

COUNTY OF FULTON

A RESOLUTION TO AMEND SECTION 6.02(b) OF ARTICLE VI OF THE CHARTER OF THE CITY OF SANDY SPRINGS RELATING TO THE TRANSITION PERIOD ALLOWED FOR THE ORDERLY TRANSITION OF VARIOUS GOVERNMENT FUNCTIONS FROM FULTON COUNTY TO THE CITY OF SANDY SPRINGS

WHEREAS, Section 6.02(b) of Article VI of the Charter of the City of Sandy Springs provides for a transition period from December 1, 2005, and ending at midnight on December 31, 2006, for the purpose of allowing for an orderly transition of various government functions from Fulton County to the City of Sandy Springs; and

WHEREAS, the Mayor and the City Council have determined that additional time is needed for completing certain aspects of the transition, particularly with reference to the adoption of a comprehensive future land use plan for the City of Sandy Springs for submission to the Atlanta Regional Commission, the regional planning and intergovernmental coordination agency for the ten county Metropolitan Area; and

WHEREAS, Article IX, Section II, Paragraph II of the Constitution of the State of Georgia, entitled Home Rule for Municipalities, allows the General Assembly of the State of Georgia to provide by law for the self-government of municipalities, which the General Assembly has done with The Municipal Home Rule Act of 1965, O.C.G.A. §36-35-1 et seq.; and

WHEREAS, O.C.G.A. §36-35-3 allows municipal charters to be amended by ordinances duly adopted at two regular consecutive meetings of the municipal governing authority, not less than seven nor more than 60 days apart; and

WHEREAS, a notice containing a synopsis of the proposed amendment to the charter is required to be published in the official organ of the county of the legal situs of the municipal corporation once a week for three weeks within a period of 60 days immediately preceding its final adoption, and to be available for examination and inspection by the public in the office of the Clerk of the City of Sandy Springs, Georgia and in the office of the Clerk of the Superior Court of Fulton County, Georgia; and

WHEREAS, the recording officer of the municipal governing authority is required to furnish anyone, upon written request, a copy of the proposed amendment;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Sandy Springs, GA while in regular session on January 16, 2007, at 7:00 p.m. as follows:

Section 1. That the Charter of the City of Sandy Springs be amended in accordance with the above so that upon proper passage Section 6.02(b) of Article VI of the Charter shall read as follows:

**“Section 6.02
Effective dates**

(b) A period of time will be needed for an orderly transition of various government

functions from Fulton County to the City of Sandy Springs. Accordingly there shall be a transition period beginning December 1, 2005, and ending at midnight on November 30, 2007. During such transition period, all provisions of this charter shall be effective as law, but not all provisions of this charter shall be implemented.”

Section 2. That a notice be published in the Fulton County Daily Report once a week for three weeks which shall read as follows:

“NOTICE OF PROPOSED AMENDMENT TO THE CHARTER OF THE CITY OF SANDY SPRINGS, GEORGIA:

“Pursuant to O.C.G.A. §36-35-3, notice is hereby given that a Resolution has been passed by the City Council of Sandy Springs, Georgia to approve the introduction of an Ordinance to amend Section 6.02(b) of Article VI of the Charter so as to increase the transition period from thirteen (13) months to twenty-four (24) months for allowing for the orderly transition of various government functions from Fulton County to the City of Sandy Springs. A copy of this proposed amendment is on file in the office of the Clerk of Sandy Springs, Georgia and in the office of the Clerk of the Superior Court of Fulton County, Georgia for the purpose of examination and inspection by the public.”

Section 3. That the Clerk of the City of Sandy Springs shall see that a copy of the proposed Amendment to the Charter is kept on file both in the City Clerk’s office and in the Office of the Clerk of the Superior Court of Fulton County, Georgia for inspection and examination by the public.

Section 4. That the office of the Clerk of the City of Sandy Springs shall see that a copy of the proposed amendment be provided to anyone requesting same in writing.

Section 5. That the Title of the proposed Ordinance be read at two consecutive meetings of the City Council of the City of Sandy Springs not less than seven nor more than 60 days apart and the publication and other requirements set forth above shall be effected immediately, the Title of the proposed Ordinance shall be read at the next regularly scheduled meeting of the City Council and if adopted shall be read for the required second time at a subsequent regularly scheduled meeting of the City Council which shall be consecutive and within 60 days, and after publishing of the required notice, all as required by Georgia law.

APPROVED AND ADOPTED this 16th day of January, 2007.

Approved:



Eva Galambos, Mayor

Attest:



Christina Rowland, City Clerk
(Seal)

