

COUNCIL BILL NO.: 437197 ORDINANCE NO.: 5643

AN ORDINANCE

AMENDING

Chapter 4-8 of the Code of Ordinances of the City of Marietta to clarify the causes for appeal to the Civil Service Board and to provide authority for the appointment of an attorney to advise the Civil Service Board.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MARIETTA, GEORGIA:

Section 1: That Section 4-8-020 of the City of Marietta Code of Ordinances be amended by deleting Paragraph F and identifying the current Paragraph G as Paragraph F.

Section 2: That the second sentence in the paragraph following Paragraph G be amended to read as follows:

Non-grievable actions shall include all items listed as powers of city management listed under Section 4-4-2-040, (F)(3) of the City/BLW personnel rules and regulations, as amended, as well as oral and written reprimands and suspensions with or without pay of ten work days or less (112 hours or less for fire fighters).

Section 3: That a new Section 4-8-080 be created entitled Legal Assistance to read as follows:

The civil service board shall recommend to the city council the name of an attorney specializing in employment law to provide legal assistance to the civil service board. The council may appoint the attorney recommended by the civil service board or some other attorney deemed qualified by the council to hold such position. The appointed attorney shall serve at the pleasure of the city council and may be removed from this appointment by the council. The appointed attorney shall attend all meetings and hearings of the civil service board as directed.

Section 4: It is hereby declared to be the intention of this Ordinance that its sections, paragraphs, sentences, clauses, phrases and words are severable, and if any section, paragraph, clause, phrase or word of this Ordinance is declared to be unconstitutional or invalid, it shall not affect any of the remaining sections, paragraphs, clauses, phrases or words of this Ordinance.

Section 5: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Section 6: This Ordinance shall become effective upon the signature or without the signature of the Mayor, subject to Georgia laws 1983, page 4119.

DATE: January 8, 1997

APPROVED: *Ansley L. Meaders*
Ansley L. Meaders, Mayor

ATTEST: *Sheila R. Hill*
Sheila R. Hill, City Clerk

APPROVED AS TO FORM: *Douglas R. Haynie*
Douglas R. Haynie, City Attorney