Tuesday, March 11, 2014
PUBLIC SAFETY COMMITTEE

Commissioner Scotty Shepherd - Chairman
Commissioner Virgil Watkins - Vice Chairman
Commissioner Mallory Jones
Commissioner Elaine Lucas
Commissioner Virgil Watkins
Dale Walker - Staff Contact

1. Approval of Minutes

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<tr>
<th>Subject</th>
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File Attachments
2-25-2014.pdf (10 KB)

2. Operation of Ambulance Service

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File Attachments
3-11-2014 - Ambulance Service.pdf (515 KB)

3. Establishing The Fire Civil Service System

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File Attachments
3-11-2014 - Fire Civil Service System.pdf (1,202 KB)
The Public Safety Committee was called to order at 10:30 a.m. by Commissioner Shepherd, Chairman of the Committee.

**COMMITTEE MEMBERS PRESENT:**
Commissioner Mallory Jones  
Commissioner Elaine Lucas  
Commissioner Larry Schlesinger  
Commissioner Scotty Shepherd  
Commissioner Virgil Watkins

**OTHERS PRESENT:**
Mayor Robert A. B. Reichert  
Mayor Pro Tem Bert Bivins  
Commissioner Gary Bechtel  
Commissioner Ed DeFore  
Sheriff David Davis  
Dale Walker, County Manager  
Chief Marvin Riggins, Fire Department  
Charles Coney, Asst. County Manager  
Steve Layson, Asst. County Manager  
Chris Floore, Assistant to the County Manager  
Julie Moore, Assistant to the County Manager  
Judd Drake, County Attorney  
Shelia Thurmond, Clerk of the Commission  
Jean Howard, Asst. Clerk  
Janice Ross, Training and Events Coordinator  
Stuart Morelli, Asst. County Attorney  
Crystal Jones, Asst. County Attorney

**COMMISSIONER ABSENT**
Commissioner Al Tillman

**NEWS MEDIA:**
Jim Gaines, The Telegraph  
Anita Oh, 13 WMAZ  
Perry Smith, Fox 24

**VISITORS/GUESTS:**
Gene Dunwody, Dunwody Beeland  
Stephanie Miller, Superior Court Clerk's Office  
Theron Ussery, SPLOST Advisory Committee

1. Approval of Minutes

**ACTION:**

On motion of Commissioner Jones, seconded by Commissioner Schlesinger, and carried unanimously with Commissioners Lucas, Shepherd and Watkins voting in the affirmative, the minutes of the February 11, 2014 meeting were approved as written.

2. EMT and Paramedics in Ambulances

Judd Drake stated that he continues to wait on the attorney for the State Health Department to address if Macon – Bibb County could regulate who rides in an ambulance. Even as he waits for a response his office has continued the work to draft an ordinance regarding this issue.

Mr. Drake introduced the new Assistant County Attorney, Chrystal Jones. Ms. Jones is a native to Macon – Bibb County. She is returning home Valdosta, Georgia. Ms. Jones stated that she was excited to be home and looked forward to her work with the new government.
3. Animal Welfare Center Construction Contract

Mr. Coney explained that the Bibb County Board of Commissioners had awarded the contract for construction of the Animal Welfare Center to International City Builders in December 2013. The contract has many “valued engineered” deductions but even with this, it does not bring the budget into line with the balance in the SPLOST account for animal welfare. Mr. Coney stated that the project is approximately $500,000 to $600,000 over budgeted. Mayor Reichert stated that the hope was that some other SPLOST projects, such as the fire stations, might come under budget and those funds could be used to offset the overruns for the Animal Welfare Center.

**ACTION:**

*On motion of Commissioner Jones, seconded by Commissioner Schlesinger, and carried unanimously with Commissioners Lucas, Shepherd and Watkins voting in the affirmative, the request to execute the contract with International City Builders for construction of the new Animal Welfare Center was approved.*

There being no further business and on motion duly made and seconded, the meeting was adjourned.

