



The Honorable William “Bill” Edwards, Mayor (present)
The Honorable Catherine F. Rowell, District 1, Mayor Pro Tem (present)
The Honorable Carmalitha Gumbs, District 2 Councilmember (present)
The Honorable Helen Z. Willis, District 3 Councilmember (present)
The Honorable Naeema Gilyard, District 4 Councilmember (present)
The Honorable Rosie Jackson, District 5 Councilmember (present)
The Honorable khalid kamau, District 6 Councilmember (present)
The Honorable Mark Baker, District 7 Councilmember (present)

WORK SESSION MINUTES

The meeting was called to order by Mayor Edwards at 5:01pm.

- **Review of the September 26, 2017 Regular Meeting Agenda**

The City Attorney requested the opportunity to meet with each Councilmember individually during the break between the Work Session and the Regular Meeting.

A motion was made by Councilmember Baker and seconded by Councilmember Willis to conduct a closed Executive Session regarding Personnel. Hearing no objections, the motion passed unanimously, 7-0-0.

The Executive Session began at 5:18pm and ended at 5:24pm.

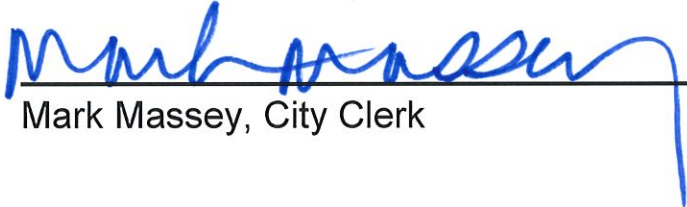
CITY OF SOUTH FULTON, GEORGIA
South Fulton Service Center Auditorium, 5600 Stonewall Tell Road
Tuesday, September 26, 2017, 5:00PM

IN OPEN SESSION:

A motion was made by Mayor Pro Tem Rowell and seconded by Councilmember Willis to close the Executive Session regarding Personnel. Mayor Pro Tem Rowell and Councilmembers Willis, khalid and Baker voted yea. Councilmembers Gumbs, Gilyard and Jackson were not present. Therefore, the motion passed, 4-0-0.

A motion was made by Mayor Pro Tem Rowell and seconded by Councilmember khalid to adjourn the Work Session. Mayor Pro Tem Rowell and Councilmembers Willis, khalid and Baker voted yea. Councilmembers Gumbs, Gilyard and Jackson were not present. Therefore, the motion passed, 4-0-0.

The meeting was adjourned at 5:26pm.


Mark Massey, City Clerk



DIVIDER SHEET



The Honorable William “Bill” Edwards, Mayor (present)
The Honorable Catherine F. Rowell, District 1, Mayor Pro Tem (present)
The Honorable Carmalitha Gumbs, District 2 Councilmember (present)
The Honorable Helen Z. Willis, District 3 Councilmember (present)
The Honorable Naeema Gilyard, District 4 Councilmember (present)
The Honorable Rosie Jackson, District 5 Councilmember (present)
The Honorable khalid kamau, District 6 Councilmember (present)
The Honorable Mark Baker, District 7 Councilmember (present)

REGULAR MEETING MINUTES

1. Call to Order

The meeting was called to order by Mayor Edwards at 7:00pm. Mayor Edwards recognized former State Representatives Virgil Fludd and LaDawn Blackett Jones for being present. Following the roll call, all members were present.

2. Invocation

The Invocation was rendered by Pastor Warren T. Henry.

3. Pledge of Allegiance

The Pledge of Allegiance was recited in unison.

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4. Approval of the Consent Agenda
 - a. Meeting Minutes – (1st - Millage Rate and Budget Hearing – 6:00pm) – Wednesday, September 13, 2017
 - b. Meeting Minutes – Wednesday, September 13, 2017 (Regular Meeting - 7:00pm)
 - c. Meeting Minutes (2nd - Millage Rate and Budget Hearing - 10:00am) – Tuesday, September 19, 2017
 - d. Meeting Minutes – (3rd - Millage Rate and Budget Hearing – 6:00pm) – Tuesday, September 19, 2017
 - e. Meeting Minutes – (Special Called Meeting – 7:00pm) – Tuesday, September 19, 2017
 - f. Proclamation recognizing Apostle Vivian Dennis Appreciation Day. **(Edwards)**

A motion was made by Councilmember Gilyard and seconded by Councilmember Jackson to adopt the Consent Agenda as amended relative to Councilmember Gilyard's recorded votes during two items at the Wednesday, September 13, 2017 Regular Meeting, Ord2017-017 and the City Manager's Report, thereby changing her votes from no to yea (See the minutes – Wednesday, September 13, 2017).

The Interim City Attorney was requested by Mayor Edwards to provide an opinion in writing regarding the matter of not voting (yea or no), as well as the matter regarding abstentions as requested by Councilmember Willis with respect to the Charter.

5. Approval of the Regular Meeting Agenda

A motion was made by Councilmember Jackson and seconded by Councilmember Gilyard to adopt/approve the agenda as amended, withdrawing Councilmember khalid's Res2017-052. The motion passed unanimously, 7-0-0.

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6. Proclamations and Recognitions

- i. Proclamation recognizing October 2017 as Crime Prevention Month. **(Gumbs)**

PRESENTED

7. Public Comment

- a. Speakers will be granted up to two minutes each and public comment will not exceed 30 minutes. Speakers will not be allowed to yield or donate their time to other speakers.

The following sixteen (16) speakers offered public comment:

- **Mr. Tony (Fernanda) Davis**, concerning help with power and lights at Old National Park, as well as downed poles.
- **Mr. Melvin Bolton**, concerning lights at Old National Park. The park is supposed to be a safe haven but it is operating in the dark where fights and criminal activity can occur.
- **Ms. Angel Payne**, concerning the ability to use the City of South Fulton as an address and whether the same zip codes will be used.
- **Mr. Pennon Lockhart**, concerning the religious connotations in the proposed City Seal which may be in conflict with the Ten Commandments and he suggests using the Seal used during the Inauguration.
- **Mr. Michael Pointer**, concerning universities, colleges and technical schools to get satellite campuses in our City, and concerning money that comes to the City how much has come-in and how much is delinquent.
- **Ms. Cacheta Nowlin**, concerning Old National Park that really needs lights in concern of the criminal element in that area.
- **Ms. Marisa Miller**, concerning District 4 Economic Development committee and their work.

