

ORDINANCE NO. 68

OF THE

CITY OF LOOKOUT MOUNTAIN, GEORGIA

An Ordinance to add to the Code of Ordinances of the City of Lookout Mountain, Georgia, an Ordinance authorizing the expenditure of City funds for the defense of actions brought or maintained against designated city officials arising by reason of the performance of their duties by such city officials or in any way connected therewith.

BE IT ORDAINED by the City Council of the City of Lookout Mountain, Georgia, and it is hereby ordained:

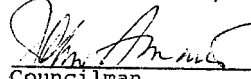
SECTION 1. The City of Lookout Mountain, Georgia, hereby undertakes to defend all civil, criminal or quasi-criminal actions brought or maintained against the Mayor of the City, any City Councilman, the Chief of Fire and Police, and/or the City Clerk (hereinafter "designated City officials") arising out of the performance of the duties of such designated City officials or in any way connected therewith, whether based upon negligence, violation of contract rights, or violation of civil, constitutional, common law, or statutory rights, whether state, federal, or local; provided, however, that nothing herein shall be deemed to authorize the City of Lookout Mountain, Georgia, to furnish a defense to any designated City official charged with a criminal offense involving theft, embezzlement or other like crime with respect to property or money of the City of Lookout Mountain, Georgia, or in which the City of Lookout Mountain, Georgia, has an interest. The undertaking of the City of Lookout Mountain, Georgia as herein expressed shall be to the fullest extent permitted by Section 89-945 of the Georgia Code Annotated and shall include, but not by way of limitation, the payment of attorneys' fees, court costs, deposition costs, witness fees,

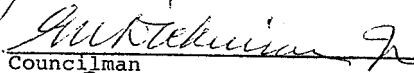
and compensation, and all other like costs, expenses, and fees incurred during the course of the defense of any such action.

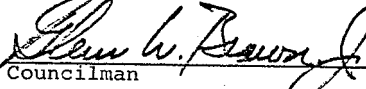
SECTION 2. It is the intention of the governing body and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Lookout Mountain, Georgia and the sections of this Ordinance may be renumbered to accomplish such intention.

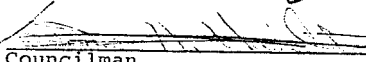
SECTION 3. This Ordinance shall be effective ten (10) days after its adoption by at least three (3) members of the Council of the City of Lookout Mountain, Georgia, after two (2) readings at least one (1) week apart.

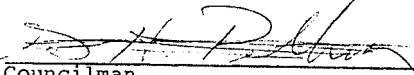
APPROVED on first reading on December 16, 1976.



Councilman


Councilman

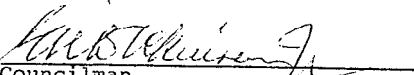

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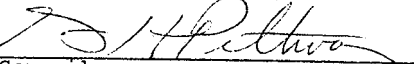

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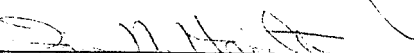

Councilman


Mayor

APPROVED AND ADOPTED on second reading on 17 Feb, 1977.


Councilman


Councilman


Councilman

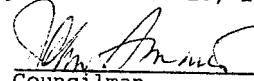
LAW OFFICES
WITT, GAITHER,
RICHARDSON, HENNISS
& WHITAKER
1100 AMERICAN NATIONAL
BANK BUILDING
CHATTANOOGA,
TENNESSEE 37402

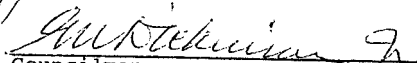
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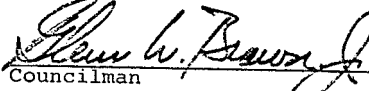
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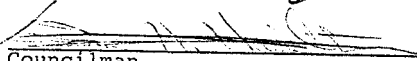
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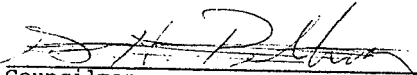
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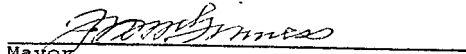

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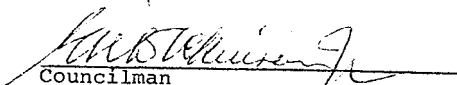

Councilman


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Mayor

APPROVED AND ADOPTED on second reading on 17 Feb, 1977.


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Councilman _____

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Mayor

ATTEST:



City Clerk

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