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Sheila Thurmond, CCC  
Clerk of the Commission
AN ORDINANCE OF THE MACON-BIBB COUNTY COMMISSION, TO
ADOPT BUSINESS REGULATIONS REGARDING THE OPERATION OF
AMBULANCE SERVICES; TO PROVIDE AN ADOPTION AND EFFECTIVE
DATE; AND TO PROVIDE FOR OTHER LAWFUL PURPOSES.

WHEREAS, by virtue of Article IX, Section III, Paragraph II of the Constitution of Georgia, Ga. Law 2012, page 5595 and Ga. Laws 2013, pages 3501, 3942, and by virtue of the will of the people in a referendum held on July 31, 2012 there is to be a consolidated local government known as “Macon-Bibb County”; and

WHEREAS, Macon-Bibb County has an interest in the public welfare of its citizens receiving optimal life-saving emergency medical treatment; and

WHEREAS, requiring that ambulance services provide equipment and personnel capable of providing advanced life support for emergency calls, is a benefit to the public welfare and economy in Macon-Bibb County; and

WHEREAS, establishing that ambulance services that provide emergency service to the citizens of Macon-Bibb County could reasonably be expected to provide ambulances and staff equipped to provide at a minimum emergency services at the level of cardiac technician thus ensuring the ability to provide advanced life support and is anticipated that doing so is to be of benefit to Macon-Bibb County; and

WHEREAS, the ordinance contained herein would benefit and promote the health, safety, morals and welfare of the citizens of Macon-Bibb County.

NOW, THEREFORE, BE IT ORDAINED by the Macon-Bibb County Commission and it is hereby so ordained by the authority of the same that:

Section 1.

Chapter 7, Article II – Officials and Departments of the Macon-Bibb County Code is hereby amended by adding a new Division 3 to read as follows:

Division 3 - AMBULANCE SERVICES

Sec. 7-96. General Compliance.

All ambulance services, its vehicles and personnel shall at all times be operated in compliance with laws, rules, regulations and orders and decrees of the State of Georgia and Macon-Bibb County.
Sec. 7-97. Advanced Life Support Requirement.

Every person, firm or corporation providing ambulance service within Macon-Bibb County shall have such ambulances, except in the case of prescheduled nonemergency calls, shall be staffed, equipped and certified to provide advanced life support as presently defined in the rules and regulations of the Georgia Department of Public Health, r. 511-9-2, as presently defined or as may be defined hereafter.

Sec. 7-98. Minimum Personnel Requirement.

The initial response to all 911 or public safety calls in Macon-Bibb County by Emergency Medical Service (EMS), shall be made with at least one licensed “Cardiac Technician (CT)” or one licensed “Paramedic”.

Sec. 7-99. Violations and Penalties.

Any person, firm or corporation violating the provisions hereof shall be deemed guilty of an offense and upon conviction in State Court of Bibb County shall be punished as provided by section 1-6 of the Macon-Bibb County Code of Ordinances.

Section 2.

It is the intention of the Macon-Bibb County Commission that nothing herein shall be interpreted as amending, altering, abolishing, discharging, or in any manner affecting any advisory committees, taxes, fees, charges, and/or assessments previously established or adopted by Bibb County or the City of Macon regarding ambulance services in Bibb County, the City of Macon, and/or Macon-Bibb County, and that any such advisory committees, taxes, fees, charges, and/or assessments shall continue in full force and effect in Macon-Bibb County consistent with the provisions of the Macon-Bibb County Charter, Ga. Law 2012, page 5595 and Ga. Laws 2013, pages 3501, 3942.

Section 3.

The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 4.

This Ordinance, to the extent necessary, shall be codified in a manner consistent with the laws of the State of Georgia and Macon-Bibb County.
Section 5.

(a) It is hereby declared to be the intention of the Macon-Bibb County Commission that all sections, paragraphs, sentences, clauses, and phrases of this Ordinance are and were, upon their enactment, believed by the Macon-Bibb County Commission to be fully valid, enforceable, and constitutional.

(b) It is hereby declared to be the intention of the Macon-Bibb County Commission that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Chapter is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Macon-Bibb County Commission that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Macon-Bibb County Commission that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs, and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 6.