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- **Ms. Eliese Fisher**, concerning District 4 development and interests, the Comp Plan, conducting studies and reclassifying zonings.
- **Ms. Renee Mumford**, concerning Old National Park, lack of Police presence dedicated to the park, and needing to know who should be called to help patrol the park. Georgia Power needs to provide basic lighting in the park.
- **Ms. Deborah Lynn Robinson Herring**, concerning what letter grade the newly elected officials should give themselves. Commitments to police officers, issues regarding Old National or any other parks. Behavior as leaders and on social media, and handling finances with common sense.
- **Ms. Glenda Collins**, concerning City Council assistants and their need, their work hours per week and pay ranges need to be justified. She is concerned with the need for Police and Firefighters.
- **Ms. LaDawn Blackett Jones**, concerning optimism and thank you's, doing things different than the other Cities, and listening to the community.
- **Ms. Jill Lindsey**, concerning Code Enforcement process for the new City and a lack of responses from the office regarding campaign signs that need to be removed from the right of ways.
- **Ms. Jewel Johnson**, concerning the after-effect of the last Budget hearings and some Councilmembers causing confusion of the facts, upcoming choices for the City and the ability to set long-term goals for the City.
- **Mr. Kenneth F. Joe, Sr.**, concerning keeping residents engaged and providing direct feedback to the City Council, concerns regarding a border-line illegal activity with respect to \$1 million getting lost or not being evident desires an explanation.
- **Ms. Jeri McCrary**, concerning a warehouse project being built behind her neighborhood (Wilkerson Mill, Palmetto, GA), they need help.

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8. Business

a. Resolutions

- i. Resolution for Transparency in Department Head Salaries
(khalid - Res2017-052)

WITHDRAWN

- ii. Resolution for the City of South Fulton for Instituting an
“OPENGOV” Program **(Gumbs – Res2017-053)**

A motion was made by Councilmember Gumbs and seconded by Mayor Pro Tem Rowell to adopt/approve Res2017-053. The motion passed unanimously, 7-0-0.

b. Ordinances

- i. **[THIRD READING]** Ordinance to Create Title 8 of the City of South Fulton Code of Ordinances, Traffic and Vehicles, and to establish general rules of the road for the City of South Fulton. **(Willis - Ord2017-018)**

A motion was made by Councilmember Willis and seconded by Councilmember Jackson to approve Ord2017-018, with a friendly amendment by Mayor Pro Tem Rowell to make an effective date of November 1, 2017 (Section 5). The friendly amendment was accepted. The motion passed unanimously, 7-0-0.

- ii. **[THIRD READING]** Ordinance granting permission and consent to Coweta-Fayette EMC (a franchise agreement). **(Ord2017-019)**

A motion was made by Mayor Pro Tem Rowell and seconded by Councilmember Baker to approve Ord2017-019. The motion passed unanimously, 7-0-0.

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- iii. **[THIRD READING]** Ordinance relating to mortgages, conveyances to secure debt, and liens; to provide for definitions; to provide for guidelines for vacant and foreclosed property registries; to provide for exemptions; to provide for maximum fees and penalties for registration and failure to register; to provide for appellate rights; to provide for severability; to provide an effective date; to repeal all ordinance and parts of ordinances in conflict herewith; and for other purposes. **(Rowell – Ord2017-020)**

A motion was made by Mayor Pro Tem Rowell and seconded by Councilmember Willis to approve Ord2017-020, as amended to Sec. 3-5004 (typographical), to replace Public Works references to Community Development Services, and to Sec. 3-5006 (an annual registration fee of \$100.00). The motion passed unanimously, 7-0-0.

- iv. **[FIRST READING]** Ordinance to comply with O.C.G.A. §50-18-70, ET SEQ.; Designating an “Open Records Officer” and “Assistant Open Records Officer(s)” for the City of South Fulton; Defining the duties and compensation thereof; providing for public record requests to be served upon the Open Records Officer or, in the Officer’s absence or unavailability, upon an Assistant Open Records Officer; providing for the manner of serving public records request on the Open Records Officer; providing for notice of the City’s open records procedures; providing reasonable charges for compliance with public records request; to repeal conflicting code provisions, ordinances, or portions thereof, in conflict with the foregoing; to establish an effective date; and for other purposes. **(Rowell – Ord2017-025)**

PRESENTED/DISCUSSED (FIRST READING)

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c. Other Action Items

i. Request approval of the following Board Appointment:

1. Zoning Board of Appeals

- a. Mr. Calvin Bennett to replace Ms. Amethyst Harris **(Jackson)**

A motion was made by Councilmember Jackson and seconded by Councilmember khalid to approve the Board appointment. The motion passed unanimously, 7-0-0.

~~9. Unfinished Business~~

10. City Manager's Weekly Update

- **Interim City Manager Ruth C. Jones gave an overview of her report.**
- **Councilmember Gumbs requested an explanation of the 1 million dollar discussion being placed on the website.**
- **Chief Financial Officer Frank Milazi provided information regarding timing and cash flow of the City.**
- **Mayor Pro Tem Rowell requested an analysis for next meeting of the payment obligations with respect to the TANs approved by Council.**
- **Councilmember Baker requested a liaison to actively respond and recruit for Police officers, since we now have a P.O.S.T. designation.**
- **Mayor Pro Tem Rowell requested recommendations from the Interim City Manager for the next Work Session on October 10, 2017, to ensure we are ready for the Police Department to move over.**
- **Councilmember Willis requested a presentation on the millage rate regarding a cap of 3% from the Chief Tax Appraiser Dwight Robinson.**

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11. Mayor and City Council Comments (Two minutes each)

The Mayor and all City Councilmembers made announcements or statements regarding activities within their respective districts or within the City.

12. Executive Session (CLOSED), if necessary

An executive session was held during the Work Session. Please see the Work Session minutes for 9-26-2017.

13. Adjournment

A motion was made by Councilmember Baker and seconded by Mayor Pro Tem Rowell to adjourn the meeting. The motion passed unanimously, 7-0-0.

The meeting was adjourned at 9:06pm.



Mark Massey, City Clerk

**STATE OF GEORGIA
COUNTY OF FULTON
CITY OF SOUTH FULTON**

ORDINANCE No. 2017-018

**AN ORDINANCE TO CREATE TITLE 8 OF THE CITY OF SOUTH FULTON
CODE OF ORDINANCES, TRAFFIC AND VEHICLES, AND TO ESTABLISH
GENERAL RULES OF THE ROAD FOR THE CITY OF SOUTH FULTON.**

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 City Council is authorized by O.C.G.A. § 4-6-371 to enact ordinances regulating motor vehicles and traffic with respect to streets and highways under their jurisdiction;

WHEREAS, pursuant to City Charter Section 1.12(b)(18), the City is authorized to regulate the operation of motor vehicles and exercise control over all traffic, including parking, upon or across the streets, roads, alleys, and walkways of the City;

WHEREAS, the City finds it to be in the public interest and for the health, safety, welfare, comfort, and well-being of the City and its inhabitants to regulate motor vehicles and traffic within the City;

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

Section 1: Establishment of Traffic and Vehicles Code of Ordinance

Title 8 of the City of South Fulton Code of Ordinances is hereby established, which shall include the following language:

Title 8: Traffic and Vehicles

Section 2: Adoption of General Rules of the Road

Chapter 1 of Title 8 of the City of South Fulton Code of Ordinances is hereby established, which shall include the following language:

Chapter 1: In General

Sec. 8-1001. - Adoption of State and Federal Laws

(a) *Adoption of federal law by reference.* For the purpose of regulating vehicles and traffic in the City, there is hereby adopted, as if fully set out herein, the following federal regulations:

- (1) Reference 49 C.F.R. 382, 383, 390-393, and 395-397, the Commercial Motor Vehicle Safety Act of 1986; and
- (2) The Federal "Out of Service" Criteria as amended from time to time.

