

CITY OF LOOKOUT MOUNTAIN, GEORGIA

ORDINANCE NO. 114

AN ORDINANCE to amend Section 1.04(n) of the Charter of the City, so as to authorize the City Council to make contracts with individuals and governmental agencies outside of the City in adjacent areas, whether or not inside the State of Georgia, for the purpose of furnishing aid in fighting fires.

WHEREAS, Section 1.04(n) of the Charter of the City presently provides, inter alia, that the City Council has the power to enter into contracts with individuals residing outside of the City or with other incorporated cities or towns of this State for the purpose of furnishing aid in fighting fires; and

WHEREAS, the City Council has received requests that, for a valuable consideration, the City aid, in fighting fires, persons living in nearby areas outside the City and outside the State, and the City Council has determined that it would be advantageous and serve the public interest of the City to furnish such persons aid in fighting fires;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lookout Mountain, Georgia, and IT IS HEREBY ORDAINED as follows:

Section 1. Pursuant to the authority conferred upon the City by Official Code of Georgia Annotated §36-35-3, the City hereby amends Section 1.04(n) of its Charter by the deletion of the text of Section 1.04(n) and the substitution in its place of the following:

(n) To provide such fire protection for the City as, in the discretion of the Council, the City can afford or is able to support, and to this end shall have power and authority to organize, equip, and support a fire department, volunteer or paid, and to make such appropriations therefor as they may deem advisable, provide needed buildings therefor, and to adopt and prescribe such ordinances and regulations as will be best to promote the objects of this section and afford protection from fire or conflagration to property in the City; to enter into a

contract or contracts and to carry out their contractual obligations thereunder with individuals residing outside of the City or with a federal agency, a state agency, a local governmental subdivision of this State or the State of Tennessee, for the purpose of furnishing aid or furnishing one another mutual aid in fighting fires where, in the discretion of the Council, the Council determines that such a contract or contracts would be most advantageous and serve the public interests of the City; and in authorizing or permitting its fire department to answer calls outside the corporate limits of the City pursuant to such contract or contracts, and in answering such calls, the City, its officers, and its employees shall be considered as acting in a governmental capacity and shall be entitled to all rights, privileges, exemptions, and immunities as if such duty or activity were performed within the corporate limits of the City.

Section 2. It is the intention of the City Council of the City of Lookout Mountain, Georgia, 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 this intention.

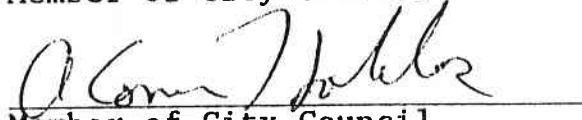
Section 3. If any section, subsection, sentence or clause of this ordinance be adjudged invalid, such adjudication shall not affect the validity of the ordinance as a whole or any section, subsection, sentence, or clause hereof not adjudged invalid.

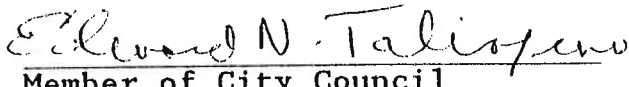
Section 4. All other ordinances or parts thereof heretofore enacted by the City in conflict with the provisions of this ordinance are hereby repealed.

Section 5. This ordinance shall be effective ten (10) days after its adoption by at least three members of the Council of the City of Lookout Mountain, Georgia, after two readings at least one (1) week apart.

APPROVED ON FIRST READING ON June 20, 1985.


Member of City Council


Member of City Council

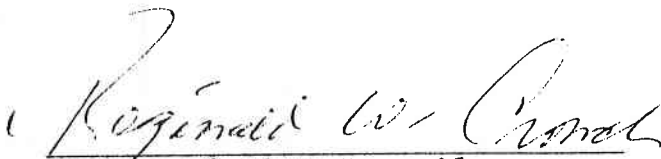

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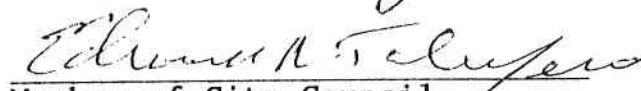
Mayor of Lookout Mountain,
Georgia.

APPROVED AND ADOPTED ON SECOND READING ON July 22,
1985.

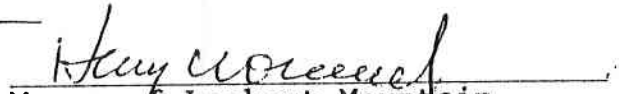

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Mayor of Lookout Mountain,
Georgia

ATTEST:

City Clerk for the City of
Lookout Mountain, Georgia