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5
6 AN ORDINANCE TO AMEND TITLE 1, ADMINISTRATION, CHAPTER 5-SEC. 1-
7 50010 OF THE CITY OF SOUTH FULTON CODE OF ORDINANCES, TO HELP
8 ENSURE HIGH ETHICAL STANDARDS WITHIN THE CITY AND FOR OTHER
9 LAWFUL PURPOSES

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

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

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

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

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

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28 Section 1. The City of South Fulton Code of Ordinances, Title 1, Administration,
29 Chapter 5, Code of Ethics, Section 1-5006(c) is hereby revised to read as follows:

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31 **TITLE 1. - ADMINISTRATION**

32 **CHAPTER 5. - CODE OF ETHICS**

33 **Sec. 1-50010. – Outside Proceedings.**

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

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42 Section 2. It is hereby declared to be the intention of the City Council that: (a) All
43 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were,

44 upon their enactment, believed by the City Council to be fully valid, enforceable and
45 constitutional.

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

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

58 **Section 3.** All Ordinance and Resolutions in conflict herewith are hereby expressly
59 repealed.

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

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

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69 THIS ORDINANCE adopted this 9th day of July 2019.

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71 **CITY OF SOUTH FULTON, GEORGIA**

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WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:


S. DIANE WHITE, CITY CLERK

APPROVED AS TO FORM:


EMILIA C. WALKER, CITY ATTORNEY



