

AN ORDINANCE AMENDING THE CITY OF HINESVILLE CODE OF ORDINANCES CHAPTER 2 ADMINISTRATION ARTICLE V-OFFICERS AND EMPLOYEES DIVISION 3-CLERK-TREASURER SECTION 2-312 TO REDESIGNATE THE CITY CLERK-TREASURER POSITION AS A CITY CLERK AND AS A DEPARTMENT HEAD, SUBJECT TO THE DIRECT SUPERVISION, AND DIRECTION OF THE CITY MANAGER, AND FOR ANY OTHER LAWFUL PURPOSES; TO DELETE REFERENCE TO TREASURER FROM DIVISION 3 HEADING; TO DELETE SECTION 2-314 IN ITS ENTIRETY; TO RENUMBER SECTION 2-315 TO 2-314; AND TO CHANGE SECS. 2-316 THROUGH 2-333, RESERVED, TO 2-315 – 333, RESERVED.

WHEREAS, the City of Hinesville (the City) is a home rule unit of local government with the authority to exercise powers and perform functions pertaining to its government and affairs pursuant to Ga. Const. Art. IX, Sec. II, Par. II; and

WHEREAS, the Mayor and City Council are the duly elected governing authority of the City; and

WHEREAS, the City Clerk-Treasurer position was initially established under the City Charter, fulfilling responsibilities mandated by state law, the City Charter, the Personnel and Procedures Manual, and the Code of Ordinances; and

WHEREAS, the Charter-Created City Clerk-Treasurer position serves at the will and pleasure of the Mayor and Council, and can only be terminated or removed from such position by the City Council; and

WHEREAS, the Mayor and City Council determined that transitioning the Charter-Created City Clerk-Treasurer position to that of a City Department Head is in the best interests of the City's organizational readiness, efficiency, and effectiveness; and

WHEREAS, the Mayor and Council introduced and adopted Resolution No: 2024-02, removing any reference to the City Clerk-Treasurer from the City Charter; and

WHEREAS, on a unanimous vote, the Mayor and Council voted to change the Charter-Created City Clerk position into a Department Head role within the city, selected in substantially the same manner as all other Department Heads within the municipality; and

WHEREAS, the City Clerk is the official secretary for the City Council; and

WHEREAS, with the enactment of this Ordinance, the City Clerk will henceforth serve under the authority of the City Manager; and

NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL THAT DIVISION 3-CLERK-TREASURER SECTION 2-312-ELECTION BE CAPTIONED AND AMENDED TO READ AS FOLLOWS:

DIVISION 3-CITY CLERK

Sec. 2-312.- City Clerk Department Head

Department head City Clerk shall be recommended by the City Manager subject to appointment by the Mayor and City Council, and shall be subject to the workplace requirements prescribed in the City of Hinesville Employee Policies and Procedures Manual. Upon appointment, the City Clerk shall be under the administrative supervision of the City Manager.

SECTION 1. SEVERABILITY

If any part or provision of this Ordinance is declared unconstitutional or invalid, in whole or in part, the same shall not affect the validity and effectivity of the other parts or provisions hereof.

SECTION 2. REPEAL

This Ordinance shall be cumulative of all other ordinances which may govern the subject matter hereof except to the extent that such ordinances or parts of ordinances are in conflict with the provisions of this Ordinance. To the extent of

any such conflict, such prior ordinance or parts thereof in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. EFFECTIVE DATE

This Ordinance shall become effective immediately upon passage and publication as provided by law.

DULY ADOPTED THIS 2 DAY OF May 2024, BY THE MAYOR AND COUNCIL OF THE CITY OF HINESVILLE, GEORGIA.

ATTEST:

Karl A. Riles
Karl A. Riles, Mayor

Vicky C. Nelson
Vicky C. Nelson, Mayor Pro Tem

Diana F. Reid
Diana F. Reid, Councilmember

Dexter L. Newby
Dexter L. Newby, Councilmember

Jason Floyd
Jason Floyd, Councilmember

Jose Antonio Ortiz, Jr.
Councilmember

ATTEST:

Kenneth L. Howard
Kenneth Howard, City Manager
Attestor