(b) *Adoption of state law by reference.* Pursuant to Chapter 6 of Title 40 of the Official Code of Georgia Annotated, O.C.G.A. §§ 40-6-372 through 40-6-376, O.C.G.A. § 40-6-1 *et seq.*, known as the "Uniform Rules of the Road," and the definitions contained in O.C.G.A. § 40-1-1 are hereby adopted as and for the traffic regulations of this City with like effect as if recited herein.

Sec. 8-1002. - Penalties.

Unless another penalty is expressly provided by law, every person convicted of a violation of any provision of this ordinance shall be punished by a fine of not more than \$1,000.00 or by imprisonment for not more than six months, confinement at labor for a period of time not to exceed 30 days, or any combination thereof.

Sec. 8-1003. - Temporary Traffic Regulations.

In cases where traffic upon the streets may become congested upon occasions of parades, at theaters, and other public assemblages where large numbers of vehicles are assembled, the police may make temporary rules directing and regulating the traffic in these congested districts, and any person, who, after being warned of the temporary traffic regulations, shall violate them shall be liable for that violation as for other violations of this Chapter.

Sec. 8-1004. - Funeral processions.

(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Funeral procession means a group of vehicles traveling from a funeral home or similar business to a cemetery or other proper burial site. Funeral processions shall be lead by a funeral vehicle such as a hearse, and all cars in the procession shall burn regular headlights and stay in close formation.

(b) *Vehicles given the right-of-way; exception.* Vehicles of a funeral procession shall have the right-of-way over all vehicles, except authorized emergency vehicles, provided such vehicles shall identify themselves by burning regular headlights and

shall keep in close formation. When the lead vehicle in a funeral procession has entered an intersection on a green light, all other cars in the procession may proceed through the intersection, even though such signal may change to red.

Sec. 8-1005. - Speed limits on City roadways.

- (a) *Speed limits.* Public streets or parts of the public streets within the City shall be subject to maximum speed limits as provided by O.C.G.A. § 40-6-181, which is incorporated herein by reference, and further as identified by posted regulatory signs where applicable. The City may revise, add to, or amend the applicable maximum speed limits on its public streets pursuant to the statutes and regulations governing the establishment or alteration of speed limits and zones in the state.
- (b) *Speed detection devices.* All law enforcement personnel of the City who are certified in the use of speed detection devices are authorized to use such devices, in accordance with all applicable laws and regulations, in the locations designated by the City and as approved by the state department of transportation and the state department of public safety.

Sec. 8-1006. - Skateboards and bicycles.

- (a) No person shall ride a bicycle or propel rollerskates, skateboards, or other similar devices upon a public street, highway, or sidewalk in a manner which would constitute an unreasonable danger to the public or which would disrupt the public's ordinary and customary use of such street, highway or sidewalk.
- (b) No person shall ride a bicycle or propel rollerskates, skateboards, or other similar devices on sidewalks which are properly designated for pedestrians only. The chief of police and other departments of the City, after approval of the City manager, are authorized to erect or have erected signs on any sidewalk or roadway prohibiting the riding of bicycles or propelling of rollerskates, skateboards, or other similar devices. When such signs are in place, no person shall disobey the signs.
- (c) Whenever any person is riding a bicycle or skating upon a sidewalk, that person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing the pedestrian.
- (d) Any person violating any provision of this Chapter is guilty of a violation of this Chapter to be punished pursuant to Sec. 8-1002; provided, however, that any offender under the age of 17 years shall be treated as provided by O.C.G.A. Title 15, Ch. 11 (O.C.G.A. § 15-11-1 *et seq.*). The parent of any child and the guardian of the person of any ward shall not authorize or knowingly permit that child or ward to violate any provision of this section.

Sec. 8-1007. - Private residential property trespass and private residential property trespass towing.

- (a) *Definitions.* The following words, terms, and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Park means to park unattended or abandon a vehicle on private residential property without authority or permission of the owner or occupant of the private residential property.

Private residential property means residential property within the City which is privately owned and which contains not more than four residential units thereon.

Vehicle means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices used exclusively upon stationary rails or tracks.

Wrecker or wrecker service shall mean an automotive vehicle with hoisting apparatus and equipment for towing vehicles which meets the qualifications imposed by the Georgia Department of Public Safety and the City for nonconsensual towing pursuant to the provisions of O.C.G.A. § 44-1-13, as may be amended from time to time, and the transportation rules of the Georgia Department of Public Safety, as may be amended from time to time.

- (b) *Prohibited on private residential property without invitation.* It shall be unlawful for any person to park a vehicle upon private residential property in the City without invitation or permission from the owner or person in legal possession of the premises. Any person or his or her authorized agent entitled to the possession of any parcel or space of private residential property shall have the right to remove or cause to be removed from the private residential property any vehicle thereon which is not authorized to be at the place where it is found and to store or cause to be stored such vehicle.
- (c) *Removal and storage.* Upon notification by a person entitled to the possession of private residential property that a vehicle is trespassing thereon, the City police department shall provide such person with the name and telephone number of the City's authorized wrecker service for nonconsensual towing, as determined by resolution of the council of the City. The City police department shall not contact the wrecker service directly for the removal of the trespassing vehicle from the private residential property, but shall assist the person owning the private residential property by providing the name and telephone number of the City's authorized wrecker service for nonconsensual towing.
- (d) *State law adopted.* The provisions of O.C.G.A. § 44-1-13 are hereby adopted by reference.

Sec. 8-1008. - Nonconsensual towing carriers; public electronic notification system; other purposes.

- (a) *Definitions.* The following words, terms, and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Department means the Georgia Department of Public Safety.

Nonconsensual towing means without the prior consent or authorization of the owner or operator of the motor vehicle being towed.

Nonconsensual towing carrier means a wrecker service engaged in the towing of trespassing vehicles on private property without prior consent or authorization of the owner or operator of the vehicle and having a secure impoundment facility.

Normal business hours means operating hours of a nonconsensual towing carrier as approved by the Department.

Secure impoundment facility means a facility owned or leased by a towing company for the purpose of providing secure storage of towed vehicles.

Wrecker means an automotive vehicle with hoisting apparatus and equipment for towing vehicles. The term "wrecker" also includes any vehicle otherwise equipped and used for the purpose of towing vehicles.

