

Subject Matter: Terms 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 07-10
(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") creating staggered terms of office for 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 a municipal corporation to amend its Charter; and

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

WHEREAS, Section 2-14 of the Charter allows the Town Council to enact ordinances to change and/or alter offices created by the Charter; and

WHEREAS, Section 2-11 of the Charter provides for the terms and qualifications of office for the Mayor and Town Council; and

WHEREAS, the Charter currently provides for all Town Council members to be elected to four (4) year terms; and

WHEREAS, the Town Council desires to create staggered terms for 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 2-11 in its entirety and by enacting and ordaining the following language to be Section 2-11 of the Town's Charter as follows:

Section 2-11. Terms and Qualifications of Office.

(a) *The Mayor of the Town shall serve a term of four (4) years and until his/her successor is duly elected and qualified.*

(b) *The terms of office for the members of the Town Council shall be four years each; except for the election to be conducted on November 6, 2007, at which the terms for Post 2 and Post 4 shall be for two years, thereafter all subsequent terms for Post 2 and Post 4 shall be four years.*

(c) *No person is eligible to serve as Mayor or Councilperson unless he shall have attained the age of twenty-one (21) years at the beginning of his/her term of office and unless he/she shall have been a resident of the town for a period of one (1) year immediately prior to the date of the election for his/her office and shall continue to reside therein during his period of service, and shall be registered and qualified to vote in municipal elections of the Town of Sharpsburg.*

ARTICLE TWO

This Ordinance shall become immediately effective upon its adoption; however the newly established terms of office shall become effective on January 1, 2008.

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.

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