AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF SAVANNAH TO PROVIDE FOR LEASING AND CONTRACTING OF MUNCIPALLY OWNED REAL PROPERTY

WHEREAS, pursuant to O.C.G.A. § 36-33-3 the City has been vested by the State of Georgia with legislative power to adopt clearly reasonable ordinances, resolutions or regulations relating to its property and affairs (the "Home Rule Power"); and

WHEREAS, pursuant to O.C.G.A. § 36-35-6 the City's Home Rule Power may not extend to any matter preempted by the General Assembly via enactment of general law; and

WHEREAS, the General Assembly has recognized that a municipality may, by charter provisions, lease or enter into a contract for valuable consideration providing for the use, operation or management of any of its real or personal property (O.C.G.A. §36- 37-6); and

WHEREAS, it is essential for the City to have the ability to enter into leases or contracts for the use of its facilities through a request for proposal process, which is not permitted absent a Charter amendment; and

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Aldermen of the City of Savannah, Georgia, in regular meeting of Council assembled, and pursuant to O.C.G.A. § 36-35-6, after proper notice and advertisement in accordance therewith, that the Charter of the City of Savannah be amended to specifically enable the City to lease or enter into contracts for valuable consideration for the use, operation or management of its real or personal property as follows:

SECTION 1: Appendix 1 entitled **Specific Powers Enumerated** of the Charter of the City of Savannah be amended by inserting section (39) as follows:

(39) Leasing and Contracting for Use of Municipally Owned Real Property. The Mayor and Aldermen of the City of Savannah may lease or enter into a contract for valuable consideration for, in whole or in part, the use, operation or management of any municipally owned or managed real property.

SECTION 2: All ordinances or parts of ordinances in conflict here with are hereby repealed.

ADOPTED AND APPROVED: this ____ day of _____ 2026.

_____
Van R. Johnson II, Mayor

ATTEST:

_____
Mark Massey, Clerk of Council