: 089CQ - CANDLER
 2003 VTD: 089CR - CEDAR GROVE MIDDLE
 2004 VTD: 089CS - CEDAR GROVE SOUTH
 2005 VTD: 089CT - COVINGTON HWY L
 2006 VTD: 089DE - DUNAIRE ELEM

2007 VTD: 089EB - EASTLAND
 2008 VTD: 089FC - FLAT SHOALS ELEM
 2009 VTD: 089FE - FLAT SHOALS PARKWAY
 2010 VTD: 089FJ - FLAT SHOALS
 2011 VTD: 089FK - FLAKES MILL FIRE
 2012 VTD: 089FL - FLAT SHOALS LIBRARY
 2013 VTD: 089FM - FREEDOM MIDDLE
 2014 VTD: 089GB - GLENHAVEN
 2015 VTD: 089GC - GRESHAM PARK ELEM
 2016 VTD: 089GE - GLENHAVEN ELEM
 2017 VTD: 089HA - HAMBRICK ELEM
 2018 021908:
 2019 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 2020 1012 1013 1014
 2021 021909:
 2022 1000 1001 1007 2000 3000
 2023 022004:
 2024 2000 2001 2002 2003 2004 2005 2006 3000 3001 3002 3003 3004
 2025 3005 3006 3007 3008 3009 3010 3011
 2026 022005:
 2027 3000
 2028 VTD: 089HH - NARVIE J HARRIS
 2029 VTD: 089IB - INDIAN CREEK ELEM
 2030 022005:
 2031 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1015
 2032 2002 2003 2004 2005 2006 2007 2008 2009 2010
 2033 022007:
 2034 1003 1004 2015 2017 2019 2020 2021
 2035 022008:
 2036 2005 2006 2007 2009 2010 4006
 2037 VTD: 089JB - JOLLY ELEM
 2038 022010:
 2039 1000 1004 1005 1006 1019 1020 1021
 2040 VTD: 089KA - KELLEY LAKE ELEM
 2041 VTD: 089KC - KELLEY CHAPEL
 2042 VTD: 089KD - ML KING JR HIGH
 2043 VTD: 089KE - KNOLLWOOD ELEM

2044 VTD: 089LH - LITHONIA HIGH SCHOOL
 2045 023309:
 2046 3015 3016 3017 3018 3019 3020 3021 3022 3023 3024 3025 3026
 2047 3027 3028 3029 3030 3031 3032
 2048 VTD: 089MA - ELDRIDGE L MILL
 2049 VTD: 089MC - MARBUT ELEM
 2050 023309:
 2051 1000 1001 1002 1003 1004 2000 2001 2002 2003 2004 2007 4000
 2052 4001 4002 4003 4004 4005 4006

 2053 023314:
 2054 3015
 2055 VTD: 089MI - MILLER GROVE MIDDLE SCHOOL
 2056 023214:
 2057 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 2058 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
 2059 1024 2004 2005 2006 2007 2015 2016 2017 2018 2019 2020 2021
 2060 2025
 2061 VTD: 089ML - MEADOWVIEW ELEM
 2062 VTD: 089MM - MEMORIAL NORTH
 2063 022004:
 2064 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 2065 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021
 2066 022005:
 2067 2000 2001 3001 3005 3006 3007 3008 3009 3010 3011 3012 3013
 2068 3014
 2069 022008:
 2070 1000 1001 1005 1006 1007 1008 1009 1015 1016 3000 3003 3004
 2071 3005 3006
 2072 VTD: 089MN - MEMORIAL SOUTH
 2073 VTD: 089MO - MIDWAY ELEM
 2074 023102:
 2075 1020 1021 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009
 2076 2010 2011 2012 2013 2014 2015 2016 2017
 2077 023107:
 2078 1017 1018 1023 1024 1025 1026 3000 3001 3002 3003 3004 3005
 2079 3006 3007 3008 3009 3010 3011 3012 3013 3014 3015

2080 VTD: 089MP - MCNAIR MIDDLE
 2081 VTD: 089MR - BOB MATHIS ELEM
 2082 VTD: 089NC - NORTH HAIRSTON
 2083 021910:
 2084 1001 1002 1003 1004 1005 1006 1007 1008 2001 2002 2003 2004
 2085 2005 2006 2007 2008 2009 2010 2011
 2086 VTD: 089OV - OAK VIEW ELEM
 2087 VTD: 089PA - PEACHCREST ELEM
 2088 VTD: 089PC - PRINCETON ELEM

