

# Adopted By-Laws

---

## ARTICLE III Council Composition

**Section 3.1** The Commission's Council shall be comprised of elected county representatives, elected municipal representatives, and non-public representatives. All members of the Council shall serve without compensation. The Council from time to time may establish a reasonable per diem for non-public members of the Council who attend meetings of the Council or its duly appointed committees. Policy governing the amount, entitlement and other factors shall be established by the Council annually as part of the budget process.

**Section 3.2** Members of the Council shall include the following:

- a. **County Elected Official:** Pursuant to O.C.G.A. §50-8-34(b)(1), the Council shall include the chief elected official of each county governing body in the region for a period of time concurrent with each such elected official's term of elected office. If the chief elected official for a county is unable to serve on the Council, he or she shall appoint another elected county official. In the case of a consolidated government where there is not another municipality located within the boundaries of the county, a second member of such consolidated government shall be appointed to the Council.
- b. **Municipal Elected Official:** Pursuant to O.C.G.A. §50-8-34(b)(2), the Council shall include one elected official from one municipality in each county in the region for a period of time concurrent with each such elected official's term of elected office; the municipal representative shall be selected in accordance with a procedure established and agreed to by the municipalities within that county.
- c. **Governor's Appointments:** Pursuant to O.C.G.A. §50-8-34(b)(3), the Council shall include three residents of the region appointed by the Governor, each for a term of two years. One of such three appointees shall be a member of a school board located within the region or a superintendent of schools within the region, and two of such three appointees shall be nonpublic council members.
- d. **Lieutenant Governor's Appointee:** Pursuant to O.C.G.A. §50-8-34(b)(4), the Council shall include one nonpublic council member appointed by the Lieutenant Governor for a term of two years.
- e. **Speaker of the House's Appointee:** Pursuant to O.C.G.A. §50-8-34(b)(4), the Council shall include one nonpublic council member appointed by the Speaker of the Georgia House of Representatives for a term of two years.
- f. **Non-Public Representative:** Each county shall have one (1) Non-Public Council member who shall reside within the limits of the county in which he/she represents. Each Non-Public appointee shall be selected in a manner agreed upon by the all the local governments in a county; aforementioned procedure shall be established with the approval of a majority of the local governments of the county, with the assistance of the

## Adopted By-Laws

---

Commission Executive Director, and shall serve for a term of one year, or until his/her successor is duly appointed.

### **Section 3.3** - *Appointment of Additional Council Members:*

- a. Member counties with population of 50,000 residents or more, according to the latest census, would be entitled, but not required, to appoint two (2) additional council members. These additional members may be either non-public individuals or they may be elected or appointed government officials.
- b. Member counties with population of 25,000 residents or more, but with fewer than 50,000 residents, according to the latest census would be entitled, but not required, to appoint one (1) additional council member. This additional member may be either a non-public individual or an elected or appointed government official.
- c. In selecting the additional council members as provided in (a) and (b) above, the county government and the municipal government(s) of the affected member counties should concur on the appointments allocated.
- d. Council members shall be residents of the county they represent and shall promptly notify the Commission and the appointing authority of the member of a change in status which will preclude a member from serving on the Council for that County.

**Section 3.4** The appointing authority shall be notified within five business days by the Executive Director when a member misses three meetings in succession without being excused from the Commission or at such time a member resigns, or is unable to serve. Appointing authorities should appoint a successor within 30 days of receipt of notification, and said successor shall be seated at the next regular or called session of the Council.

**Section 3.5** The term of a member shall terminate immediately upon (O.C.G.A. §50-8-34(c)):

- a. Resignation by a member;
- b. Death of a member or inability to serve as a member due to medical infirmity or other incapacity;
- c. Any change in local elective office or residence of a member which would cause the composition of the Council not to comply with the requirements of subsection (b) of this Code section; or
- d. When a member is determined to be in violation of the ethics provisions of these bylaws under Article 10.

**Section 3.6** Appointment of members shall be solicited by the Executive Director of the Commission annually beginning in November.