To the extent necessary, penalties in effect for violations of Chapter 1 of the Code of Ordinances, Macon-Bibb County, Georgia, at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

Section 7.

All Ordinances or parts of Ordinances in conflict with this Ordinance are, to the extent of such conflict, hereby repealed or set aside during the period in which the moratorium set forth herein is in effect.
Section 8.

This Ordinance shall become effective immediately upon its approval by the Mayor.

SO ORDAINED this ___ day of _____________, 2014.

ROBERT A.B. REICHERT, MAYOR

ATTEST:

Clerk of the Commission

F:\ORD MACON-RIBB\2014 ORD Shepherd, Ambulance Ordinance, 3-27-14.doc
AN ORDINANCE OF THE MACON-BIBB COUNTY COMMISSION AMENDING
CHAPTER 18 PERSONNEL OF THE MACON-BIBB COUNTY CODE OF
ORDINANCES TO ESTABLISH THE FIRE CIVIL SERVICE SYSTEM; TO PROVIDE
PENALTIES; TO PROVIDE FOR REPEAL OF CONFLICTING ORDINANCES; TO
PROVIDE AN ADOPTION AND EFFECTIVE DATE; AND TO PROVIDE FOR OTHER
LAWFUL PURPOSES.

WHEREAS, by virtue of Article IX, Section III, Paragraph II of the Constitution of
Georgia, Ga. Law 2012, page 5595 and Ga. Laws 2013, pages 3501, 3942, and by virtue of the
will of the people in a referendum held on July 31, 2012 there is to be a consolidated local
government known as “Macon-Bibb County”; and

WHEREAS, Section 31 (a) requires the Macon-Bibb County Commission to establish a
system of civil service for employees of the fire department which shall provide for the
establishment of a board to orally interview and pass judgment upon the qualifications of
applicants and candidates for promotion; and

WHEREAS, the amendments contained herein would benefit and promote the health,
safety, morals and welfare of the citizens of Macon-Bibb County.

NOW, THEREFORE, BE IT ORDAINED by the Macon-Bibb County
Commission and it is hereby so ordained by the authority of the same that:

Section 1.

Chapter 18 Personnel of the Macon-Bibb County Code is hereby amended by deleting the
existing Article III and adding a new Article III to read as follows:

ARTICLE III. FIRE DEPARTMENT

Sec. 18-56. Applications for employment.

Receipt of application. The department of human resources shall receive all applications for
employment with the fire department on Macon-Bibb County employment application forms,
regardless of whether a vacancy exists at the time of application, and shall be forwarded to the
Fire Civil Service Board for review.

Sec. 18-57. Maintenance of position.

(a) Physical examination. The chief of the fire department or the mayor may require any member
of the department rated as a classified career employee to take a thorough physical examination
if deemed necessary. Such examination shall be conducted by a physician selected by the mayor
for conducting the examination and the cost shall be borne by Macon-Bibb County. The employee
required to take such physical examination shall present a certificate from the examining
physician stating whether or not the employee is physically able to fulfill the duties of his position
with the department. If the employee is ruled physically unable to perform his duties, the
following actions may be taken as appropriate:

(1) Placement on accrued sick leave pending clearance by a physician to return to work;

(2) Retirement under the disability retirement feature of the pension plan upon committee
approval;

(3) Early retirement; or

(4) Termination.

(b) Program of study. All levels of supervisors in the fire department shall maintain a program of
study in fire department management and operational fields in accordance with the minimum
recommended standards established by resolution of the commission.

(c) Physical fitness standards:

(1) Applicants for employment in the fire department must meet the established minimum
physical standards for the job classification for which they apply. As a condition of
continued employment, all classified career employees in the fire department must meet
the established minimum physical standards for their particular classification.

(2) The fire chief, in conjunction with a physician, shall have the authority to formulate
and establish the appropriate minimum physical standards for each particular job
description within the department. Such standards shall bear a reasonable relationship to
the requirements of the particular job.