- (b) *Compliance required.* The requirements of this section shall be in addition to any and all requirements of the Department in its authority to regulate and control the towing of trespassing vehicles on private property as provided in O.C.G.A. § 44-1-13. It shall be unlawful for any nonconsensual towing carrier to use or operate upon any of the streets of the City without complying with this section.
- (c) *Lettering on wreckers.* It shall be unlawful for any person, either as principal, agent or employee, to use or operate upon any street of the City any wrecker unless the vehicle shall have lettered on each side in plain view the name of the person owning and causing the wrecker to operate on the streets of the City, the address from which the wrecker is operating and the telephone number. This lettering shall be in a contrasting color to the color of the wrecker and shall be at least two and one-half inches in height, and shall be permanently affixed to the wrecker. Magnetic signs are prohibited.
- (d) *Notification upon removal of vehicle at request of other than police officer.*
- (1) The operator of any wrecker removing a vehicle at the request of any person other than a police officer on duty for the police department shall report by

electronic means to the police department the fact that the vehicle was removed, released and its present storage place, together with a description of the vehicle, vehicle identification number and the tag number. The electronic report shall be made by the wrecker driver by electronic communication within one hour of the deposit of the vehicle at its storage point and within 24 hours of its release to the vehicle owner or agent of the vehicle owner.

- (2) The police department shall be authorized to engage the services of a person or entity authorized by the state to provide notice to owners of towed or impounded vehicles.

(e) *Impound lot; attendant.*

- (1) Upon impoundment of any vehicle by a wrecker service, the wrecker service shall maintain all records required by the Department, including the following information:

- i. Date and time the call was received by the wrecker service;
- ii. Name of the caller;
- iii. Date and time of initial towing;
- iv. Place of initial towing;
- v. Date and time of arrival at the impound lot;
- vi. Date and time of release to the owner of the impounded vehicle; and
- vii. Name of the wrecker driver and helper.

- (2) The records required in subsection (1) above shall be maintained at a location where affected members of the public may obtain such information electronically, by telephone or in person, during normal business hours. Further, all wrecker services, public and private, which impound vehicles pursuant to this section shall register with the police department the current telephone number of the person responsible for releasing the vehicles.

- (3) It shall be unlawful for any wrecker service to operate in the City without employing the services of a check approval agency and the major credit card services; and it shall be unlawful to refuse to accept, in lieu of cash, any check which can be insured by a check approval agency, any draft drawn on a credit union which can be insured by a check approval agency or any major credit card for the payment of any and all fees and costs resulting from the towing and storage of the impounded vehicle. For purposes of this subsection, the term "major credit card" means a Visa, MasterCard, American Express and Discovery card.

- (f) *Penalties for violation of this section.* A violation of any provision of this section shall result in the following penalties:

First offense: \$250.00

Second and subsequent offenses: \$500.00

Sec. 8-1009. - Direction of traffic.

- (a) It shall be unlawful for an individual, business, private contractor or other entity to utilize the services of an off-duty public safety officer to direct traffic in a public right-of-way within the City for its clients, employees or events without having obtained a permit from the City to do so as hereinafter provided. "Direction of traffic", as used in this section, shall mean the controlling or restricting of movement of any motor vehicle that is traveling in a public right-of-way within the City.
- (b) A public safety officer utilized by an individual, business, private contractor or other entity to direct traffic shall be approved by the City police department as qualified to do so and shall be subject to all applicable rules, regulations and guidelines of the City's police department.
- (c) Every individual, business, private contractor or other entity desiring to obtain a permit required by this section shall make written application to the City's revenue department in the form approved by the department. The application shall provide all information as may be requested by the City. Failure to furnish any information requested by the City in consideration of the application within 30 days of request by the City shall result in automatic dismissal of the application.
- (d) Any application for a permit submitted to the revenue department pursuant to this section shall be subject to the approval of the City's public works department, with the concurrence of the City's police department. Approval of a permit under this section, when given, is subject to modification or cancellation by the City at any time by providing seven days' written notice of modification or cancellation to the holder of the permit.
- (e) A permit issued under this section shall be renewable on an annual basis. At all times, an individual, business, private contractor or other entity having obtained a permit pursuant to this section must have on display, in a conspicuous location within the offices of the individual, business, private contractor or other entity as designated in the permit application, the permit for the current permitting year, to be available for inspection by authorized representatives of the City at all times.
- (f) Any individual, business, private contractor or other entity who violates this provision is guilty of a violation of this Code and shall be punished as provided in Sec. 8-1002.

Section 3: Severability

In the event any portion of this ordinance shall be declared or adjudged invalid or unconstitutional, it is the intention of the City Council of the City of South Fulton, Georgia, that such adjudication shall in no manner affect the other sections, sentences,

clauses or phrases of this ordinance which shall remain in full force and effect, as if the invalid or unconstitutional section, sentence, clause or phrase were not originally a part of the ordinance.

Section 4: Repealer

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5: Effective Date

Unless specifically specified elsewhere in this Ordinance, the effective date of this Ordinance shall be **November 1, 2017**.

The foregoing Ordinance No. **2017-018** was adopted on **September 26, 2017** was offered by Councilmember **Willis**, who moved its approval. The motion was seconded by Councilmember **Jackson**, and being put to a vote, the result was as follows:

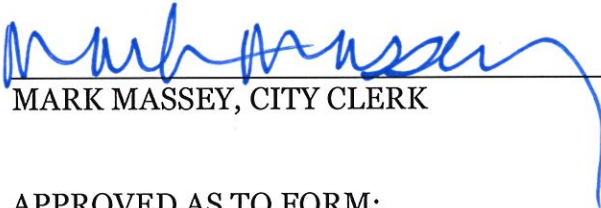
“THIRD READING”

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

THIS ORDINANCE adopted this 26th day of September 2017. CITY OF
SOUTH FULTON, GEORGIA


WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:


MARK MASSEY, CITY CLERK

APPROVED AS TO FORM:


JOSH BELINFANTE, INTERIM CITY ATTORNEY



STATE OF GEORGIA

COUNTY OF FULTON

CITY OF SOUTH FULTON

ORDINANCE NO. 2017-019

AN ORDINANCE GRANTING PERMISSION AND CONSENT TO COWETA-FAYETTE ELECTRIC MEMBERSHIP CORPORATION, A GEORGIA NON-PROFIT ELECTRIC MEMBERSHIP CORPORATION, AND ITS SUCCESSORS, LESSEES, AND ASSIGNS (HEREINAFTER REFERRED TO COLLECTIVELY AS THE "COMPANY") TO OCCUPY THE STREETS AND PUBLIC PLACES OF THE CITY OF SOUTH FULTON, A MUNICIPALITY AND POLITICAL SUBDIVISION OF THE STATE OF GEORGIA (HEREINAFTER REFERRED TO AS THE "CITY"), IN CONSTRUCTING, MAINTAINING, OPERATING, AND EXTENDING POLES, LINES, CABLES, EQUIPMENT, AND OTHER APPARATUS FOR TRANSMITTING AND DISTRIBUTING ELECTRICITY AND FOR OTHER 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, pursuant to Act 421 of the 2016 session of the Georgia General Assembly (the "City Charter"), the City of South Fulton incorporated on May 1, 2017;

WHEREAS, pursuant to Section 1.12(b)(32), the City is authorized to grant franchises or make contracts for public utilities and public services and to prescribe the rates, fares, regulations, and the standards and conditions of service applicable to the service to be provided by the franchise grantee or contractor;

WHEREAS, the City considers collecting a franchise fee from an electric power company utilizing the public rights of way as compensation to the public for the use of the rights of way and a means of promoting the public health, safety, welfare and economic development of the City and to protect public works infrastructure,

WHEREAS, the City of South Fulton City Council finds it in the best interest of the City to adopt and enter into an Electricity Franchise Agreement as set forth herein with Coweta-Fayette Electric Membership Corporation.

