

**STATE OF GEORGIA**

**CITY OF MORROW**

**ORDINANCE NO 2019-07**

AN ORDINANCE OF THE CITY OF MORROW, GEORGIA ESTABLISHING JURY DUTY PERSONNEL REGULATIONS FOR CITY EMPLOYEES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER LAWFUL PURPOSES.

**WHEREAS**, the duly elected governing authority of the City of Morrow, Georgia (the “City”) is the Mayor and Council thereof; and

**WHEREAS**, the City is authorized to prescribe personnel regulations for the City pursuant to, among other things, Section 3.15 of the City’s Charter; and

**WHEREAS**, City employees are expected to fulfill civic and legal obligations when requested to perform jury duty; and

**WHEREAS**, the governing authority has determined that it is necessary to provide regulations to provide compensation to City employees based on the number of hours for the jury duty required.

**BE IT AND IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF MORROW, GEORGIA**, and by the authority thereof:

**Section 1.** That Title 2 (“General Government”) in Chapter 3 (“Administrative Organization”) in Article D (“Miscellaneous Regulations”) in Section 2-3-36 (“Jury Duty Leave”) of the Code of Ordinances, City of Morrow, Georgia is hereby established by inserting in lieu thereof the provisions set forth in Exhibit “A”, which is attached hereto and made a part hereof by reference.

**Section 2.** That the preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

**Section 3.** (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance 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 Mayor and Council 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 Mayor and Council 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 4.** That all ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

**Section 5.** That this Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City.

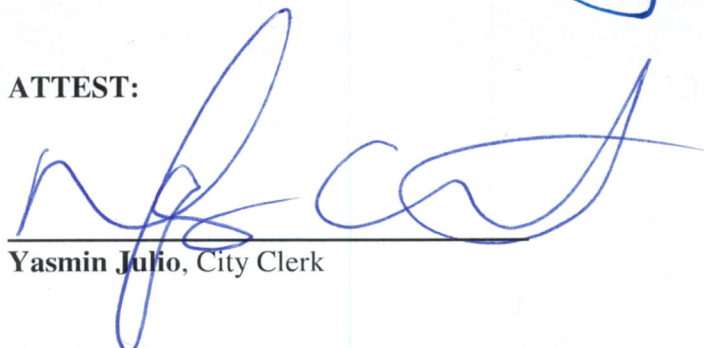
**Section 6.** That the effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.

**ORDAINED** this 25<sup>th</sup> day of June, 2019.

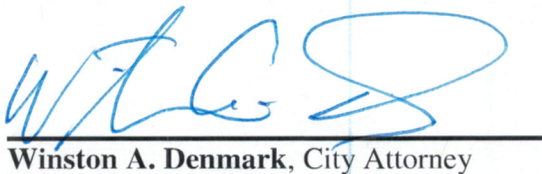
**CITY OF MORROW, GEORGIA**

  
\_\_\_\_\_  
Jeffrey A. DeTar, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Yasmin Julio, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Winston A. Denmark, City Attorney



**EXHIBIT A**

**Title 2 – General Government.**

The City's employees are expected to fulfill civic and legal obligations. Employees who respond to a call for jury duty, a jury panel or a subpoena to be a witness in a court case involving the City and to which they are not a party will be compensated by the City for such time as follows if they have properly notified their supervisor and have submitted the notice of subpoena from the Clerk of the Court.

**Chapter 3: Administrative Organization.**

**Article D: Miscellaneous Regulations.**

**Sec. 2-3-36. – Jury Duty Leave.**

The following regulations govern City employees required to perform jury duty:

- A. Employees shall notify their supervisor in writing immediately upon receipt of a jury summons or subpoena so that a replacement may be secured.
- B. Full-time City employees shall be eligible for payment up to eight (8) hours pay per day based on the number of hours for the jury duty required. Part-time City employees shall be eligible for compensation only for scheduled hours missed due to jury duty.
- C. City personnel required to attend court for the City of Morrow official business during non-scheduled hours shall have those hours considered as compensable provided that the employee involved is not overtime exempt and that any witness fee received shall be submitted to the City of Morrow.