

## AN ORDINANCE

## AMENDING

the Code of Ordinances of the City of Marietta to clarify the definition of membership in the City's civil service system, eligibility to vote and the procedure to develop an eligible electors' list.

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

**Section 1:** That Section 1-6-2-050 of the City of Marietta Code of Ordinances be amended to read as follows:

Chapter 1-6-2 Civil Service Board Elections

Section 1-6-2-050      Electors to be civil service employees; electors' list

All certified officers who have satisfactorily completed an initial work test period below the rank of Police Deputy Chief of the Marietta Police Department and all certified firefighters who have satisfactorily completed an initial work test period below the rank of Fire Deputy Chief of the Marietta Fire Department shall be eligible to vote in the Marietta Civil Service Board election. Any occupants of the position of deputy chief as of 2/12/97 are also eligible to vote in the Marietta Civil Service Board election.

The Personnel Director and the Police Chief and Fire Chief shall certify an accurate list of eligible electors as of the day before the first day that elections are to be held. Such list will be filed with the City Clerk fourteen (14) calendar days prior to the first day of elections with a copy posted on the official bulletin boards of the police and fire departments.

**Section 2:** That Section 1-6-2-060 of the City of Marietta Code of Ordinances be amended to read as follows:

Section 1-6-2-060      Challenges of names on the electors' list

All challenges to the right of any person whose name appears upon the electors' list shall be filed in writing with the City Clerk by 12:00 noon on the Friday before the second Tuesday of October, the first day that elections are to be held. The City Clerk will determine whether such individual is eligible to vote and shall notify the challenger, the elector challenged, the Chief of the department of such person and the Personnel Director of the decision and such decision shall be final. Such challenged elector shall not be allowed to vote until such time as a determination of their eligibility is made.

**Section 3:** That Paragraph C of Section 4-8-010, Definitions, the City of Marietta Code of Ordinances be amended to read as follows:

C. Employee or employees for the purposes of this chapter shall be those members of the police and/or fire departments who are members of the Civil Service system as defined in the Marietta City Charter, Section 4.13.

**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:** November 10, 1999

**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