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

SECTION I. Be it ordained by the governing authority of the City that the authority, right, permission, and consent are hereby granted to the Company, for a period of thirty-five (35) years from the granting of this franchise, to occupy and use the streets,

alleys, and public places of the City within the present and future corporate limits of the City as from time to time the Company may deem proper or necessary for the overhead or underground construction, maintenance, operation, and extension of poles, towers, lines, wires, cables, conduits, insulators, transformers, appliances, equipment, connections, and other apparatus (hereinafter referred to collectively as the "Company's Facilities") for use in various businesses and purposes, including transmitting, conveying, conducting, using, supplying, and distributing electricity for light, heat, power, and other purposes for which electric current may be or become useful or practicable for public or private use, and all purposes incidental thereto or reasonably related to business in which the Company is lawfully engaged, and to re-enter upon such streets, alleys, and public places from time to time as the Company may deem proper or necessary to perform these functions, and to cut and trim trees and shrubbery when and where necessary, in the judgment of the Company, to insure safe and efficient service.

SECTION II. Be it further ordained that the rights, permission, and consents herein contained are granted for the following considerations and upon the following terms and conditions:

1. The Company shall pay into the treasury of the City on or before the first day of March in each year following the granting of this franchise, a sum of money equal to four percent (4%) of the gross sales of electric energy to customers served under residential, commercial, and industrial rate schedules within the corporate limits of the City during the preceding calendar year.

2. The amount, if any, of any tax, fee, charge, or imposition of any kind required, demanded, or exacted by the City on any account, other than ad valorem taxes on property, shall operate to reduce to that extent the amount due from the percentage of gross sales provided for in paragraph 1 of this Section II.

3. The Company shall fully protect, indemnify, and save harmless the City from all damages to persons or property caused by the construction, maintenance, operation, or extension of the Company's Facilities, or conditions of streets, alleys, or public places resulting therefrom, for which the City would otherwise be liable.

4. The Company shall, in constructing, maintaining, operating, and extending the Company's Facilities, submit and be subject to all reasonable exercises of the police power by the City. Nothing contained herein, however, shall require the Company to surrender or limit its property rights created hereby without due process of law, including adequate compensation, for any other purpose at the instance of the City or for any purpose at the instance of any other entity, private or governmental.

5. For purposes of paragraph 6 of this Section II, the term "Distribution Facilities" means poles, lines, wires, cables, conductors, insulators, transformers, appliances, equipment, connections, and other apparatus installed by or on behalf of the Company (whether before or after the adoption of this ordinance) in the streets, alleys, or public places of the City for the purpose of distributing electricity within the present and future corporate limits of the City. Distribution Facilities do not include any of the

following: (i) electric transmission lines with a design operating voltage of 46 kilovolts or greater (hereinafter referred to as "Transmission Lines"); (ii) poles, towers, frames, or other supporting structures for Transmission Lines (hereinafter referred to as "Transmission Structures"); (iii) Transmission Lines and related wires, cables, conductors, insulators, or other apparatus attached to Transmission Structures; or (iv) lines, wires, cables, or conductors installed in concrete-encased ductwork.

6. In the event that the City or any other entity acting on behalf of the City requests or demands that the Company relocate any Distribution Facilities from their then-current locations within the streets, alleys, and public places of the City in connection with a public project or improvement, then the Company shall relocate, at its expense, the Distribution Facilities affected by such project or improvement. The Company's obligations under this paragraph 6 shall not affect the amounts paid or to be paid to the City under the provisions of paragraph 1 of this Section II. Notwithstanding the foregoing provisions of this paragraph 6, the Company shall not be obligated to relocate, at its expense, any of the following: (i) Distribution Facilities that are located on private property (which shall include those located on easements acquired by the Company from persons or entities other than the City) at the time relocation is requested or demanded; (ii) Distribution Facilities that are relocated in connection with sidewalk improvements (unless such sidewalk improvements are related to or associated with road widenings, the creation of new turn lanes, or the addition of acceleration/deceleration lanes); (iii) streetscape projects or other projects undertaken primarily for aesthetic purposes; (iv) Distribution Facilities that are converted from an overhead configuration or installation to an underground configuration or installation; (v) Distribution Facilities that do not obstruct or interfere with the safe use of the City's streets or public places, and that do not obstruct or interfere with plans for road widening, the creation of new turn lanes, or acceleration /deceleration lanes.

7. The City and the Company recognize that both parties benefit from economic development within the City. Accordingly, when it is necessary to relocate any of the Company's Facilities (whether Distribution Facilities, Transmission Lines, Transmission Structures, or other facilities) within the City, the City and the Company shall work cooperatively to minimize costs, delays, and inconvenience to both parties while ensuring compliance with applicable laws and regulations. In addition, the City and the Company shall communicate in a timely fashion to coordinate projects included in the City's five-year capital improvement plan, the City's short-term work program, or the City's annual budget in an effort to minimize relocation of the Company's Facilities. Such communication may include, but is not limited to, (i) both parties' participation in the Georgia Utilities Coordinating Council, Inc. (or any successor organization) or a local utilities coordinating council (or any successor organization) and (ii) both parties' use of the National Joint Utility Notification System (or any successor to such system mutually acceptable to both parties).

8. With regard to each project undertaken by or on behalf of the City for which the Company is not obligated, in accordance with paragraph 6, to pay the cost of relocation, the City shall pay the Company in advance for the Company's estimated cost to relocate any of the Company's Facilities (whether Distribution Facilities,

Transmission Lines, Transmission Structures, or other facilities) in connection with such project.

SECTION III. Be it further ordained that nothing contained in this ordinance shall limit or restrict the right of customers within the corporate limits of the City to select an electric supplier as may hereafter be provided by law.

SECTION IV. Be it further ordained that, notwithstanding anything herein to the contrary, the Company shall not be obligated to pay to the City the fee provided for herein, or any portion thereof, on the gross sales of electric energy to customers living within areas that, on the effective date of this franchise, are not both: (i) within the City limits on the effective date, and (ii) depicted as being within the City limits on the maps provided to Company and attached hereto as Exhibit A.