 2089 023306:
 2090 3000 3001 3002 3003 3004 3009 3010 3011 3017 3018 3019
 2091 VTD: 089PH - PANOLA
 2092 VTD: 089PI - PANOLA WAY ELEM
 2093 023211:
 2094 2004 2007 2008 2010 2011 2012 2013 2015 2016
 2095 023212:
 2096 2000 2001 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012
 2097 VTD: 089PN - PINEY GROVE
 2098 VTD: 089RA - RAINBOW ELEM
 2099 VTD: 089RC - REDAN ELEM
 2100 VTD: 089RE - ROCKBRIDGE ELEM
 2101 VTD: 089RF - ROCK CHAPEL ELEM
 2102 VTD: 089RG - ROWLAND ELEM
 2103 VTD: 089RH - REDAN-TROTTI
 2104 023313:
 2105 1000 1001 1002 2000 2001 2002 2003 2004 2005 2006 2007 2008
 2106 2009 2010 2011
 2107 VTD: 089RI - ROCKBRIDGE ROAD
 2108 VTD: 089RJ - ROWLAND ROAD
 2109 VTD: 089RK - REDAN ROAD
 2110 VTD: 089RL - ROCK CHAPEL ROAD
 2111 023303:
 2112 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1013
 2113 1014 1015 2000 2001 2002 2003 2004 2011 2013 2014 2015 2016
 2114 2017 2018 2036
 2115 023315:

2116 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029
 2117 2030 2031 2032 2033 2034 2035 2037 2038 2039 2040 2041
 2118 VTD: 089RM - REDAN MIDDLE
 2119 VTD: 089SC - SCOTTDALE
 2120 022001:
 2121 2032 2035
 2122 022007:
 2123 1007 1009 1010 2018
 2124 022100:
 2125 1000 1001 1002 1003 1004
 2126 VTD: 089SD - STN MTN ELEMENTARY
 2127 021906:
 2128 1002 2007 2008 2012 2013 2014 2015 2019 2020 2021 2022
 2129 021907:
 2130 1000 1012 1013 1014 1015 1016 1017 1018 1019 1021 1022 1023
 2131 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035
 2132 1036 1037 1038 1039 1040 1051 1052 1053 1054 1055 1056 1057
 2133 1058 1059 1060 1061 1062 1063 1064 1065 1066 1068 2015 2016
 2134 2024 2025 2026 2027 2028 2029 2032 2036 2037 2038 2039 2040
 2135 2041 2042 2043 2044 2045 2046 2048 2049 2050 2051 2052 2053
 2136 3001 3002 3003 3004 3011 3012 3013 3025 3027 3062 3063
 2137 VTD: 089SG - SNAPFINGER ELEM
 2138 VTD: 089SI - STN MTN MIDDLE
 2139 021907:
 2140 3026
 2141 VTD: 089SJ - STONE MILL ELEM
 2142 021906:
 2143 3008 3009 3010 3011 3012 3013 3014 3015 3016 3017 3018
 2144 021907:
 2145 3028 3029 3031 3034 3060 3061
 2146 021908:
 2147 2000 2001 2002 2003
 2148 021911:
 2149 1000 1001 1002 1003 1004 1005 2003 2004 2005 2006 2007 2008
 2150 2009 2010 2011
 2151 021913:
 2152 3001 3004 3005 3006 3007 3008

2153 VTD: 089SK - SHADOW ROCK ELEM
 2154 VTD: 089SL - STONEVIEW ELEM
 2155 023303:
 2156 2005 2006 2007 2008 2009 2010 2030 3000 3001 3010 3011 3025
 2157 3026 3030 3031 3032 3033 3034 3035 3036
 2158 VTD: 089SO - SOUTH DESHON
 2159 VTD: 089SP - STN MTN CHAMPION
 2160 021906:
 2161 1004 1005 1010 3022 3026 3027
 2162 VTD: 089SR - SNAPFINGER ROAD
 2163 VTD: 089SS - SNAPFINGER ROAD
 2164 023414:
 2165 1013 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025
 2166 1026
 2167 VTD: 089ST - STEPHENSON MIDDLE
 2168 VTD: 089SU - SOUTH HAIRSTON
 2169 VTD: 089SV - STEPHENSON HIGH
 2170 VTD: 089TA - TERRY MILL ELEM
 2171 VTD: 089TB - TILSON ELEM
 2172 VTD: 089TC - TONEY ELEM
 2173 VTD: 089WA - WADSWORTH ELEM
 2174 VTD: 089WB - WESLEY CHAPEL SOUTH
 2175 VTD: 089WG - WOODRIDGE ELEM
 2176 VTD: 089WK - WHITE OAK
 2177 VTD: 089WN - WYNBROOKE ELEM
 2178 VTD: 089YA - YOUNG ROAD