(3) The minimum standards of fitness shall be applied equally to all applicants or
employees within a particular job description.

(4) Physical fitness training program.

a. If a classified career employee of the fire department fails to pass the minimum
fitness standard for his particular job description, he or she shall be given an
opportunity to participate in a physical fitness program for the purpose of
meeting the minimum physical fitness standard for his or her job qualification. If
such an employee does not meet the minimum physical fitness standard within a
prescribed time limit, the chief shall take appropriate disciplinary action unless
such employee is unable to meet such standards because of a medical condition verified to exist and being of a correctable temporary nature.

b. It shall be the responsibility of a physician and a physical conditioning specialist to suggest the appropriate physical fitness training program for the employee. The chief in conjunction with a physician and a physical conditioning specialist shall determine the length of time, not to exceed one (1) year, within which the employee must bring himself up to the applicable minimum physical standards.

c. At all times, it shall be within the authority of the chief to take necessary and reasonable disciplinary measures to ensure that the physical fitness standard is met and maintained.

DIVISION 2. FIRE CIVIL SERVICE SYSTEM

Sec. 18-70. Definitions.

The following terms, when used herein in connection with the Macon-Bibb County Fire Civil Service System, shall have the following meanings unless the context clearly requires otherwise:

(1) Classified service means all offices and positions of employment as a firefighter in the service of Macon-Bibb County and serving under the direction of the Fire Chief of Macon-Bibb County, and all offices and positions of employment in the service of the Fire Department of Macon-Bibb County, except those offices and positions placed in the unclassified service by this article. The Macon-Bibb County Commission may at any time remove the Fire Department of Macon-Bibb County from the Civil Service System herein created.

(2) Board means the Macon-Bibb County Fire Civil Service Board.

(3) Secretary means the Secretary of the Macon-Bibb Fire County Civil Service Board.

(4) Appointing authority means the Fire Chief of Macon-Bibb County or any person lawfully serving as Fire Chief of Macon-Bibb County.

(5) Macon-Bibb County Commission means the Mayor and Nine (9) Commissioners of Macon-Bibb County.

(6) Position means any office or place of employment as a firefighter in the service of Macon-Bibb County, Georgia, and any office or place of employment of the Fire Chief of Macon-Bibb County, excluding clerical, maintenance, and custodial personnel.

(7) Classified employees mean any employee holding a position in the classified service.

(8) Public hearings means an opportunity given after public notice of at least five days for any person or persons to appear and be heard on the matter involved.
(9) Hearing officer means an attorney appointed by the board in consultation with the secretary
to serve as the hearing officer in accordance with division 3, subdivision II of this article.

Sec. 18-71. Changes in system.

The Macon-Bibb County Commission shall have authority to enact laws changing, altering, or
abolishing the Macon-Bibb County Fire Civil Service System herein established and to provide
additions, exceptions, or exemptions to the Macon-Bibb County Fire Civil Service System herein
established.

Sec. 18-72. Fixing of salaries of fire employees.

It is expressly provided that the final authorization for the fixing of the salaries of employees
under the fire civil service system is to be established by the vote of Macon-Bibb County
Commission.

Sec. 18-73. Created.

A fire civil service system is created as follows.

Sec. 18-74. Status of incumbents.

Any person holding a permanent position as a firefighter in the Macon-Bibb County Fire
Department on the effective date of this Macon-Bibb County Fire Civil Service System, shall
continue to hold such position subject to the provisions herein and shall be deemed to be
qualified for such employment and shall be entitled to receive a regular permanent appointment
in accordance with the provisions herein.

Sec. 18-75. Penalties.

Any person who shall be convicted of willfully or corruptly violating any of the provisions herein
shall be punished as provide in Sec. 1-6; and if such convicted person be in the classified service,
he shall be dismissed therefrom and shall not be eligible for reemployment, reinstatement, or
reappointment for a period of three years from date of such conviction.

Sec. 18-76. Unclassified service and classified service.

(a) The unclassified service shall consist of the following:

(1) Any person serving as Fire Chief of Macon-Bibb County.