SECTION V. Be it further ordained that, notwithstanding anything herein to the contrary, the Company shall not be obligated to pay to the City the fee provided for herein, or any portion thereof, on the gross sales of electric energy to customers living within areas that, after the effective date of this franchise, are annexed to the corporate limits of the City before ninety (90) days after the Company receives written notice from the City that the City intends to annex (or has already annexed) the territory in which said customers are located. To be effective, any such notice must include an electronic map of the annexed areas in a format reasonably acceptable to Company.

SECTION VI. Be it further ordained that all notices under this ordinance shall be made in writing and shall be delivered or sent by (a) first class, registered or certified mail, postage prepaid, return receipt requested; (b) guaranteed overnight delivery (such as Federal Express or United Parcel Service Next Day Air); or (c) hand delivery addressed to the address of the party in question as set forth below or to such other addresses as either party may designate by notice given pursuant to this Section. Notices shall be effective upon receipt by the notified party.

To the Franchising Authority:

Mayor of City of South Fulton
5440 Fulton Industrial Boulevard
Atlanta, Georgia 30336

To the Grantee:

Coweta-Fayette Electric Membership Corporation
Attn: Christopher L. Stephens, President and Chief Executive Officer
807 Collinsworth Road
Palmetto, Georgia 30268

SECTION VII. Be it further ordained that the Company shall, within ninety (90) days from the approval of this ordinance, file the Company's written acceptance of the franchise granted in this ordinance with the Clerk of the City.

SECTION VIII. Be it further ordained that upon such acceptance all laws and ordinances, and all agreements between the Company and the City with respect to the Company's use of the City's streets, alleys, and public places, in actual conflict herewith be and the same shall thereupon stand repealed and terminated, respectively.

The foregoing Ordinance No. **2017-019** was adopted on **September 26, 2017** and offered by **Mayor Pro Tem Rowell**, who moved its approval. The motion was seconded by Councilmember **Baker**, and being put to a vote, the result was as follows:

“THIRD READING”

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

The foregoing franchise accepted on

OCTOBER 17, 2017

COWETA-FAYETTE ELECTRIC
MEMBERSHIP CORPORATION

By: 
Christopher L. Stephens
President and Chief Executive Officer

THIS ORDINANCE adopted this 26th
day of September 2017.

CITY OF SOUTH FULTON, GEORGIA

By: 
William "Bill" Edwards
Mayor

Attest:

By: 
Mark Massey
City Clerk

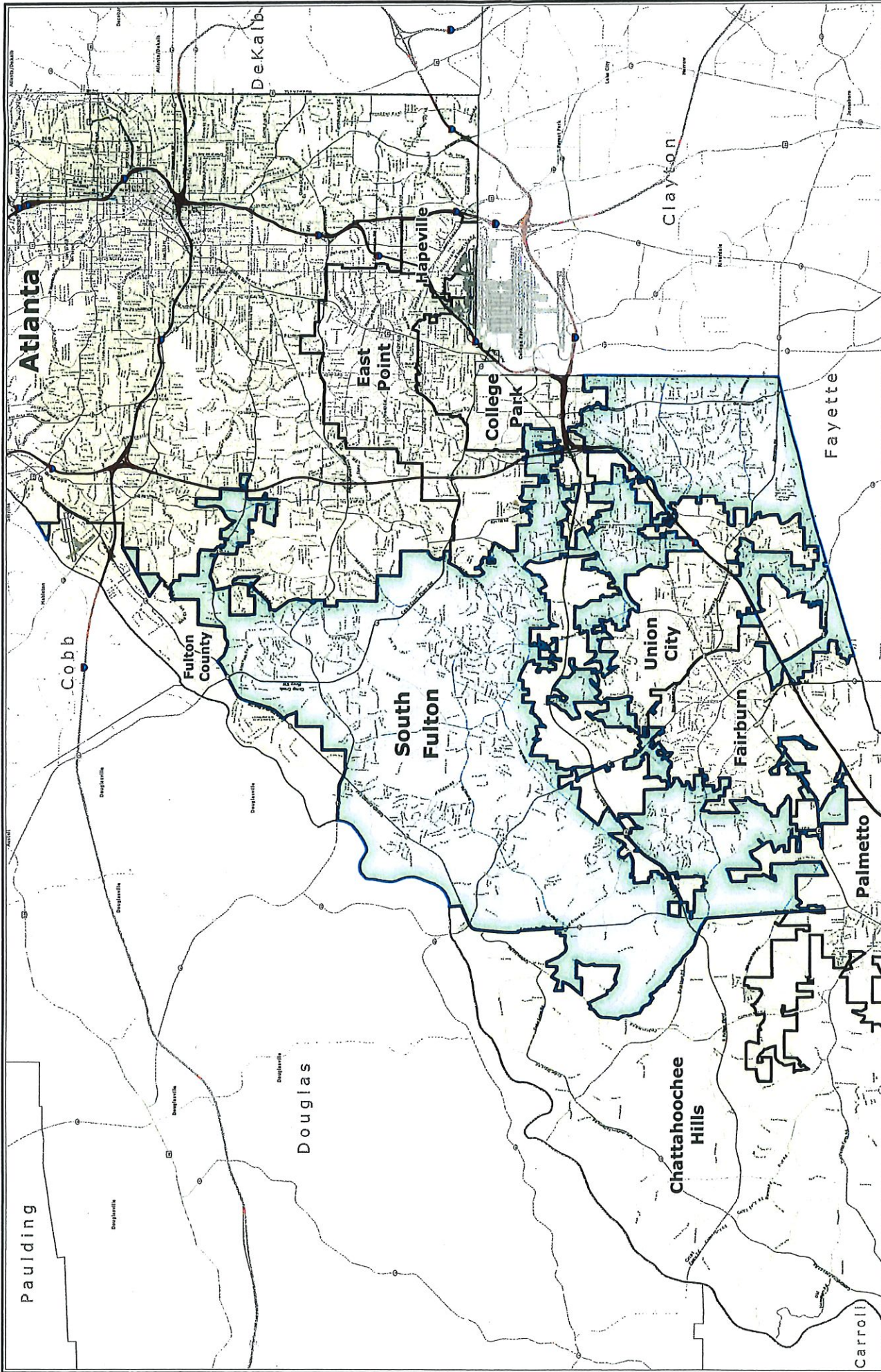
APPROVED AS TO FORM:

By: 
Josh Belinfante
Interim City Attorney



EXHIBIT A

<MAPS DEPICTING CITY LIMITS>



South Fulton City Limits



Disclaimer: While all reasonable care has been taken to ensure the accuracy of this map, the City of South Fulton does not warrant the information for any purpose other than for reference purposes only.
Date: 7/20/2017
Created by: EY

**STATE OF GEORGIA
COUNTY OF FULTON
CITY OF SOUTH FULTON**

ORDINANCE No. 2017-020

ADOPTION OF ORDINANCE RELATING TO MORTGAGES, CONVEYANCES TO SECURE DEBT, AND LIENS; TO PROVIDE FOR VACANT AND FORECLOSED PROPERTY REGISTRIES; TO PROVIDE FOR DEFINITIONS; TO PROVIDE FOR GUIDELINES FOR VACANT AND FORECLOSED PROPERTY REGISTRIES; TO PROVIDE FOR EXEMPTIONS; TO PROVIDE FOR MAXIMUM FEES AND PENALTIES FOR REGISTRATION AND FAILURE TO REGISTER; TO PROVIDE FOR APPELLATE RIGHTS; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; AND FOR OTHER 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 City Council is authorized by O.C.G.A. § 36-35-3 to adopt ordinances relating to its property, affairs, and local government;