2179 As used in this appendix, the term "VTD" (voting tabulation district) shall mean and describe
 2180 the same geographical boundaries as provided in the report of the Bureau of the Census for
 2181 the United States decennial census of 2010 for the State of Georgia. The separate numeric
 2182 designations which are underneath a VTD heading shall mean and describe individual blocks
 2183 within a VTD as provided in the report of the Bureau of the Census for the United States
 2184 decennial census of 2010 for the State of Georgia. Any part of the territory described in this
 2185 appendix that has been annexed into another municipality before July 1, 2019, shall
 2186 nevertheless not be included in any of the districts described in this appendix.

2187 APPENDIX B
 2188 COUNCIL DISTRICTS
 2189 CITY OF GREENHAVEN, DEKALB COUNTY, GEORGIA

2190 Plan: greenhaven-dist-2018

2191 Plan Type: local

2192 Administrator: greenhaven

2193 User: bak

2194 District 001

2195 DeKalb County

2196 VTD: 089AA - ALLGOOD ELEMENTARY

2197 023204:

2198 1004 1005 1007 1008 1010 1011 1012 2000 2001 2002 2003 2004

2199 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015

2200 VTD: 089AM - AVONDALE MIDDLE

2201 023112:

2202 1007

2203 023113:

2204 2010

2205 023115:

2206 1000 1007

2207 VTD: 089CT - COVINGTON HWY L

2208 VTD: 089DE - DUNAIRE ELEM

2209 VTD: 089HA - HAMBRICK ELEM

2210 021908:

2211 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011

2212 1012 1013 1014

2213 021909:

2214 1000 1001 1007 2000 3000

2215 022004:

2216 2000 2001 2002 2003 2004 2005 2006 3000 3001 3002 3003 3004

2217 3005 3006 3007 3008 3009 3010 3011

2218 022005:

2219 3000

2220 VTD: 089IB - INDIAN CREEK ELEM

2221 022005:

2222 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1015
 2223 2002 2003 2004 2005 2006 2007 2008 2009 2010
 2224 022007:
 2225 1003 1004 2015 2017 2019 2020 2021
 2226 022008:
 2227 2005 2006 2007 2009 2010 4006
 2228 VTD: 089JB - JOLLY ELEM
 2229 022010:
 2230 1000 1004 1005 1006 1019 1020 1021
 2231 VTD: 089MM - MEMORIAL NORTH

 2232 022004:
 2233 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 2234 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021
 2235 022005:
 2236 2000 2001 3001 3005 3006 3007 3008 3009 3010 3011 3012 3013
 2237 3014
 2238 022008:
 2239 1000 1001 1005 1006 1007 1008 1009 1015 1016 3000 3003 3004
 2240 3005 3006
 2241 VTD: 089MN - MEMORIAL SOUTH
 2242 VTD: 089NC - NORTH HAIRSTON
 2243 021910:
 2244 1001 1002 1003 1004 1005 1006 1007 1008 2001 2002 2003 2004
 2245 2005 2006 2007 2008 2009 2010 2011
 2246 VTD: 089RE - ROCKBRIDGE ELEM
 2247 VTD: 089RG - ROWLAND ELEM
 2248 023111:
 2249 1000 1001 1002 1003 1004 1005 1007 1008 1010 1011 1021
 2250 023112:
 2251 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011
 2252 2012 3000 3001 3002 3003 3004 3005 3006 3007 3008
 2253 023115:
 2254 1001 1002 1003 1004 1005 1006 1008
 2255 VTD: 089SC - SCOTTDALE
 2256 022001:
 2257 2032 2035

