

Subject Matter: Oath of Office
Dates of Advertising in *Times-Herald*:
June 10, 2007, June 17, 2007, June 24, 2007
Date First Presented by Council at Public
Meeting: June 11, 2007
Date of Second Reading and
Adoption: July 2, 2007

**TOWN OF SHARPSBURG
COUNTY OF COWETA
STATE OF GEORGIA**

ORDINANCE NUMBER 07-08
(as enacted)
TOWN OF SHARPSBURG, GEORGIA

PREAMBLE AND FINDINGS

WHEREAS, the Town of Sharpsburg (the “Town”) desires to enact an amendment to the Town Charter (the “Charter”) amending the oath of office for the Mayor and members of the Town Council; and

WHEREAS, the Georgia General Assembly enacted a Charter for the Town on March 24, 1978; and

WHEREAS, Code Section 36-35-3 of the Official Code of Georgia allows to a municipal corporation to amend its charter; and

WHEREAS, the Mayor and Town Council have complied with all of the requirements of Code Section 36-35-3 in regards to amending the Charter; and

WHEREAS, Section 2-30 of the Charter states the oath of office for the Mayor and members of the Town Council; and

WHEREAS, the Mayor and Town Council desire to enact the following ordinance thereby amending Article II of the Town of Sharpsburg Charter;

**WHEREFORE THE TOWN OF SHARPSBURG HEREBY ADOPTS AND ORDAINS
THE FOLLOWING ORDINANCE:**

ARTICLE ONE

The Town hereby enacts and ordains an amendment to Article II of the Town of Sharpsburg Charter by deleting Section 2-30 in its entirety and by enacting and ordaining the following language to be codified at Section 2-30 of the Town's Charter as follows:

Section 2-30. Organizational Meeting.

The Town Council shall meet for organization on the first Monday in January following the municipal election. The meeting shall be called in order by the town clerk and the oath of office shall be administered to the newly elected members as follows:

"I, _____, do solemnly swear or affirm that:

I will well and truly perform the duties of Council Member (Mayor) of the Town of Sharpsburg, Georgia, to the best of my skill and ability, and as to me shall seem to me to be the best interest and welfare of said Town, without fear, favor or affection, so help me God;

I am not the holder of any unaccounted for public money due the state of Georgia or any political subdivision or authority thereof;

I am not the holder of any office of trust under the government of the United States, any other state, or any foreign state which I am, by the laws of the State of Georgia, prohibited from holding;

I am otherwise qualified to hold office of Council Member (Mayor) of the Town of Sharpsburg according to the Constitution and laws of Georgia and the Town's Charter;

I will support the Constitution of the United States and the Constitution of Georgia. Further, I do hereby attest that I am not now or never have been a member of any group or organization that would cause harm or be detrimental in any way, to this country, its government or its people."

Following the induction ceremonies of the new members, the council by majority vote of all the members thereof, shall elect one of their members to be mayor pro tem. Said mayor pro tem shall serve for a two year term.

ARTICLE TWO

This Ordinance shall become immediately effective upon its second reading and adoption by the Town Council.

ARTICLE THREE

The Preamble of this Ordinance shall be construed to be, and is hereby incorporated by reference as is fully set out herein.

ARTICLE FOUR

The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, sentence, paragraph, or section of this Ordinance shall be declared illegal by the valid judgment or decree of any court of competent jurisdiction, such an illegality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

ARTICLE FIVE

This Ordinance shall be codified at said Article II of the Town of Sharpsburg Charter.

ARTICLE SIX

All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

[signatures on next page]

APPROVED BY THE MAYOR AND COUNCIL OF THE TOWN OF SHARPSBURG at a regular meeting of the Mayor and Council on the _____ day of _____, 2007, by the following voting for adoption:

Wendell L. Staley, Mayor

J. Clay Cole, Council Member

Larry W. Hyde, Council Member

Derrick McElwaney, Council Member

Standly D. Parten, Council Member

Attest:

Donna M. Camp, Town Clerk