

**ACTS AND RESOLUTIONS OF THE GENERAL ASSEMBLY OF THE STATE OF GEORGIA 1994**

**LOCAL AND SPECIAL ACTS AND RESOLUTIONS OF THE GENERAL ASSEMBLY OF THE STATE OF GEORGIA 1994**

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**Sequential Number:** 164

**Short Title:** CITY OF MARIETTA -- MAYOR PRO TEMPORE; MARIETTA HISTORIC BOARD OF REVIEW; PENSION BOARD; DOWNTOWN MARIETTA DEVELOPMENT AUTHORITY.

**Law Number:** No. 922

**Origin:** (Senate Bill No. 665).

**Type:** AN ACT

To amend an Act reincorporating the City of Marietta, approved March 23, 1977 (Ga. L. 1977, p. 3541), as amended, particularly by an Act approved March 30, 1989 (Ga. L. 1989, p. 4583), so as to change the provisions relating to the mayor pro tem; to provide for members of the city governing authority to be members of the city's pension board, the Marietta Historic Board of Review, and the Downtown Marietta Development Authority; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**Section 1.** An Act reincorporating the City of Marietta, approved March 23, 1977 (Ga. L. 1977, p. 3541), as amended, particularly by an Act approved March 30, 1989 (Ga. L. 1989, p. 4583), is amended by adding after Section 2.5 a new section to read as follows:

"Section 2.5A. Exceptions to holding other office. Members of the governing authority of the city shall be authorized to be members of the Marietta Historic Board of Review, the pension board created by the city, the Downtown Marietta Development Authority, or any combination of such membership."

**Section 2.** Said Act is further amended by striking Section 2.7 and inserting in its place the following:

"Section 2.7. Mayor pro tem; presiding officer. The mayor pro tem shall be appointed at the January meeting of each year for a term of one year from the members of the

council by the mayor with the consent of a majority of the council. The mayor pro tem shall be clothed with all rights,

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powers, and duties of the mayor during the absence or disability of the latter officer, except that the mayor pro tem shall not have the authority to veto any item but shall retain the right to vote as a member of the council while discharging the duties of the mayor. If there shall be a vacancy in the office of the mayor pro tem, the majority of the council may fill the same at any regular meeting of the council or in vacation. In the event of the death or resignation of the mayor or his or her removal from office, the mayor pro tem shall discharge the duties of the mayor until the vacancy is filled by the selection of a successor as hereinafter provided. If the mayor should not appoint, with the consent of council, a mayor pro tem by January 31 of each year, the council may select the mayor pro tem by majority vote of the council. The mayor pro tem shall be paid in addition to his or her council salary a salary of \$100.00 per month."

**Section 3.** All laws and parts of laws in conflict with this Act are repealed.

### **NOTICE OF INTENTION TO INTRODUCE LOCAL LEGISLATION**

Notice is given that there will be introduced at the regular 1994 session of the General Assembly of Georgia a bill to amend an Act reincorporating the City of Marietta, approved March 23, 1977 (Ga. L. 1977, p. 3541), as amended, and for other purposes.

This 28 day of December, 1993.

SENATORS Johnny Isakson, 21st District Hugh Ragan, 32nd District Steve Thompson, 33rd District Chuck Clay, 37th District Ralph David Abernathy, 38th District REPRESENTATIVES Bill Atkins, 29th District Matt Towery, 30th District Lynda Coker, 31st District John Hammond, 32nd District

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Roy Barnes, 33rd District Jack Vaughan, 34th District Tom Cauthorn, 35th District Earl Ehrhart, 36th District Mitchell Kaye, 37th District Kem Shipp, 38th District Kip Klein, 39th District Steve Clark, 40th District Billy McKinney, 51st District

GEORGIA, FULTON COUNTY

Personally appeared before me, the undersigned authority, duly authorized to administer oaths, Steve Thompson, who, on oath, deposes and says that he is Senator from the 33rd District, and that the attached copy of Notice of Intention to Introduce Local Legislation was published in the Marietta Daily Journal, which is the official organ of Cobb County, on the following date: December 31, 1993.

/s/ Steve Thompson Senator, 33rd District

Sworn to and subscribed before me,

this 16th day of February, 1994.

/s/ Susan Gordon  
Notary Public, Cobb County, Georgia  
My Commission Expires Jan. 5, 1997  
(SEAL)

**Approval Date:** Approved March 29, 1994.