WHEREAS, the duly elected governing authority of the City is the Mayor and City Council;

WHEREAS, the City is charged with preserving the health, safety, and welfare of its citizens;

WHEREAS, the City finds that there is a need to establish a foreclosure and vacant real property registry as a mechanism to protect property values in neighborhoods for all property owners;

WHEREAS, the registry will ensure that owners of vacant properties meet minimum standards of maintenance and are aware of the obligations of ownership under relevant codes and regulations and are known to the City and other interested parties and can be reached if necessary;

WHEREAS, due to the lack of adequate maintenance and security of properties that are foreclosed or where ownership has been transferred after foreclosure, the property values and quality of life of neighboring properties are negatively impacted;

WHEREAS, improperly maintained and foreclosed properties can become a hazard to the health and safety of persons who may come on or near the property and can adversely affect the aesthetic and economic attributes of communities;

WHEREAS, difficulties arise in locating the person responsible for the condition of foreclosed real property;

WHEREAS, the City finds that there is a substantial need directly related to the public health, safety and welfare to comprehensively address the condition of foreclosed and vacant real property; and

WHEREAS, this foreclosure and vacant real property registry will require owners and agents to provide the City with official information for contacting a party responsible for bringing foreclosed and vacant real property into compliance with applicable provisions of municipal code of the City.

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

Section 1: The City of South Fulton Code of Ordinances, Chapter 5, Title 3 Building Regulations, is hereby established and enacted as follows:

Sec. 3-5001. Short Title.

This Chapter shall be known as the “City of South Fulton, Georgia Vacant and Foreclosed Real Property Registry Ordinance.”

Sec. 3-5002. Definitions.

- (a) **Agent:** An individual with a place of business in this state in which he or she is authorized to accept inquiries, notices, and service of process on behalf of a vacant or foreclosed real property owner. The definition of ‘agent’ shall have the same meaning as set forth in O.C.G.A. § 44-14-14 should that definition differ from the definition in this Chapter.
- (b) **Foreclosed Real Property:** Improved or unimproved real property and is held pursuant to a judicial or non-judicial foreclosure of a mortgage, deed of trust, security deed, or other security instrument securing a debt or obligation owed to a creditor or a deed in lieu of foreclosure in full or partial satisfaction of a debt or obligation owed to a creditor or shall have the same meaning as set forth in O.C.G.A. § 44-14-14 should that definition differ.
- (c) **Street Address:** The street or route address. Such term shall not mean or include a post office box. The definition of ‘street address’ shall have the same meaning as set forth in O.C.G.A. § 44-14-14 should that definition differ from the definition in this Article.
- (d) **Vacant Real Property:** Real property that:
 - (1) Is intended for habitation, has not been lawfully inhabited for at least 60 days, and has no evidence of utility usage within the past 60 days; or

- (2) Is partially constructed or incomplete, without a valid building permit.

Such term shall not include a building or structure containing multiple units with common ownership that has at least one unit occupied with evidence of utility usage. The definition of 'vacant real property' shall have the same meaning as set forth in O.C.G.A. § 44-14-14 should that definition differ from the definition in this Article.

Sec. 3-5003. Registration of Vacant or Foreclosed Property.

- (a) Owner or agents of foreclosed real property or vacant real property, including foreclosed real property and vacant real property which is residential rental property, are required to register such property with the City of South Fulton Community Development Services office ("Office") within thirty (30) days of such property becoming foreclosed or vacant real property by following the provisions of this section unless otherwise exempted by this Chapter or state law.
- (b) Any such owner or agent of foreclosed real property or vacant real property located within the jurisdiction of the city is required to file with the Office a registration form in either electronic or paper format containing the following information:
 - (1) The real property owner's name, street address, mailing address, phone number, facsimile number, and e-mail address;
 - (2) The agent's name, street address, mailing address, phone number, facsimile number, and e-mail address;
 - (3) The real property's street address and tax parcel number;
 - (4) The transfer date of the instrument conveying the real property to the owner; and
 - (5) At such time as it becomes available, recording information, including deed book and page numbers, of the instrument conveying the real property to the owner.
- (c) Registration is required for all vacant or foreclosed real property unless otherwise exempted, pursuant to this Chapter, but is not required for vacant or foreclosed real property within 90 days of such real property's transfer:
 - (1) Pursuant to a deed under power of sale or deed in lieu of foreclosure; or
 - (2) To the first subsequent transferee after the vacant real property has been acquired by foreclosure under power of sale pursuant to O.C.G.A. § 44-14-160, or acquired pursuant to a deed in lieu of foreclosure.
- (d) Any owner or agent required to register any vacant or foreclosed real property pursuant to this Chapter or to Georgia law shall also be required to update the

information specified in subsection (b) of this section within 30 days after any change in such required information regardless of whether the information provided to the registry was in the deed under power of sale or deed in lieu of foreclosure.

Sec. 3-5004. Foreclosed and Vacant Real Property Exemptions.

- (a) Registration or payment of any administrative fees of foreclosed real property pursuant to this Chapter and Georgia law is not required of transferees as described in subsection (b) of this section.
- (b) Any transferee who acquires any real property by foreclosure under power of sale pursuant to O.C.G.A. § 44-14-160 or acquires any real property pursuant to a deed in lieu of foreclosure and:
 - (1) The deed under power of sale or deed in lieu of foreclosure contains the information specified in subsection (b) of Section 3-5003;
 - (2) The deed is filed with the clerk of the superior court of Fulton County within 60 days of the transfer; and
 - (3) Proof of the following is provided to the office or the officer in charge of the city foreclosed real property registry:
 - (A) A filing date stamp or receipt showing payment of the applicable filing fees; and
 - (B) The entire deed under power of sale or entire deed in lieu of foreclosure.
- (a) Any owner or agent required to register any vacant or foreclosed real property pursuant to this Chapter or to Georgia law shall also be required to update the information specified in subsection (b) of Section 3-__003 within 30 days after any change in such required information regardless of whether the information provided to the registry was in the deed under power of sale or deed in lieu of foreclosure.

Sec. 3-5005. Removal from Registry.

- (a) Any owner or agent of a vacant or foreclosed real property may apply to the City of South Fulton Community Development Services to remove a vacant or foreclosed real property from the city registry at such time as the real property no longer constitutes a vacant or foreclosed real property.
- (b) Any application for removal allowed under subsection (a) of this section shall be granted or denied by the City of South Fulton Community Development Services within 30 days, and if no such determination is made within 30 days then the application for removal from the registry shall be deemed granted.

