

1 **RESOLUTION TO AMEND THE FULTON COUNTY CODE OF ETHICS**
2 **AND THE PROCEDURAL RULES FOR MEETINGS OF THE BOARD OF**
3 **COMMISSIONERS RELATING TO THE RULE OF ABSTENTION**

4 **WHEREAS**, the Fulton County Code of Ethics, Fulton County Code section 2-66 et seq.,
5 provides that an officer or employee must abstain from participating in any official act which
6 may affect an interest belonging to such officer or employee; and

7 **WHEREAS**, prior to such an official action, section 2-74 of the Code of Ethics provides
8 that the officer or employee "shall publicly disclose, orally or in writing, on the official records
9 of the board of commissioners, the nature of such interest ..."; and

10 **WHEREAS**, the Board of Commissioners finds that the need to restore and preserve the
11 public's confidence in the integrity of the decisions of the Board would be better served if
12 members of the Board were required to state publicly and orally the nature of the interest
13 requiring the member to abstain from an official act of the Board; and

14 **WHEREAS**, the Board desires to amend section 2-74 of the Fulton County Code of
15 Ethics, as well as the Procedural Rules for Meetings of the Board, so as to require that any officer
16 or employee required to abstain from an official act must, prior to the determination of the matter
17 at issue, state publicly and orally on the record, the nature of the interest requiring the officer or
18 employee to abstain.

19 **NOW, THEREFORE, BE IT RESOLVED**, that the Fulton County Code of Ethics, at
20 section 2-74 of the Fulton County Code of Laws, is amended by striking the second (2nd)
21 sentence of said section in its entirety, and substituting a new second (2nd) sentence to read as
22 follows:

23 In addition to such abstention, the officer or employee shall state publicly and shall orally
24 disclose, ~~orally or in writing~~, on the official records of the board of commissioners, the nature of
25 such interest prior to any determination of the matter.

26 **BE IT FURTHER RESOLVED**, that Rule 5 of the Procedural Rules for Meetings of
27 the Board of Commissioners, paragraph relating to Abstention, is amended by striking the second
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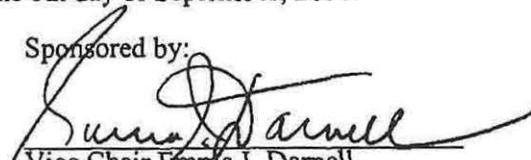
1 (2nd) sentence of said paragraph in its entirety, and substituting a new second (2nd) sentence to
2 read as follows:

3 In addition to such abstention, the officer or employee shall state publicly and shall orally
4 disclose, ~~orally or in writing~~, on the official records of the board of commissioners, the nature of
5 such interest prior to any determination of the matter.

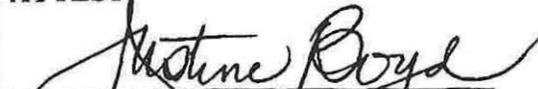
6 **BE IT FURTHER RESOLVED**, that this Resolution and amendment shall become
7 effective when adopted by the Board, and that all resolutions and provisions of the code in
8 conflict with this Resolution and amendment are hereby repealed to the extent of the conflict.

9 **SO PASSED AND ADOPTED**, this 6th day of September, 2000.

10 Sponsored by:

11 
12 Vice Chair Emma I. Darnell
District 5

13 **ATTEST:**

14 
15 Justine Boyd, Clerk to the Commission

16 **APPROVED:**

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18 Gwerts Hicks Brantley, County Attorney

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25 **ITEM # 1163 RW 9/6/00. A.M. - REGULAR MEETING**
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