

House Bill 642 (AS PASSED HOUSE AND SENATE)

By: Representatives Jacobs of the 80th, Holcomb of the 81st, and Oliver of the 82nd

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act to incorporate the City of Brookhaven in DeKalb County, approved
2 April 16, 2012 (Ga. L. 2012, p. 5527), so as to clarify provisions regarding the terms of
3 office of the mayor; to provide for a finance director; to provide for the duties of such finance
4 director; to provide for a charter commission; to provide for related matters; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act to incorporate the City of Brookhaven in DeKalb County, approved April 16, 2012
9 (Ga. L. 2012, p. 5527), is amended by revising subsection (d) of Section 2.02 as follows:
10 "(d) The number of consecutive terms an individual may hold the position of mayor shall
11 be limited to two four-year terms and shall not include any partial term of office served as
12 mayor."

13 **SECTION 2.**

14 Said Act is further amended by revising Section 3.10 as follows:

15 "SECTION 3.10.
16 Finance director.

17 The mayor may appoint a finance director subject to confirmation by the city council to
18 perform the duties of an accountant. The finance director shall also act as tax collector to
19 collect all taxes, licenses, fees, and other moneys belonging to the city subject to the
20 provisions of this charter and the ordinances of the city; and such tax collector shall
21 diligently comply with and enforce all general laws of Georgia relating to the collection,
22 sale, or foreclosure of taxes by municipalities."

23 **SECTION 3.**

24 Said Act is further amended by revising Section 6.05 as follows:

25 "SECTION 6.05.

26 Charter commission.

27 There shall be a charter commission which shall periodically review the provisions of the
28 city's charter and the actual experience and operation of the city government and suggest
29 and recommend to the mayor and council and to the General Assembly any changes to the
30 charter. Such suggestions and recommendations shall be contained in a written report to
31 the mayor and council and to the legislative delegation representing the city. Members of
32 the charter commission shall begin the work of the charter commission on July 1, 2017, and
33 every five years thereafter, and shall be appointed as follows: one member shall be
34 appointed by the mayor, one member shall be appointed by the city council, and one
35 member shall be appointed by each member of the Georgia House of Representatives or
36 Senate whose district lies wholly or partially within the corporate boundaries of the city,
37 except for a state representative or state senator whose district contains only a road or a
38 portion of a road in the City of Brookhaven. All members of the charter commission must
39 reside in the City of Brookhaven. Members shall be appointed not later than the first day
40 of June of the year in which the charter commission shall undertake its review. At the first
41 meeting of the charter commission, the members shall select from among their number a
42 chairperson who shall preside over the meetings of the charter commission. The
43 commission shall complete its review of the charter provisions and the actual operation of
44 the city government and submit its written report not later than December 31 of the year
45 in which the charter commission is formed. Upon the submission of the report, the charter
46 commission shall be dissolved."

47 **SECTION 4.**

48 All laws and parts of laws in conflict with this Act are repealed.