(2) Any person serving in the appointed position of Assistant Fire Chief of Macon-Bibb
County.

(3) Any person serving in the appointed position of Battalion Chief.

(4) Any person who does not receive regular compensation from county funds, directly or
indirectly.

(5) Clerical, maintenance, and custodial personnel.
(b) Personnel in the unclassified service pursuant to subsection (a)(5) of this Section shall be subject to all provisions of the personnel policies adopted for employees of Macon-Bibb County by the Macon-Bibb County Commission.

Sec. 18-77. Oaths.

The board and all employees in the classified service shall take the oath of office as prescribed by law for their respective positions.

Sec. 18-78. Political activity and recommendations.

In applying the provisions of this fire civil service system or in doing any of the things hereby provided, no person shall give any consideration to political or religious affiliations. Political activity of classified employees shall be governed by the provisions of any personnel policies adopted for employees of Macon-Bibb County by the Macon-Bibb County Commission. No recommendations for any person who applies for office or position in the classified service, or for examination under the provisions of this civil service system, except as to character, and in the case of former employees as to ability, shall be considered by the board, the secretary or the appointing authority, in giving any examination, appointment, promotion, or reinstatement under the provisions of the Macon-Bibb County Civil Service System.

Sec. 18-79. Fire Civil Service Board Created.

(a) There is hereby created and established the Macon-Bibb County Fire Civil Service Board which shall consist of five members who shall have been residents of Macon-Bibb County for two years or more. The members of the Macon-Bibb County Civil Service Board shall be appointed by the Mayor and approved by the Commission and shall serve a four year term. The members shall annually elect one of their members as chairman of the board and one member as vice-chairman. Three members of the board shall constitute a quorum for the transaction of business. Vacancies in the office of said board created by death, resignation or otherwise shall be filled for the unexpired term by an appointment of the Mayor with the approval of the Commission. No member of the board shall hold any other lucrative office or employment under the United States Government, the State of Georgia, or any political subdivision thereof. Members of the board shall be limited to two consecutive full terms of office on the board. Filling more than one-half of an unexpired term of office shall constitute a full term of office.

(b) Members of the board are subject to removal at any time by the Mayor.

(c) The members of the board shall serve without compensation, except that the Commission may authorize payment to members on a per diem basis for the time actually devoted to the business of the board.

(d) The board shall keep its office and shall hold its meetings in the Macon-Bibb County Human Resources Department, and all of said meetings shall be open to the public. The board shall hold regular meetings at least once every three months, and as often in addition thereto as the board may provide.

(e) It shall be the duty of the board as a body:

(1) Review, including an oral interview if determined necessary by the Board, and pass judgment upon the qualifications of applicants and candidates for initial employment and
promotion positions in the Macon-Bibb County Fire Department.

(2) To adopt, rescind, and amend rules and regulations for the administration of the process and procedures of the board interviewing and passing judgment upon the qualifications of applicants and candidates for promotion, after a public hearing and proper investigation during which the Macon-Bibb County Commission, appointing authority, and the classified employees shall be afforded every opportunity to be heard.

(3) To keep minutes of its own meeting and such other records as the board may deem necessary.

(4) To examine and approve or modify the annual report prepared by the secretary and submit such report to the Commission on or before July 1 of each year transmitting therewith any suggestions it may approve for the more effectual accomplishment of the purpose of this fire civil service system; and to supervise generally the work of the secretary in the administration of the provisions of this system.

Sec. 18-80. Secretary.

(a) The Human Resources Director of Macon-Bibb County or such person's designee shall serve as secretary.

(b) The Commission shall provide adequate facilities and quarters for the board and the secretary to store records and to administer the provisions of this fire civil service system.

(c) The secretary shall receive no additional compensation for service on behalf of the board unless such shall be provided by the Commission.

(d) It shall be the duty of the secretary:

(1) To attend meetings of the board, to act as its secretary and to record its official actions.

(2) To assist the board in administering the civil service system.

