

2023 Candidate Qualifying Guide



**CITY OF SOUTH FULTON, GEORGIA
5440 FULTON INDUSTRIAL BOULEVARD
ATLANTA, GEORGIA 30336
(470) 809-7272**

**(Prepared by the Election Superintendent of City of South Fulton, Georgia)
January 31, 2023**



2023 QUALIFYING INFORMATION

Terms of Office:

- Councilmembers shall be limited to serving three full consecutive terms of office.
- Councilmembers for Districts 1, 3, 5 and 7 shall take office on the first day of January immediately following their election for terms of four years and until their successors are elected and qualified.
- The term of office shall begin on January 1, 2024, and end on December 31, 2027.
- All municipal elections shall be nonpartisan and without primaries.

Political Signage:

The City of South Fulton City Council approved new regulations regarding signage. Please review Ordinance 2022-034 approved on September 27, 2022. (included as a part of this packet)



2023 QUALIFYING INFORMATION

Public Notice of Qualifying Fees

Pursuant to O.C.G.A. § 21-2-131(a)(1), the following qualifying fees were set by the City of South Fulton, Georgia City Council in their January 24, 2023, meeting:

City Councilmember, District 1	\$830.28
City Councilmember, District 3	\$830.28
City Councilmember, District 5	\$830.28
City Councilmember, District 7	\$830.28

Public Notice of Qualifying Period

Qualifying for the offices listed above will begin at 8:30 A.M. on the third Monday, August 21, 2023, immediately preceding the general election and shall end no later than 4:30 P.M. on Friday, August 25, 2023. The place of qualifying shall be City Hall for the City of South Fulton, 5440 Fulton Industrial Blvd. SW, Atlanta, GA 30336. O.C.G.A. § 21-2-132

Corey E. Adams, Sr.
Election Superintendent/
Local Filing Officer
City of South Fulton, Georgia
470-809-7272



2023 QUALIFYING INFORMATION

South Fulton – AFFIDAVIT

Affidavit - Page 1 of 2
South Fulton, Georgia

Candidate Eligibility: (Pursuant to the City Charter)

- No person shall be eligible to serve as mayor or councilmember unless that person shall have been a resident of the area comprising the City of South Fulton for 12 months immediately preceding the election of mayor or councilmember.
- Shall have attained the age of 21 years prior to the date of qualifying.
- In the case of councilmembers, shall have been a resident of the district from which he or she seeks election for six months at the time of qualifying for election.
- Each such person shall continue to reside within the city and, in the case of councilmembers, with the district from which he or she was elected during said period of service.
- Shall be registered and qualified to vote in municipal elections of this city.
- No person's name shall be listed as a candidate on the ballot for election for either mayor or councilmember unless such person shall file a written notice with the clerk of said city that such person desires his or her name to be placed on said ballot as a candidate either for mayor or councilmember.
- No person shall be eligible for the office of mayor or councilmember unless such person shall file said notice within the time provided for in Chapter 2 of Title 21 of the O.C.G.A., the 'Georgia Election Code.' (per the City Charter)
- No person shall be eligible for the office of mayor or councilmember who is a convicted felon involving moral turpitude without rights restored as provided in Article II, Section II, Paragraph III of the Georgia Constitution.
- No person shall be eligible for the office of mayor or councilmember who is a defaulter for any federal, state, county, municipal, or school system taxes as provided in Article II, Section II, Paragraph III of the Georgia Constitution.
- No person shall be eligible for the office of mayor or councilmember who is the holder of public funds illegally as provided in Article II, Section II, Paragraph III of the Georgia Constitution.



2023 QUALIFYING INFORMATION

Affidavit - Page 2 of 2
South Fulton, Georgia

South Fulton AFFIDAVIT

I hereby attest that I meet all of the above eligibility requirements, and hereby provide notice with the clerk of said city of my desire to be placed on said ballot (November 7, 2023), as a candidate for mayor or councilmember on _____, 2023.