2258 022007:
 2259 1007 1009 1010 2018
 2260 022100:
 2261 1000 1001 1002 1003 1004
 2262 VTD: 089SJ - STONE MILL ELEM
 2263 021906:
 2264 3008 3009 3010 3011 3012 3013 3014 3015 3016 3017 3018
 2265 021907:
 2266 3028 3029 3031 3034 3060 3061
 2267 021908:
 2268 2000 2001 2002 2003
 2269 021911:
 2270 1000 1001 1002 1003 1004 1005 2003 2004 2005 2006 2007 2008
 2271 2009 2010 2011
 2272 021913:
 2273 3001 3004 3005 3006 3007 3008
 2274 VTD: 089SP - STN MTN CHAMPION
 2275 021906:
 2276 1004 1005 3022 3026 3027

 2277 District 002
 2278 DeKalb County
 2279 VTD: 089LH - LITHONIA HIGH SCHOOL
 2280 023309:
 2281 3015 3016 3017 3018 3019 3020 3021 3022 3023 3024 3025 3026
 2282 3027 3028 3029 3030 3031 3032
 2283 VTD: 089PC - PRINCETON ELEM
 2284 023306:
 2285 3000 3001 3002 3003 3004 3009 3010 3011 3017 3018 3019
 2286 VTD: 089RC - REDAN ELEM
 2287 VTD: 089RF - ROCK CHAPEL ELEM
 2288 VTD: 089RH - REDAN-TROTTI
 2289 023313:
 2290 1000 1001 1002 2000 2001 2002 2003 2004 2005 2006 2007 2008
 2291 2009 2010 2011
 2292 VTD: 089RI - ROCKBRIDGE ROAD
 2293 VTD: 089RL - ROCK CHAPEL ROAD

2294 023303:
 2295 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1013
 2296 1014 1015 2000 2001 2002 2003 2004 2011 2013 2014 2015 2016
 2297 2017 2018 2036
 2298 023315:
 2299 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029
 2300 2030 2031 2032 2033 2034 2035 2037 2038 2039 2040 2041
 2301 VTD: 089SD - STN MTN ELEMENTARY
 2302 021906:
 2303 1002 2007 2008 2012 2013 2014 2015 2019 2020 2021 2022

 2304 021907:
 2305 1000 1012 1013 1014 1015 1016 1017 1018 1019 1021 1022 1023
 2306 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035
 2307 1036 1037 1038 1039 1040 1051 1052 1053 1054 1055 1056 1057
 2308 1058 1059 1060 1061 1062 1063 1064 1065 1066 1068 2015 2016
 2309 2024 2025 2026 2027 2028 2029 2032 2036 2037 2038 2039 2040
 2310 2041 2042 2043 2044 2045 2046 2048 2049 2050 2051 2052 2053
 2311 3001 3002 3003 3004 3011 3012 3013 3025 3027 3062 3063
 2312 VTD: 089SI - STN MTN MIDDLE
 2313 021907:
 2314 3026
 2315 VTD: 089SK - SHADOW ROCK ELEM
 2316 VTD: 089SL - STONEVIEW ELEM
 2317 023303:
 2318 2005 2006 2007 2008 2009 2010 2030 3000 3001 3010 3011 3025
 2319 3026 3030 3031 3032 3033 3034 3035 3036
 2320 VTD: 089SO - SOUTH DESHON
 2321 VTD: 089SP - STN MTN CHAMPION
 2322 021906:
 2323 1010
 2324 VTD: 089ST - STEPHENSON MIDDLE
 2325 VTD: 089SV - STEPHENSON HIGH
 2326 VTD: 089WN - WYNBROOKE ELEM