(3) To establish and maintain a roster of all officers and employees in the employ of Macon-Bibb County Fire Department who are covered by this system, showing for each such person the date of appointment, the title of position or positions held, the initial rate of compensation and all changes thereof, and such other data as deemed desirable and pertinent.

(4) To present to the board all matters filed with him for the board's consideration.

Sec. 18-81. Methods of filling vacancies.

Vacancies in the classified service shall be filled either by regular appointment, temporary appointment, reemployment, promotion, transfer, or demotion. The secretary may advise with the appointing authority as to which of these methods should be employed in each instance, but the decision shall rest with the appointing authority, provided, that temporary appointments may be made only in accordance with the provisions herein stated. The appointing authority shall fill vacancies in the classified service by promotion as far as deemed practical.
Sec. 18-82. Certification and appointment.

Whenever a vacancy is to be filled by regular appointment, the appointing authority shall submit to the secretary a statement of the duties of the position and a request that the secretary certify the names and persons eligible for appointment to the position. The secretary shall immediately certify to the appointing authority the names of all persons on the eligible register for the position. The appointing authority shall then appoint one of the persons so certified to the position or may elect to make a temporary appointment of some other person. All regular appointments to the classified service covered herein shall be for a probationary period of 12 months, for recruit firefighters the probationary period begins at the conclusion of the training period with the appointing authority having the discretion to extend probationary periods for individuals for an additional six months. If during this probationary period, the conduct or capacity of the probationer has not been satisfactory to the appointing authority, the probationer and the board shall be notified in writing that he or she will not receive permanent appointment; otherwise, retention in the service longer than for the probationary period of any employee shall constitute permanent appointment.

Sec. 18-83. Temporary and provisional employment.

Whenever it is impossible to certify eligible persons for appointment to a vacancy in the classified service, the appointing authority may nominate a person to the board. If such nominee is found by the board to have had experience and training which appears to qualify him for the position, he may be temporarily appointed to such vacancy but only until an appropriate eligible register can be established and appointment made therefrom provided that the secretary with the approval of the board may approve a provisional appointment to fill a technical or professional position which requires specialized knowledge or training and which cannot be filled from the eligible register. Successive temporary appointments more than six months shall not be made except with the approval of the board, and then only in the interest of good service; provided, however, that no person shall be given a temporary or provisional appointment unless that person shall be found to have at least sufficient minimum qualifications to qualify to take the examination for the position to which he is provisionally appointed.

Sec. 18-84. Examinations.

Each eligible register shall consist of a list of all persons who have shown that they possess the qualifications and have passed the tests which entitle them to be considered eligible for appointment to any position in the class for which the eligible register is to be prepared. The tests may take into consideration elements of character, education, aptitude, experience, knowledge, skill, personality, physical fitness, and other pertinent matters and may be written or oral or may be in the form of actual demonstration of fitness as the board/appointing authority may determine. Such tests shall be competitive, practical, free, and open to all eligible persons who may be lawfully appointed to any position in the class with such limitations as to age, health, habits, character, and other qualifications as may be considered desirable and as are lawful and specified in the announcement of the test. The board shall orally interview all persons approved whom it approves for placement on a registry. The board may solicit assist in the selection of a bona fide provider for an examination process committee or committees from qualified persons/entities or appoint qualified persons to assist them in preparing, giving, and validating tests. Notices of time, place, and general scope of every test shall be given.
Sec. 18-84. Rating of applicants.

All applicants shall be rated upon such reasonable and relevant areas as the board may from time to time determine. The names of all applicants who have passed the examination under the policies of the board or the appointing authority as they from time to time exist shall be placed on the proper register. Such names shall remain on the eligibility roster for a period of twenty four months commencing with the date on which the name is entered on the register. This term may be extended an additional twelve months in the discretion of the appointing authority for good cause shown.

Sec. 18-86. Filling of vacancies.

Whenever a vacancy occurs in a position in the classified service, opportunity shall be given to persons holding lower positions in the classified service to apply for the vacancy or be selected from the approved and validated promotional roster for the classes in which they qualify. Such application shall be made to the board in the form of a letter accompanied by a personal resume. Thereupon, the board shall review the application and resume and certify to the appointing authority such of the applicants as the board finds qualified. In determining eligibility, the board or appointing authority may require applicants to take appropriate examinations.

