

STATE OF GEORGIA

CITY OF HAMPTON

ADOPTED BY THE GOVERNING BODY THIS 8th DAY OF MARCH, 2022.

ORDINANCE NO. 2022-567

AN ORDINANCE OF THE CITY OF HAMPTON'S MAYOR AND COUNCIL AMENDING CHAPTER 2 ADMINISTRATION, ARTICLE III OFFICERS AND EMPLOYEES, SECTION 2-120 CITY MANAGER; TO ALLOW FOR AN AMENDMENT TO SUBSECTION (d)(14), (15) AND (16) POWERS AND DUTIES OF THE CITY MANAGER; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE.

WHEREAS, the City of Hampton (hereinafter "City") is governed by the Mayor and Council; and

WHEREAS, the City of Hampton provides for the powers and duties of the City Manager; and

WHEREAS, it is the desire of this Council to make the specific deadlines to those duties and powers;

AND WHEREAS, it is in the City's best interest to revise the current Code of Ordinances to repeal (d)(14), (15) and (16) of Section 2-120 and replace it with the following language.

Section 1. NOW THEREFORE IT IS HEREBY RESOLVED that Section 2-120(d)(14), (15), and (16) of the City Code be repealed and recreated so that as recreated, Section 2-120(d)(14), (15), and (16) shall read:

Sec. 2-120. – City manager.

(d) (14) Supervise all the employees of the City, including but not limited to the director(s) and employees of the administration department, police department, public works department, economic development department, community development department, finance department, and director(s) and employees of any other department that may be created in the future.

(15) Recommend to the mayor and council for appointment or removal city clerk, the city attorney, the city auditor, city judge, city solicitor, and all other appointed officials or consultants of the city who are not categorized in the position classification and pay plan as employees of the City.

(16) Act as the hiring, disciplinary, evaluator, and removing authority for all city employees. The city manager shall have the authority to hire, fire, discipline, promote, task, assign and reassign duties, evaluate, and adjust employee pay within the position classification and pay plan without first seeking the approval of the city council or mayor for all city employees.

Section 2. The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 3. This Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City of Hampton.

Section 4. This Ordinance shall take effect immediately upon its adoption. All Ordinances in conflict herewith are expressly repealed. It is the intention of the governing body, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances, City of Hampton, Georgia, and the sections of this Ordinance may be renumbered, if necessary, to accomplish such intention.

Section 5.

- a. It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.
- b. It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause and phrase of this Ordinance is severable from every other, section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.
- c. In the event that any phrase, clause, sentence, paragraph or Section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or Sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and Sections of the Article shall remain valid, constitutional, enforceable, and of full force and effect.

Section 6. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section 7. The effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.

SO ORDAINED, this 8th day of March, 2022.

CITY OF HAMPTON, GEORGIA

Ann Tarpley
ANN TARPLEY, Mayor

ATTEST:

R. Fairley
RASHIDA FAIRLEY, City Clerk

APPROVED AS TO FORM:

L'Erin Barnes Wiggins
L'ERIN BARNES WIGGINS, City Attorney

First Reading: 02/08/2022

Second Reading/
Adoption: 03/08/2022

