

House Bill 553 (AS PASSED HOUSE AND SENATE)

By: Representative Morris of the 156<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act repealing an Act creating a Board of Commissioners of Roads and  
2 Revenues for Montgomery County and creating a new board of commissioners, approved  
3 February 27, 1953 (Ga. L. 1953, Jan.-Feb. Sess., p. 2729), as amended, so as to provide for  
4 appointment of a county manager and the powers and duties thereof; to repeal conflicting  
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act repealing an Act creating a Board of Commissioners of Roads and Revenues for  
9 Montgomery County and creating a new board of commissioners, approved February 27,  
10 1953 (Ga. L. 1953, Jan.-Feb. Sess., p. 2729), as amended, is amended by adding a new  
11 section to read as follows:

12 "SECTION 11A.

13 (a) Pursuant to Code Section 36-5-22 of the O.C.G.A., there is created the office of county  
14 manager for Montgomery County, who shall have the powers and duties conferred as  
15 provided by this Act. The county manager shall be appointed by the board of  
16 commissioners and shall serve at the direction, supervision, and pleasure of the board of  
17 commissioners. Any person appointed as county manager shall possess such qualifications  
18 as determined by the board of commissioners and shall receive such compensation,  
19 expenses, and benefits as fixed by the board. Except as provided in this section, no  
20 member of the board shall be appointed county manager or acting county manager while  
21 serving a term of office. In the event of the death, removal, dismissal, or termination of the  
22 county manager and pending the selection of a replacement for the county manager, the  
23 chairperson of the board may, if approved in accordance with subsection (e) of this section,  
24 assume the powers and carry out the duties of the county manager.

25 (b) The county manager shall have the following powers and duties, which shall be further  
26 detailed in a job description to be approved by the board consistent with this section:

27 (1) To be a nonvoting participant in all board meetings of the board of commissioners;

28 (2) Except as to those powers specifically reserved and granted to the chairperson and  
29 the board of commissioners by this Act, to supervise, direct, and control the day-to-day  
30 activities and business operations of the county government;

31 (3) To carry out, execute, and enforce the ordinances, policies, rules, and regulations of  
32 the board when such ordinances, policies, rules, and regulations become effective; and

33 (4) To hire, supervise, and fire all employees under the jurisdiction of the board of  
34 commissioners, with the exception that the county manager shall recommend the hiring  
35 and firing of any department director to the board for an official action by the board.

36 (c) Members of the board shall deal solely through the county manager in all matters  
37 concerning the operation, supervision, and administration of the various departments,  
38 offices, and agencies of the county government. No member of the board shall directly or  
39 indirectly order, instruct, or otherwise attempt to control the actions of county personnel  
40 subject to the administrative and supervisory control of the county manager.

41 (d) The county manager may be removed by official action of the board of commissioners.

42 (e) The board of commissioners may designate a qualified individual to act as temporary  
43 county manager in the extended absence of more than 30 days of the county manager or  
44 if the county manager is removed pursuant to this section."

45 **SECTION 2.**

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