

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

4
5 ORD2019-014
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7
8 AN ORDINANCE CREATING A FINANCE COMMITTEE FOR THE CITY OF SOUTH
9 FULTON AND FOR OTHER LAWFUL PURPOSES

10 (Sponsored by Councilperson Gilyard and Willis)

11 WHEREAS, the City of South Fulton ("City") is a municipal corporation duly
12 organized and existing under the laws of the State of Georgia;

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

16
17 WHEREAS, the City Council fiduciary responsibility to the City as a guardian of
18 public funds;

19
20 WHEREAS, appropriations, expenditures and other budgetary matters are a
21 primary concern of the City Council;

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23 WHEREAS, the City Council desires to create a Finance Committee through this
24 Ordinance to enhance financial oversight within the City;

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26 WHEREAS, the City Council also desires to create an Appendix G to the City
27 Code of Ordinances to house the Finance Committee and other entities created by the
28 City; and

29
30 WHEREAS, this Ordinance will benefit the health and general welfare of the City,
31 its citizens and general public.

32 THE COUNCIL OF THE CITY OF SOUTH FULTON, GEORGIA HEREBY
33 ORDAINS as follows:

34 Section 1. The City hereby adopts "Appendix G, Committees and Boards,
35 Generally," to the City's Code of Ordinances, which shall read as follows:

36 APPENDIX G - COMMITTEES AND BOARDS, GENERALLY

37 Sec. 1 Finance Committee.

39 **Sec. 1.1 - Purpose.** The City hereby establishes the City Finance Committee to
40 enhance financial oversight for the City. Finance Committee members shall not be
41 entitled to compensation.

42 **Sec. 1.2 - Duties.** The duties of the City Finance Committee shall consist of:

- 43 a. Reviewing City finance policies governing planning, reporting and internal
44 controls;
- 45
- 46 b. Assessing the City's long-term and short-term financial objectives, goals and
47 strategies;
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- 49 c. Reviewing documents pertaining to proposed debt financing, investment portfolio
50 allocations and guidelines;
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- 52 d. Analyzing the City's financial and cash position, adherence to the budget,
53 compliance with extramural funding restrictions and allocation of resources
54 toward the accomplishment of its objectives;
- 55
- 56 e. Assessing the City's audit report and related correspondence from auditors to
57 ensure that follow-up occurs on audit recommendations.

58 The Finance Committee shall serve as an advisory board in that it may not act or
59 implement policy on behalf of the City, but may submit recommendations and reports to
60 the City Council as a result of its duties performed under this Ordinance.

61 **Sec. 1.3 - Composition and Appointment.** The Finance Committee shall consist of
62 eleven members. Up to three will be City Council members and up to
63 eight members will consist of City residents. Each member of the governing
64 body may appoint a resident to the committee, subject to confirmation by the City
65 Council. The City Council will appoint the Councilmember appointees, subject to such
66 appointed Councilmembers' consent. The Chair and Vice-Chair will be selected by the
67 City Council. All non-City Council committee members must have accounting, financial,
68 auditing or investment education and/or experience.

69 **Sec. 1.4 Term and Removal.** Non-City Council Finance Committee members shall
70 serve a two year term, commencing from the date of their first committee meeting. City
71 Councilmembers shall serve for the remainder of their term of office, but may resign
72 from the Finance Committee at any time for any reason. The City Council may remove
73 any Finance Committee member at any time, with or without cause. Any non-City
74 Council member who fails to attend three consecutive regular meetings shall
75 automatically stand removed.

76
77 **Sec. 1.5 - Meetings.** The Finance Committee shall adopt a regular meeting schedule,
78 and may hold special meetings as it deems necessary in order to carry out its

79 functions, with the exception that they shall hold at least one regular meeting during
80 every month in which there is a scheduled regular meeting of the City Council. The
81 regular meeting schedule and notice of any special and/or rescheduled meetings shall
82 be promptly provided to the City Clerk, who shall notice the same in accordance with
83 the Open Meetings Act.

84
85 **a. Location.** In addition to City property and/or the City Council Chambers, the
86 Finance Committee may conduct its meetings at churches, parks, schools and
87 libraries within the City, as such are available. The Finance Committee
88 Chairperson shall confirm with the City Clerk the availability of City property.

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90 **b. Cancellation.** Meetings may be cancelled, continued or rescheduled by the
91 Committee as circumstances require.

92
93 **Sec. 1.6 - Input and Assistance.** Finance Committee members may seek input from
94 City residents and businesses. Members may interact directly with the City Manager,
95 City Attorney, City Treasurer and City Clerk, and may request assistance from City
96 staff through the City Manager and/or his designee. Records requests by the Finance
97 Committee shall be approved by a quorum of the Committee and facilitated through the
98 City Treasurer.

99
100 **Sec. 1.7 Quorum and Governance.** Eight Finance Committee members shall
101 constitute a quorum and shall be authorized to act on behalf of the Committee. The
102 Finance Committee shall be governed procedurally by Robert's Rules of Order, as it is
103 revised from time to time, and shall conduct its meetings in accordance with all
104 applicable local and state laws, including the Georgia Open Meetings Act.

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

112 (b) To the greatest extent allowed by law, each and every section, paragraph,
113 sentence, clause or phrase of this Ordinance is severable from every other section,
114 paragraph, sentence, clause or phrase of this Ordinance. No section, paragraph,
115 sentence, clause or phrase of this Ordinance is mutually dependent upon any other
116 section, paragraph, sentence, clause or phrase of this Resolution.

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

124 **Section 3.** All Ordinance and Resolutions in conflict herewith are hereby expressly
125 repealed.


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

130 **Section 5.** The effective date of this Ordinance shall be on the date as set forth
131 under Sec. 3.21 of the City Charter unless provided otherwise by applicable local, state
132 and/or federal law.

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134 **Section 6. Instruction to City Clerk.** The City Clerk is hereby directed to forward a
135 copy of this ordinance to the City Finance Department.

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138 THIS RESOLUTION adopted this 11th day of June 2019.

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140 **CITY OF SOUTH FULTON, GEORGIA**

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144 _____
145 WILLIAM "BILL" EDWARDS, MAYOR

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148 ATTEST:

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152 _____
153 S. DIANE WHITE, CITY CLERK

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155 APPROVED AS TO FORM:

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158 _____
159 EMILIA C. WALKER, CITY ATTORNEY
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