As a valid photo ID, I am submitting a copy of my _____
_____.

Candidate's Signature

Notary:

My Commission Expires on _____, _____



2023 QUALIFYING INFORMATION

Required Documents:

Note: The City of South Fulton will be implementing an online filing system for certain campaign documents in February 2023.

- _____ Electronic Filing System (PIN) – file with Georgia Government Transparency and Campaign Finance Commission.
- _____ Registration Form for a Candidate’s Campaign Committee (RC) – file with Georgia Government Transparency and Campaign Finance Commission.
- _____ Declaration of Intent (DOI) – file with local City filing officer **before** accepting campaign funds.
- _____ Notice of Candidacy & Affidavit – file with local City filing officer
- _____ Exemption Affidavit Not to Exceed \$2,500. – file with local City filing officer if candidate does not plan to spend or receive over \$2,500.
- _____ Campaign Contribution Disclosure Report (CCDR) – file with local City filing officer if spending or receiving more than \$2,500, as listed in the filing schedule.
- _____ Personal Financial Disclosure Report (PFDS) – due to local City filing officer within 15 days of qualifying.
- _____ Valid Photo I.D. – present to local City filing officer
- _____ Payment – submitted to local City filing officer
 - Cashier’s or Certified Check, Credit Card or Money Order
 - Payable to “City of South Fulton, Georgia”

All State Forms available here:

- Notice of Candidacy and Affidavit:
http://sos.ga.gov/index.php/Elections/information_for_candidates
- <http://ethics.ga.gov/formsreportspublications/>



2023 QUALIFYING INFORMATION

CAMPAIGN CONTRIBUTION DISCLOSURE REPORT (CCDR) FILING SCHEDULE

Election Year – Filing Schedule Due Date

January 31st

April 30th

June 30th

September 30th

October 25th

December 31st

Non - Election Year – Filing Schedule Due Date

June 30th

December 31st

***County and Municipal level candidates and elected officials that file an Affidavit of Exemption, are not required to file CCDR's during their election cycle unless they cross the threshold of \$2,500 in contributions and/or expenditures.**

Filing Schedule for contributions/expenses between \$2,500-\$5,000

June 30th

December 31st

STATE OF GEORGIA
COUNTY OF FULTON
CITY OF SOUTH FULTON

ORD2022-034

AN AMENDED ORDINANCE TO AMEND THE CITY OF SOUTH FULTON ZONING ORDINANCE FOR THE PURPOSE OF AMENDING THE REGULATIONS RELATED TO FASTENING BILLS, ADVERTISEMENTS, NOTICES TO POLES AND TREES, AND SIGNS IN RIGHTS-OF-WAY; AND FOR OTHER LAWFUL PURPOSES.

(Sponsored by Councilmember Rowell)

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

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

WHEREAS, Pursuant to City Charter Section 3.10 (b), the City Council is authorized to adopt ordinances and amendments it deems necessary, expedient, or helpful for the health, welfare, safety, comfort and well-being of the inhabitants of the City; and

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

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

Section 1. That Section 15-2005 of Chapter 2 (Offenses Involving Property Rights) of Title 15 (Criminal Offenses) which currently reads as follows:

"Sec. 15-2005. - Fastening bills, advertisements, notices to poles and trees.

(a) It shall be unlawful for any person to:

- (1) Paste or, in any other manner, fasten any bills, signs, advertisements, or any other notice to any telephone, electric light or telegraph pole, or any shade tree in the city; or
- (2) Place, mount, or otherwise post any bills, signs, advertisements, or any other notice in the right of way of a public highway, road, or street.

(b) Election campaign signs are exempt from this code section."

be amended to read as follows:

"Sec. 15-2005. - Fastening bills, advertisements, notices to poles and trees; signs in rights-of-way.

