

STATE OF GEORGIA  
COUNTY OF FULTON  
CITY OF SOUTH FULTON

**ORDINANCE No. 2018-022**

**AN EMERGENCY ORDINANCE TO AMEND TITLE 1, CHAPTER 3, MAYOR AND COUNCIL, OF THE CITY OF SOUTH FULTON CODE OF ORDINANCES, TO ENSURE CONSISTENCY BETWEEN COUNCIL VOTING AND THE CITY CHARTER AND FOR OTHER LAWFUL PURPOSES.**

**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**, Section 3.15 of the City Charter provides that "the affirmative vote of a majority of the councilmembers present shall be required for the adoption of any ordinance, resolution, or motion;"

**WHEREAS**, the City Council desires to ensure that its voting is consistent with the City Charter; and

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

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

**Section 1:** The City hereby declares that this Ordinance is adopted pursuant to Section 3.18 of the City Charter, due to the existing emergency of ensuring the proper and effective administration of City Council voting. So, declared, the City of South Fulton Code of Ordinances, Title 1, Chapter 3, Section 1-3002(f), Presiding officer and rules for debate, is hereby amended to read as follows:

**Title 1 ADMINISTRATION**

...

**CHAPTER 3. MAYOR AND COUNCIL**

**Sec. 1-3002. Presiding officer and rules for debate.**

...

(f) Voting. The affirmative vote of a majority of the councilmembers present shall be required for the adoption of any ordinance, resolution, or motion. Each councilmember shall record his or her vote in the manner called for by the mayor.

**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, each and 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 effective date of this Ordinance shall be the date of adoption unless provided otherwise by the City Charter or state and/or federal law.

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The foregoing ORDINANCE No. **2018-022**, adopted on **April 24, 2018** was offered by Councilmember **Rowell**, who moved its approval. The motion was seconded by Councilmember **Gillyard**, 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 24<sup>th</sup> day of April 2018. CITY OF SOUTH FULTON, GEORGIA.



WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:



MARK MASSEY, CITY CLERK



ITEM# ord 2018-022 DATE 4 / 24 / 2018

APPROVED AS TO FORM:



EMILIA C. WALKER, CITY ATTORNEY