

1 STATE OF GEORGIA
2 COUNTY OF FULTON
3 CITY OF SOUTH FULTON

ORD- 2019-011

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5
6 AN EMERGENCY ORDINANCE TO AMEND TITLE 1, ADMINISTRATION, OF THE
7 CITY OF SOUTH FULTON CODE OF ORDINANCES, TO HELP ENSURE HIGH
8 ETHICAL STANDARDS WITHIN THE CITY AND FOR OTHER LAWFUL PURPOSES
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10 WHEREAS, the City of South Fulton ("City") is a municipal corporation duly
11 organized and existing under the laws of the State of Georgia;

12
13 WHEREAS, the duly elected governing authority of the City, is the Mayor and
14 Council thereof ("City Council");

15 WHEREAS, pursuant to City Charter Section 1.12(b)(10), the City is authorized
16 to "adopt ethics ordinances and regulations governing the conduct of municipal
17 elected officials, appointed officials, and employees, establishing procedures for
18 handling ethics complaints";

19
20 WHEREAS, the City desires to amend its ethics code through this Ordinance;

21 WHEREAS, this Ordinance is in the best interests of the health and general
22 welfare of the City, its residents and general public.

23
24 THE COUNCIL OF THE CITY OF SOUTH FULTON HEREBY ORDAINS as
25 follows:

26
27 Section 1. The City of South Fulton Code of Ordinances, Title 1, Administration,
28 Chapter 5, Code of Ethics, Section 1-50010 is hereby created to read as follows (Note:
29 This Ordinance is adopted on an emergency basis to prevent abuse of the City's ethics
30 process, preserve public resources and peace, and to ensure that grievances are
31 lodged in the appropriate forum.)

32
33 TITLE 1. - ADMINISTRATION

34 CHAPTER 5. - CODE OF ETHICS

35 Sec. 1-50010. – Outside Proceedings.

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37 **Prohibited Conduct.** This Chapter shall not be used to file complaints against actions
38 arising from court proceedings, nor shall it be used to file complaints against actions
39 arising from conduct which may be appealed by certiorari to the Superior Court. Any
40 complaint filed in violation of this section shall be promptly dismissed by the Board.

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44 **Section 2.** It is hereby declared to be the intention of the City Council that: (a) All
45 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were,
46 upon their enactment, believed by the City Council to be fully valid, enforceable and
47 constitutional.

48 (b) To the greatest extent allowed by law, each and every section, paragraph,
49 sentence, clause or phrase of this Ordinance is severable from every other section,
50 paragraph, sentence, clause or phrase of this Ordinance. No section, paragraph,
51 sentence, clause or phrase of this Ordinance is mutually dependent upon any other
52 section, paragraph, sentence, clause or phrase of this Resolution.

53 (c) In the event that any phrase, clause, sentence, paragraph or section of this
54 Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or
55 otherwise unenforceable by the valid judgment or decree of any court of competent
56 jurisdiction, it is the express intent of the City Council that such invalidity,
57 unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not
58 render invalid, unconstitutional or otherwise unenforceable any of the remaining
59 phrases, clauses, sentences, paragraphs or sections of the Ordinance.

60 **Section 3.** All Ordinance and Resolutions in conflict herewith are hereby expressly
61 repealed.

62 **Section 4.** The City Attorney, City Clerk and contracted City Codifier are authorized
63 to make non-substantive formatting and renumbering edits to this ordinance for
64 proofing, codification, and supplementation purposes. The final version of all
65 ordinances shall be filed with the clerk.

66 **Section 5.** The effective date of this Ordinance shall be on the date as set forth
67 under Sec. 3.18 of the City Charter unless provided otherwise by applicable local, state
68 and/or federal law.

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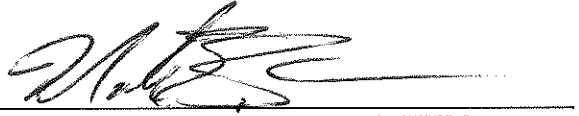
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The foregoing Ordinance No. 2019-011 was moved for approval by Councilmember Baker. The motion was seconded by Councilmember Gumbs, and being put to a vote, the result was as follows:

	AYE	NAY
William "Bill" Edwards, Mayor	_____	_____
Mark Baker, Mayor Pro Tem	_____√_____	_____
Catherine Foster Rowell	_____√_____	_____
Carmalitha Lizandra Gumbs	_____√_____	_____
Helen Zenobia Willis	_____√_____	_____
Gertrude Naeema Gilyard	_____√_____	_____
Rosie Jackson	_____√_____	_____
khalid kamau	_____√_____	_____

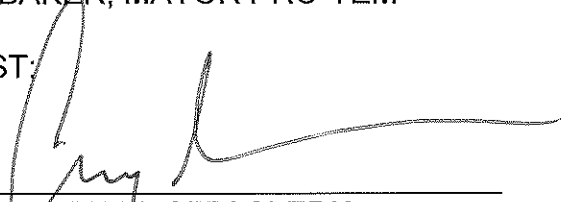
THIS ORDINANCE adopted this 11th day of June 2019.

CITY OF SOUTH FULTON, GEORGIA



MARK BAKER, MAYOR PRO-TEM

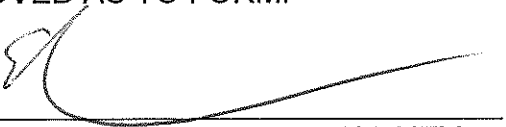
ATTEST:



~~S. DIANE WHITE, CITY CLERK~~

Corey Adams, Deputy City Clerk

APPROVED AS TO FORM:



EMILIA C. WALKER, CITY ATTORNEY