- (c) If the property was sold, a copy of the HUD-1 statement and Security Deed must be provided as proof. If the property is rented by a tenant, a copy of the lease signed by the landlord must be provided as proof.

Sec. 3-5006. Administrative Fees.

Any owner or agent of a vacant or foreclosed real property which is required to be registered with the city under this Chapter shall be required to make a payment for administrative fees that reasonably approximate the cost to the city of the establishment, maintenance, operation, and administration of the registry in a non-refundable amount of \$100.00 per registration. This is an annual registration fee, with the exception of a change in ownership. The new owner will be responsible to re-register the property under their name if the property remains vacant.

Sec. 3-5007. Appeal Procedures.

- (a) Any owner or agent aggrieved of any determination or decision of the City of South Fulton Community Development Services or the city in the administration of this Charter may appeal to the municipal court of the city. All appeals hereunder must be taken within thirty (30) days of the decision in question by filing with the City of South Fulton a notice of appeal specifying the grounds thereof.
- (b) The City of South Fulton Community Development Services shall forthwith transmit to the notice of appeal and all the papers constituting the record upon which the action appealed was taken to the municipal court clerk who shall schedule an appeal hearing within sixty (60) days following the date the appealing party submits its completed written appeal with subsection (a) above.
- (c) The municipal court judge may call for further information to be provided within the next thirty (30) days following the hearing, and may continue the hearing for the purpose of receiving such information or for such other proceedings and reasons as the municipal court judge deems appropriate.
- (d) An appeal shall stay all proceedings in furtherance of the action appealed from unless the City of South Fulton Community Development Services certifies to the municipal court, after the notice of appeal has been filed with it, that by reason of the facts stated in the certificate a stay would, in his or her opinion, cause imminent peril to life or property. In such case, the proceedings shall not be stayed except by order of the municipal court judge on notice to the City of South Fulton, and on due cause shown.
- (e) The municipal court judge may, in conformity with the provisions of this Chapter, reverse or affirm, in whole or in part, or modify the decision, requirement, or determination of the City of South Fulton Community Development Services appealed from by the owner or agent and may make such decision, requirement, or determination, as may be appropriate under the circumstances.

Sec. 3-5008. Administration.

- (a) The foreclosure and vacant real property registry is subject to the Open Records Act of the State of Georgia and the city may make such registry information available online.
- (b) Registration information shall be deemed prima facie proof of the statements contained therein in any court proceeding or administrative enforcement proceeding in connection with the enforcement of this Chapter.

Sec. 3-5009. Nuisances.

Nothing in this Chapter shall be construed to impair, limit, or preempt in any way the power of the city to enforce any applicable codes, as defined in state law, or to define or declare nuisances and to cause their removal or abatement by summary proceedings or otherwise.

Sec. 3-5010. Penalties.

Any owner or agent required to register a vacant or foreclosed real property under this Chapter who fails to register or fails to update the information of this Chapter, Registration of Vacant or Foreclosed Property, may be fined up to \$1,000.00 per occurrence.

Section 2: All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 3: If any section, clause, sentence or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this ordinance.

Section 4: This ordinance shall become effective immediately upon its adoption by the City Council.

The foregoing Ordinance No. **2017-020**, adopted on **September 26, 2017** and was offered by **Mayor Pro Tem Rowell**, who moved its approval. The motion was seconded by Councilmember **Willis**, and being put to a vote, the result was as follows:

“THIRD READING”

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

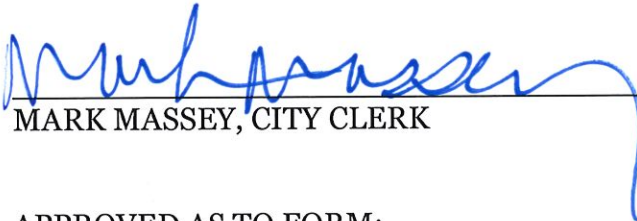
THIS ORDINANCE adopted this 26th day of September 2017.

CITY OF SOUTH FULTON, GEORGIA



WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:



MARK MASSEY, CITY CLERK



APPROVED AS TO FORM:



JOSH BELINFANTE, INTERIM CITY ATTORNEY

**STATE OF GEORGIA
COUNTY OF FULTON
CITY OF SOUTH FULTON**

RESOLUTION NO. 2017-053

**RESOLUTION FOR THE CITY OF SOUTH FULTON INSTITUTING AN
“OPENGOV” PROGRAM**

Sponsored by: Mayor Pro Tem Rowell and Councilwoman Carmalitha L. Gumbs

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 governing body of the City of South Fulton serves as good stewards of the City of South Fulton’s citizens’ tax dollars;

WHEREAS, as part of a citywide effort to provide greater transparency and foster an environment of openness in regards to the innerworkings of local government;

WHEREAS, to improve transparency and accountability of all City expenditures;

WHEREAS, an open and transparent government benefits local taxpayers, elected officials, and the public at-large; and

WHEREAS, the City’s fiscal year is from October 1 to September 30;

WHEREAS, the City Council seeks to enhance the transparency of city government by creating an “OpenGov” program to displaying municipal finances in a searchable format available via an online portal accessible by taxpayers across the City of South Fulton.

BE IT HEREBY RESOLVED by the Mayor and City Council that:

1. The City will provide checkbook level expenditure information, in an electronic format for posting on a transparency online portal via the City’s website for citizens to have readily accessible information to how their tax dollars are spent.
2. The City will work purposefully, efficiently, and resolutely to provide said financial data to advance an open and transparent Government.
3. The City Finance Department shall make this information available online at the City’s Website.

The foregoing Resolution No. **2017-053** adopted on **September 26, 2017**, was offered by Councilmember **Carmalitha Gumbs**, who moved its approval. The motion was seconded by **Mayor Pro Tem Rowell**, and being put to a vote, the result was as follows:

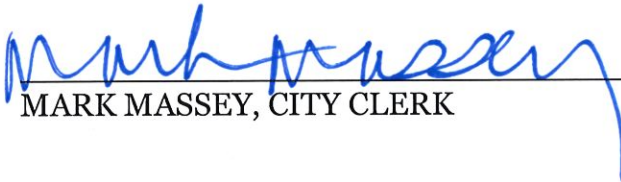
	AYE	NAY
William "Bill" Edwards, Mayor	_____	_____
Catherine Foster Rowell, Mayor Pro Tem	_____√_____	_____
Carmalitha Lizandra Gumbs	_____√_____	_____
Helen Zenobia Willis	_____√_____	_____
Gertrude Naeema Gilyard	_____√_____	_____
Rosie Jackson	_____√_____	_____
khalid kamau	_____√_____	_____
Mark Baker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

THIS RESOLUTION adopted this 26th day of September 2017.
CITY OF SOUTH FULTON, GEORGIA.



WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:



MARK MASSEY, CITY CLERK



APPROVED AS TO FORM:



JOSH BELINFANTE, INTERIM CITY ATTORNEY