

**CITY OF RINGGOLD
STATE OF GEORGIA**

ORDINANCE NO.: 2023-0523

AN ORDINANCE TO AMEND SECTION 2.21 OF THE CHARTER OF THE CITY OF RINGGOLD, GEORGIA TO CHANGE THE NUMBER OF MEMBERS OF THE CITY COUNCIL THAT CONSTITUTES A QUORUM FROM FOUR TO THREE.

WHEREAS, the duly elected governing authority of the City of Ringgold, Georgia is the Mayor and Council thereof; and

WHEREAS, the duly elected governing authority of the City of Ringgold, Georgia is authorized under Article III, Section VI, Paragraph I of the Constitution of the State of Georgia and under O.C.G.A. § 36-35-1, *et seq.* to adopt an Amendment to its Charter which changes the number of members of the City Council that constitutes a quorum from four to three; and

WHEREAS, this Amendment to the municipal Charter of the City of Ringgold, Georgia has been duly adopted at two regular consecutive meetings of the City Council, which is the governing authority of the City of Ringgold, Georgia; and

WHEREAS, the two regular consecutive meetings were not less than seven nor more than sixty days apart; and

WHEREAS, a notice containing a synopsis of the proposed Amendment was published in the official organ of the county of the legal situs of the municipal corporation, the City of Ringgold, Georgia once a week for three weeks within a period of sixty (60) days immediately preceding its final adoption; and

WHEREAS, the notice stated that a copy of the proposed Amendment was on file in the office of the city clerk of the municipal governing authority and in the office of the clerk of the superior court of the county legal situs of the municipal corporation for the purpose of examination and inspection by the public; and

WHEREAS, the notice stated that the city clerk of the municipal governing authority shall furnish anyone, upon written request, a copy of the proposed Amendment.

NOW, THEREFORE, IT IS HEREBY ENACTED BY THE GOVERNING AUTHORITY OF THE CITY OF RINGGOLD, GEORGIA AS FOLLOWS:

SECTION I

That the Charter of the City of Ringgold, Georgia, is hereby amended by striking, deleting and repealing Section 2.21 in its entirety, and substituting in lieu thereof a new Section 2.21 which shall read as follows:

Sec. 2.21. - Quorum; voting.

- a) **Three councilmembers shall constitute a quorum and shall be authorized to transact business of the city council. Voting on the adoption of ordinances shall be by voice vote and the vote shall be recorded in the journal, but any member of the city council shall have the right to request a roll call vote and such vote shall be recorded in the journal. The mayor shall vote in case of a tie. Except as otherwise provided in this charter, the affirmative vote of three councilmembers shall be required for the adoption of any ordinance, resolution, or motion.**
- b) **No member of the city council nor the mayor shall abstain from voting on any matter properly brought before the council for official action except when such councilmember has a conflict of interest which is disclosed in writing prior to or at the meeting and made a part of the minutes. Any member of the city council present and eligible to vote on a matter and refusing to do so for any reason other than a properly disclosed and recorded conflict of interest shall be deemed to have acquiesced or concurred with the members of the majority who did vote on the question involved.**

SECTION II


The foregoing Amendment to the Charter shall become effective after adoption upon the filing of a copy of this Ordinance, a copy of the required Notice of Publication, and an affidavit of a duly authorized representative of the newspaper in which the notice was published with the Secretary of State of Georgia, the office of the Clerk of the Superior Court of Catoosa County, Georgia, and the office of the Clerk of the City of Ringgold, Georgia.

SECTION III

Should any portion of this Amendment to Charter be declared invalid or unconstitutional, the remainder of the Charter or Code of Ordinances shall remain in full force and effect.

SO ENACTED, this 22nd day of May, 2023.

CITY OF RINGGOLD, GEORGIA



Nick Millwood, Mayor

Attest: 
Nikki Lunden
City Clerk