

CITY OF HAPEVILLE

STATE OF GEORGIA

RESOLUTION NO. _____

A RESOLUTION DISSOLVING THE STATUS OF HAPEVILLE CLEAN AND BEAUTIFUL COMMISSION AS A CITY OF HAPEVILLE ENTITY; TO AUTHORIZE THE MAYOR TO SIGN ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; TO AUTHORIZE THE CITY CLERK TO ATTEST SIGNATURES AND AFFIX THE OFFICIAL SEAL OF THE CITY, AS NECESSARY; TO REPEAL INCONSISTENT RESOLUTIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

W I T N E S S E T H:

WHEREAS, the City of Hapeville (“City”) is a municipal corporation duly organized and existing under the laws of the State of Georgia; and

WHEREAS, Hapeville Clean and Beautiful (hereinafter “Commission”) was duly organized and appointed by the Mayor and Council on March 24, 1980;

WHEREAS, the Commission has a desire to disconnect the Commission from the governing authority and body of the City of Hapeville;

WHEREAS, the Commission will continue to promote public interest in the general improvement of the environment of the City of Hapeville;

WHEREAS, the Commission will no longer be a City entity, but will remain a non-profit organization;

WHEREAS, the Mayor and Council of the City of Hapeville, in the exercise of their sound judgment and discretion, after giving thorough consideration to all the implications involved, and keeping in mind the public interest and welfare of the citizens of the City, have determined that the disconnecting of Commission from the City of Hapeville will better serve the needs of its citizens.

THEREFORE, IT IS NOW RESOLVED BY THE CITY COUNCIL OF THE CITY OF HAPEVILLE, GEORGIA, AS FOLLOWS:

1. **Incorporation of Pre-Amble.** The pre-amble is incorporated herein as fully set forth above.

2. **Dissolving the Commission as a City Entity.** The Hapeville City Council has made the determination that the Hapeville Clean and Beautiful Commission will no longer be a City entity, and that any relationship between the Commission and City shall be severed. Additionally, any reference to the City of Hapeville, the governing body, employees or agents in Commission documents, by-laws, or minutes from this point forward shall be void and not applicable to the City.

3. **Authorization for Mayor.** That the Hapeville City Council hereby authorizes the Mayor to execute any and all documents necessary to effectuate this Resolution. A copy of said documents shall be filed with the City Clerk.

4. **Attestation.** That the Hapeville City Council hereby authorizes the City Clerk or Assistant City Clerk to attest the signature of the Mayor appearing on the documents, to affix the official seal of the City thereto as necessary to effectuate this Resolution, and to place this Resolution and an executed copy of all documents among the minutes or official records of the City for future reference.

5. **Authorization for Attorney.** That the Hapeville City Council hereby authorizes the City Attorney to approve this Resolution as to its form and review any and all documents necessary for the City of Hapeville and to ensure all documents conform to state law.

6. **Severability.** To the extent any portion of this Resolution is declared to be invalid, unenforceable, or nonbinding, that shall not affect the remaining portions of this Resolution.

7. **Repeal of Conflicting Provisions.** All City resolutions are hereby repealed to the extent they are inconsistent with this Resolution.

8. **Effective Date.** This Resolution shall take effect immediately.

RESOLVED this ____ day of _____, 2019.

CITY OF HAPEVILLE, GEORGIA

ALAN HALLMAN, MAYOR

ATTEST:

CRYSTAL GRIGGS-EPPS, CITY CLERK
(seal)

APPROVED BY:

CITY ATTORNEY