

## Amendment to Part 1, Article II, Section 2, Section 5, Section 6

### Sec. 2. - Terms.

. The chairperson shall be the official spokesperson for the board. At the first regular meeting in January of each year, the board shall elect from its members a vice chairperson. In the event of the death, disqualification, or resignation of the chairperson, the vice chairperson shall perform the duties and have the authority of the chairperson until a new chairperson is elected or appointed as provided in this Act. The vice chairperson shall preside at board meetings in the absence of the chairperson. In the event of a vacancy in the office of vice chairperson, the board shall elect a new vice chairperson to serve for the remainder of the unexpired term.

(2007 Ga. Laws, Act No. 104, § 3)

### Sec. 3. - Vacancies in office.

(a)Any vacancy in the office of chairperson or member of the board for any reason other than the expiration of the term of office which occurs more than 180 days before the expiration of a term of office shall be filled by special election.(b)Any vacancy in the office of chairperson or member of the board which occurs 180 days or less before the expiration of a term of office shall be filled by the remaining members of the board appointing a successor, and such appointment shall be made within 15 days after the vacancy occurs.(c)Any person elected or appointed to fill a vacancy must meet all qualifications for election to the office; and any person elected or appointed to fill a vacancy shall serve for the remainder of the unexpired term.(d)In the event a member moves his or her residence from the district he or she represents, a vacancy shall exist from such district and shall be filled in the same manner as other vacancies are filled.(e)All elections to fill vacancies shall be conducted in accordance with Chapter 2 of Title 21 of the O.C.G.A., known as the Georgia Election Code.

(1972 Ga. Laws, p. 3588; 2007 Ga. Laws, Act No. 104, § 4)

### Sec. 4. - Compensation.

(a)Each member of the board, other than the chairperson, shall receive as his or her base compensation for services an amount equal to 20 percent of the minimum salary established by general law for the sheriff of Effingham County. The chairperson shall receive as his or her base compensation for services an amount equal to 22 percent of the minimum salary established by general law for the sheriff of Effingham County.(b)On and after July 1, 2001, whenever the sheriff of Effingham County receives a cost-of-living increase of a certain percentage or a certain amount, the amounts fixed in the minimum salary schedule in subsection (a) of this section or the amounts derived by increasing each of said amounts through the application of longevity increases pursuant to subsection (c) of this section, where applicable, shall be increased by the same percentage or same amount applicable to such sheriff.(c)The amounts provided in subsection (a) of this section, as increased by subsection (b) of this section, shall be increased by multiplying said amounts by the percentage which equals 5 percent times the number of

completed four-year terms of office served by any member of the board or by the chairperson after December 31, 2001, effective the first day of January following the completion of each such period of service.(d)The amounts provided in subsection (a) of this section, as increased by subsections (b) and (c) of this section, shall be increased by 20 percent for any commissioner who successfully completes the voluntary commissioner training certification program offered by the Carl Vinson Institute of Government.

(1980 Ga. Laws, p. 3523, § 3; 1988 Ga. Laws, p. 3856; 1993 Ga. Laws, p. 4378; 1999 Ga. Laws, Act No. 51, § 1; 2001 Ga. Laws, Act No. 22, § 1)

#### Sec. 5. - Meetings.

The board shall hold its regular meetings on the first and third Tuesdays of each month, in the Office of the Board of Commissioners of the County of Effingham. The board may meet in extraordinary session as often as the affairs of the county may require, upon call of the chairperson or any other three members of the board. The chairperson shall preside at all meetings of the board and shall have the authority to set the agenda and order of the agenda for the meetings. Board members and staff shall have the authority to place items on the agenda for consideration by the board in accordance with ordinances, resolutions, or policies adopted by the board.

(Res. of 8-3-2004; 2007 Ga. Laws, Act No. 104, § 5)

#### Sec. 6. - Quorum.

At all meetings of the board, four commissioners shall constitute a quorum, and no order shall be passed, no business transacted, nor any other action taken in regard to any county matter except upon the vote of at least three members. At least three votes shall be necessary to decide any question. The chairperson shall vote on matters before the board only if necessary to break a tie."

(2007 Ga. Laws, Act No. 104, § 6)

#### Sec. 7. - Oath of office.

The said board of commissioners of roads and revenues shall qualify and sign the oath of office required by law in the presence of the ordinary of said County of Effingham, and when said oaths are thus signed and attested they shall be recorded upon the minutes of the ordinary and the necessary certificate shall be forwarded to the governor of said state, or the officer directed by law to receive same.

#### Sec. 8. - Jurisdiction; powers; duties.

The said board of commissioners of roads and revenues of said county shall have original and exclusive jurisdiction over the following subject matter, to-wit:

First, in directing and controlling all of the property of said county as they may deem expedient according to law, including the courthouse, the jail and the pauper and county farms.

Second, in levying a general tax for general purposes and a special tax for special purposes according to law.

Third, in establishing, working, altering or abolishing all public roads, bridges and ferries, in conformity with the law.

Fourth, in establishing and changing election precincts and militia districts.

Fifth, in examining, settling and allowing all claims against said county duly authorized by law.

Sixth, in examining and auditing the accounts of all officers, having the care, management, keeping, collecting or disbursement of money belonging to the county, or appropriated for its use and benefit, and bringing them to a settlement.

Seventh, in making such rules and regulations for the support of the poor of the county, for the promotion of health, as are granted by law or not inconsistent therewith.

Eighth, in establishing, amending, or abolishing ordinances, rules, and regulations in conformity with the law governing the zoning of land, preservation of the peace, and well-being of the residents of said county and the protection and preservation of the property of said county, and to prescribe punishments for violations of ordinances and regulations enacted pursuant to this Act, such punishment to include fines or periods of imprisonment, or both, in conformity with the laws of this state as now existing or hereafter enacted.

Ninth, to exercise such powers as are necessary to the proper exercise of the jurisdiction of the said board of commissioners; each and all of the above-stated powers to be exercised in conformity to law as now existing or hereafter enacted.

(1980 Ga. Laws, p. 3523, § 4; 1994 Ga. Laws, p. 3822)