

Constitution of the State of Georgia. I do further swear that I am a resident of the district from which I have been elected and have been a resident of the district for the time required by the Constitution and laws of this state. So help me God."

#### **SECTION 2.6.**

Vacancy; filling of vacancies in office.

- (a) The office of commissioner shall become vacant upon the occurrence of any event specified by the Constitution or general laws of this state or upon the incumbent commissioner losing the qualifications required for holding the office.
- (b) A vacancy in the office of commissioner shall be filled for the remainder of the unexpired term, if any, by appointment if less than 12 months remains in the unexpired term; otherwise, by a special election, as provided in Title 21 of the O.C.G.A., or other such laws as are or may hereafter be enacted.

#### **SECTION 2.7.**

Quorum for commissioners' meeting; voting; conflicts of interest.

- (a) Four commissioners shall constitute a quorum. In order to enact ordinances or take action, the vote of a majority of those present shall control. An abstention, except when based upon the member's disqualification for announced conflict of interest or other legal grounds, shall be counted as an affirmative vote. Except when a roll call vote is requested by any member, votes may be cast by voice ("aye" or "nay") or by show of hands. The chairperson shall announce all votes and declare each matter approved or rejected.
- (b) No commissioner shall vote or act upon, or seek to influence the approval or rejection of, any ordinance, resolution, contract or other matter within the official jurisdiction of the city in which that person is financially interested. Any commissioner having a financial interest, directly or indirectly, in any ordinance, resolution, contract, or matter pending before or within a department of the city shall disclose such interest, in writing, to the commission at the earliest opportunity and disqualify himself or herself from participating in any decision or vote relating thereto.

#### **SECTION 2.8.**

Meetings of the commission.

- (a) The commission shall hold regular meetings on the second and fourth Tuesday of each month at such times as set by ordinance, which meetings shall be open to the public, except

as allowed by law shall keep minutes of their proceedings; and shall record all their actions therein. They may meet at such times and as often in extra called meetings as any three of them or the chairperson may designate or call.

(b) To meet a public emergency affecting life, health, property, or public peace, the board of commissioners may convene on call of the chairperson or any two commissioners, provided that such emergency meeting is called in accordance with the Georgia open meetings law, Code Section 50-14-1, et seq., of the O.C.G.A. At such emergency meeting, the board of commissioners may consider and adopt an emergency ordinance, but such ordinance may not levy taxes; grant, renew, or extend a franchise; regulate the rates charged by the city for any utility services provided; or authorize the borrowing of money, except temporary borrowings made in anticipation of taxes. An emergency ordinance shall be proposed in the form required for ordinances generally and shall contain a declaration stating in clear and precise terms the conditions that constitute the emergency warranting the meeting and action taken therein. An emergency ordinance shall require the affirmative vote of at least two-thirds of those members eligible to vote at the meeting. It shall become effective immediately or at such later time as it may specify. Every emergency ordinance shall automatically stand repealed 30 days following its enactment unless affirmatively ratified at the next regular meeting of the commission. An emergency ordinance may also be repealed by adoption of a repealing ordinance in the same manner specified in this section for adoption of emergency ordinances.

#### **SECTION 2.9.**

##### **Rules of procedure.**

The commission may adopt rules of procedure and orders of business consistent with the provisions of this charter and general law. Procedural rules and similar administrative matters affecting governance of the city may be adopted by resolution instead of ordinance.

#### **SECTION 2.10.**

##### **Inquiries and investigative powers**

(a) The commission shall exercise general legislative oversight over all elected and appointed officers, departments, agencies, and employees of the city and shall have the right, from time to time as a majority of such commission deems necessary, to call upon such officers and employees for an accounting of their actions in the performance of their official duties.