 2327 District 003
 2328 DeKalb County

2329 VTD: 089AC - ATHERTON ELEMENTARY
 2330 023206:
 2331 1009 1014 1015 1016
 2332 VTD: 089CP - CROSSROADS
 2333 VTD: 089FM - FREEDOM MIDDLE
 2334 VTD: 089GB - GLENHAVEN
 2335 VTD: 089MA - ELDRIDGE L MILL
 2336 VTD: 089MC - MARBUT ELEM
 2337 023309:
 2338 1000 1001 1002 1003 1004 2000 2001 2002 2003 2004 2007 4000
 2339 4001 4002 4003 4004 4005 4006
 2340 023314:
 2341 3015
 2342 VTD: 089PH - PANOLA
 2343 VTD: 089PI - PANOLA WAY ELEM
 2344 023211:
 2345 2004 2007 2008 2010 2011 2012 2013 2015 2016
 2346 023212:
 2347 2000 2001 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012
 2348 VTD: 089RG - ROWLAND ELEM
 2349 023111:
 2350 1006 1012 1013 1014 1015 1016 1017 1018 1019 1020 1022 1023
 2351 1024 1025 1026 1027 1028
 2352 VTD: 089RJ - ROWLAND ROAD
 2353 VTD: 089RK - REDAN ROAD
 2354 VTD: 089RM - REDAN MIDDLE
 2355 VTD: 089SU - SOUTH HAIRSTON
 2356 VTD: 089WG - WOODRIDGE ELEM
 2357 VTD: 089WK - WHITE OAK
 2358 VTD: 089YA - YOUNG ROAD

 2359 District 004
 2360 DeKalb County
 2361 VTD: 089AC - ATHERTON ELEMENTARY
 2362 023108:
 2363 1003 1004 1005 1006 1014 1015 1016 1017 1018 1019 1020 1021
 2364 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031

2365 VTD: 089AE - AVONDALE (AVO)
 2366 023102:
 2367 1013
 2368 VTD: 089AF - HOOPER ALEXANDER
 2369 022900:
 2370 3028
 2371 023101:
 2372 2002 2003 2013 2014
 2373 VTD: 089BM - BETHUNE MIDDLE
 2374 VTD: 089CA - COLUMBIA DRIVE
 2375 VTD: 089CB - CANBY LANE ELEMENTARY
 2376 VTD: 089CM - COLUMBIA MIDDLE
 2377 VTD: 089FL - FLAT SHOALS LIBRARY
 2378 VTD: 089GE - GLENHAVEN ELEM
 2379 VTD: 089KE - KNOLLWOOD ELEM
 2380 VTD: 089MI - MILLER GROVE MIDDLE SCHOOL
 2381 023214:
 2382 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 2383 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
 2384 1024 2004 2005 2006 2007 2015 2016 2017 2018 2019 2020 2021
 2385 2025
 2386 VTD: 089MO - MIDWAY ELEM
 2387 023102:
 2388 1020 1021 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009
 2389 2010 2011 2012 2013 2014 2015 2016 2017
 2390 023107:
 2391 1017 1018 1023 1024 1025 1026 3000 3001 3002 3003 3004 3005
 2392 3006 3007 3008 3009 3010 3011 3012 3013 3014 3015
 2393 VTD: 089MR - BOB MATHIS ELEM
 2394 VTD: 089PA - PEACHCREST ELEM
 2395 VTD: 089RA - RAINBOW ELEM
 2396 VTD: 089SG - SNAPFINGER ELEM
 2397 VTD: 089SR - SNAPFINGER ROAD

 2398 District 005
 2399 DeKalb County
 2400 VTD: 089BL - BOULDERCREST RD

2401 023423:
 2402 3010 3028 3029 3030
 2403 VTD: 089CC - COLUMBIA ELEMENTARY
 2404 VTD: 089CL - CLIFTON ELEMENTARY
 2405 VTD: 089CQ - CANDLER
 2406 VTD: 089CR - CEDAR GROVE MIDDLE
 2407 023423:
 2408 3000 3001 3002 3003 3011
 2409 023802:
 2410 2024
 2411 VTD: 089EB - EASTLAND
 2412 VTD: 089FC - FLAT SHOALS ELEM
 2413 VTD: 089FJ - FLAT SHOALS
 2414 VTD: 089GC - GRESHAM PARK ELEM
 2415 VTD: 089KA - KELLEY LAKE ELEM
 2416 VTD: 089ML - MEADOWVIEW ELEM
 2417 VTD: 089MP - MCNAIR MIDDLE
 2418 VTD: 089PN - PINEY GROVE
 2419 VTD: 089TA - TERRY MILL ELEM
 2420 VTD: 089TB - TILSON ELEM
 2421 VTD: 089TC - TONEY ELEM
 2422 VTD: 089WA - WADSWORTH ELEM