- (a) It shall be unlawful for any person to:
 - (1) Paste or, in any other manner, fasten any bills, signs, advertisements, or any other notice to any telephone, electric light or telegraph pole, or any shade tree in the city; or
 - (2) Place, mount, or otherwise post any bills, signs, advertisements, or any other notice in the right of way of a public highway, road, or street.
- (b) Any signs found upon any public property, not in compliance with this section, may be removed by the city. The person(s) responsible for causing the unlawful sign to be placed on any public property may be held responsible for the cost of removal. These persons shall include, but are not limited to, any individuals or businesses whose advertisement, message or information appears on or is contained in any sign or notice unlawfully placed on public property.
- (c) Any person violating this section shall receive a citation. The citation shall state the date, location, and brief description of the violation. The citation penalty may be paid prior to the assigned court date, in the amount of \$100.00 per violation to cover the removal of the unlawfully placed sign. Payment may be made as directed by the citation. Upon a third, and subsequent, violation, the person cited must appear in court.
- (d) No individual or business shall receive a citation for violation of this section unless such individual or business has been notified of said violation and provided 24 hours from the time of notification to remove the offending sign(s). This subsection shall only apply if the individual or business responsible for the sign is identifiable from the content of the sign, and the City has access to publicly available contact information for the responsible individual or business. Notice can be made via phone call or electronic mail, and it is not a requirement that the party subject to the notification acknowledge receipt. Proof of notification by the City, either through testimony or documentary evidence, shall be sufficient to satisfy the notification requirement.
- (e) Any person violating this section shall be subject to one or more of the following penalties:
 - (1) A fine not to exceed \$1,000.00 upon appearance before the judge of the municipal court, for each unlawfully placed sign or special event sign;
 - (2) Incarceration for a term not exceeding five days.
- (f) Nothing in this section shall apply to the installation of the following:

- (1) Metal plaques or plates commemorating a historical, cultural or artistic event, location or personality;
- (2) Signage identifying licensed franchisees of the city or indicating the presence of workers of permitted utilities and their facilities or equipment within or immediately adjacent to the right-of-way;
- (3) Signage identifying or directing vehicular or pedestrian traffic to or from property immediately adjacent to the signage when displayed on structures under the ownership or control of the property owner or lessee;
- (4) Signage providing public transportation information;
- (5) Signage providing direction to governmental facilities, hospitals or houses of worship;
- (6) Signage affixed pursuant to permits issued by governmental entities having authority to do so;
- (7) Signage used to provide for the safety of individuals using the public right-of-way or immediately adjacent property;
- (8) Commercial advertisements which are displayed in and on bus shelters in conformance with the requirements of O.C.G.A. § 32-6-51.”

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

(b) To the greatest extent allowed by law, every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. No section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

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

Section 3. All Ordinances and parts of Ordinances in conflict herewith are hereby expressly repealed.

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

Section 5. Section 5. The effective date of this Ordinance shall be December 7, 2022 after the completion of the run-off election scheduled for the preceding date.

Section 6. The City Clerk is directed to transmit this ordinance to all political candidates listed on the November 8, 2022 ballot for any City of South Fulton resident or whose signs are posted in the City of South Fulton city limits.

[signatures and voting tabulations appear on the following page]

The foregoing ORDINANCE No. 2022-034, adopted on September 27, 2022 was offered by Councilmember Rowell, who moved its approval. The motion was seconded by Councilmember Sebastian, and being put to a vote, the result was as follows:

	AYE	NAY
khalid kamau, Mayor	_____	_____
Carmalitha Gumbs	X	_____
Catherine Foster Rowell	X	_____
Helen Zenobia Willis	X	_____
Jacey Sebastian	X	_____
Corey Reeves, Mayor Pro Tem	X	_____
Natasha Williams	X	_____
Vacant	_____	_____

First Read: August 23, 2022
Second Read: September 27, 2022

THIS ORDINANCE adopted this 27th day of September 2022.

CITY OF SOUTH FULTON, GEORGIA

khalid kamau, MAYOR

ATTEST:



COREY E. ADAMS, SR., CITY CLERK



APPROVED AS TO FORM:



VINCENT D. HYMAN, CITY ATTORNEY