Sec. 18-87. Reemployment.

(a) Whenever any employee in the classified service, who has been performing his duties in a satisfactory manner as shown by the records of the department or other agency in which he has been employed, is laid off because of lack of work or lack of funds, or has been on authorized leave of absence and is ready to report for duty when a position is open, or has resigned in good standing and with the consent of the secretary and the head of the department under whose jurisdiction he was employed, and has withdrawn his resignation without being restored to his position, the secretary shall cause the name of such employee to be placed on the reemployment list within three years thereafter when vacancies in the class occur. The order in which names shall be placed on the reemployment list for any class shall be in order according to dates of applications for reemployment. No person shall be reinstated or have his name restored to a reemployment list unless such resignation is withdrawn, within three years after it has been presented and accepted.

(b) When a vacancy exists which the appointing authority has decided to fill by reemployment, the appointing authority shall submit to the secretary in such form as may be prescribed by the board a request that the secretary certify to him the names of persons eligible for reemployment in the class in which the vacant position is established. The secretary shall immediately certify to the appointing authority the names of persons as appropriate registers.

Sec. 18-88. Transfers.

The appointing authority may, at any time, transfer any classified employee under his jurisdiction, from one position to another in the same classification.

Sec. 18-89. Demotions.

The appointing authority may, in accordance with any personnel policies adopted for employees of Macon-Bibb County by the Mayor and/or Commission, demote a classified employee under the appointing authority's jurisdiction from a position in one class to a position in a lower class. Any
appointing authority may also, in accordance with the personnel policies adopted for employees of Macon-Bibb County by the Mayor and/or Commission, suspend, terminate, or otherwise discipline a classified employee without the need to consult with the Board.


Except as specifically provided for or exempted in this Chapter, any appointing authority and all classified employees shall be subject to the provisions of any/all personnel policies adopted for employees of Macon-Bibb County by the Mayor and/or Commission and the Macon Bibb County Fire Department. If the provisions of this Chapter conflict with the provisions of any Macon-Bibb County personnel policies, the provisions of the Chapter shall govern.

Section 2.

It is the intention of the Macon-Bibb County Commission that nothing herein shall be interpreted as amending, altering, abolishing, discharging, or in any manner affecting any advisory committees, taxes, fees, charges, and/or assessments previously established or adopted by Bibb County or the City of Macon regarding E-911 services in Bibb County, the City of Macon, and/or Macon-Bibb County, and that any such advisory committees, taxes, fees, charges, and/or assessments shall continue in full force and effect in Macon-Bibb County consistent with the provisions of the Macon-Bibb County Charter, Ga. Law 2012, page 5595 and Ga. Laws 2013, pages 3501, 3942.

Section 3.

The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 4.

This Ordinance, to the extent necessary, shall be codified in a manner consistent with the laws of the State of Georgia and Macon-Bibb County.

Section 5.

(a) It is hereby declared to be the intention of the Macon-Bibb County Commission that all sections, paragraphs, sentences, clauses, and phrases of this Ordinance are and were, upon their enactment, believed by the Macon-Bibb County Commission to be fully valid, enforceable, and constitutional.

(b) It is hereby declared to be the intention of the Macon-Bibb County Commission that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Chapter is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Macon-Bibb County Commission that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.
(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Macon-Bibb County Commission that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs, and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 6.

To the extent necessary, penalties in effect for violations of Chapter 1 of the Code of Ordinances, Macon-Bibb County, Georgia, at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

Section 7.

All Ordinances or parts of Ordinances in conflict with this Ordinance are, to the extent of such conflict, hereby repealed or set aside during the period in which the moratorium set forth herein is in effect.

Section 8.

This Ordinance shall become effective immediately upon its approval by the Mayor.

SO ORDAINED this ___ day of ________________, 2014.

__________________________
ROBERT A.B. REICHERT, MAYOR

ATTEST:
Clerk of the Commission