 2423 District 006
 2424 DeKalb County
 2425 VTD: 089BJ - BROWN'S MILL ELEMENTARY
 2426 023426:
 2427 1001 1002 1003 1005 1006 1007 1008 1009 1010 1011 1012 1013
 2428 1014 1015 1016 1017 1018 1019 1024 1025 1031 2015 2030 2031
 2429 2032
 2430 VTD: 089BL - BOULDERCREST RD
 2431 023423:
 2432 1013 1014 1015 3008 3009 3012 3013 3014 3015 3016 3017 3019
 2433 3020 3021 3022 3023 3024 3025 3026 3027 3037 3049 3050 3051
 2434 3052 3053 3054 3055 3056 3057 3058 3059 3060 3061 3062 3063
 2435 3064 3065 3066 3067 3068 3069 3070 3071 3072 3073 3074 3075
 2436 3076 3077 3078 3079 3080 3081 3082

2437 VTD: 089CD - CEDAR GROVE ELEMENTARY
 2438 VTD: 089CG - CHAPEL HILL ELEMENTARY
 2439 VTD: 089CR - CEDAR GROVE MIDDLE
 2440 023421:
 2441 1007 1008 1009 1010 1011
 2442 023423:
 2443 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014
 2444 2026 2027 2028 2029 3004 3005 3006 3007
 2445 VTD: 089CS - CEDAR GROVE SOUTH
 2446 VTD: 089FE - FLAT SHOALS PARKWAY
 2447 VTD: 089FK - FLAKES MILL FIRE
 2448 VTD: 089HH - NARVIE J HARRIS
 2449 VTD: 089KC - KELLEY CHAPEL
 2450 VTD: 089KD - ML KING JR HIGH
 2451 VTD: 089OV - OAK VIEW ELEM
 2452 VTD: 089SS - SNAPFINGER ROAD
 2453 023414:
 2454 1013 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025
 2455 1026
 2456 VTD: 089WB - WESLEY CHAPEL SOUTH

2457 As used in this appendix, the term "VTD" (voting tabulation district) shall mean and describe
 2458 the same geographical boundaries as provided in the report of the Bureau of the Census for
 2459 the United States decennial census of 2010 for the State of Georgia. The separate numeric
 2460 designations in a district description which are underneath a VTD heading shall mean and
 2461 describe individual blocks within a VTD as provided in the report of the Bureau of the
 2462 Census for the United States decennial census of 2010 for the State of Georgia. Any part of
 2463 the city which is not included in District 1, 2, 3, 4, 5, or 6 as described in this appendix shall
 2464 be included within that district contiguous to such part which contains the least population
 2465 according to the United States decennial census of 2010 for the State of Georgia. Any part
 2466 of the city which is described in this appendix as being in District 1, 2, 3, 4, 5, or 6 shall
 2467 nevertheless not be included within such district if such part is not contiguous to such district.
 2468 Such noncontiguous part shall instead be included within the post that is contiguous to such
 2469 part which contains the least population according to the United States decennial census of
 2470 2010 for the State of Georgia. Except as otherwise provided in the description of any district,
 2471 whenever the description of such district refers to a named city, it shall mean the
 2472 geographical boundaries of that city as shown on the census map for the United States

2473 decennial census of 2010 for the State of Georgia. Any part of the territory described in this
2474 appendix that has been annexed into another municipality before July 1, 2019, shall
2475 nevertheless not be included in any of the districts described in this appendix.

2476 APPENDIX C

2477 CERTIFICATE AS TO MINIMUM STANDARDS

2478 FOR INCORPORATION OF A NEW MUNICIPAL CORPORATION

2479 I, Josh McKoon, Senator from the 29th District, and the author of this bill introduced at the
2480 2018 session of the General Assembly of Georgia, which grants an original municipal charter
2481 to the City of Greenhaven, do hereby certify that this bill is in compliance with the minimum
2482 standards required by Chapter 31 of Title 36 of the O.C.G.A. in that the area embraced within
2483 the original incorporation in this bill is in all respects in compliance with the minimum
2484 standards required by Chapter 31 of Title 36 of the O.C.G.A. This certificate is executed to
2485 conform to the requirements of Code Section 36-31-5 of the O.C.G.A.

2486 So certified this _____ day of _____, 2018.

2487 _____
2488 Honorable Josh McKoon
2489 Senator, District 29
2490 Georgia Senate