

1 **AN ORDINANCE TO AMEND CHAPTER 101 (GENERAL PROVISIONS AND COUNTY**
2 **GOVERNING AUTHORITY), ARTICLE II (COUNTY GOVERNING AUTHORITY),**
3 **DIVISION 2 (RULES OF ORDER AND PROCEDURE), SECTION 101-63 (PRESIDING**
4 **OFFICER AND RULES FOR DEBATE) OF THE FULTON COUNTY CODE OF**
5 **ORDINANCES; AND FOR OTHER PURPOSES.**

6
7 **WHEREAS**, the duly elected governing authority of Fulton County, Georgia (the
8 “County”) is the Fulton County Board of Commissioners (the “BOC”); and

9 **WHEREAS**, the BOC has the authority, pursuant to the Constitution of the State
10 of Georgia, Article 9, Sec. 2 ¶ 1(a), to adopt reasonable ordinances, resolutions, or
11 regulations relating to the County’s affairs for which no provision has been made by
12 general law and which is not inconsistent with the Constitution or any local law applicable
13 thereto; and

14 **WHEREAS**, in conformity with the provisions of the Open Meetings Act, O.C.G.A.
15 § 50-14-1 et seq., the BOC enacted certain provisions of its Rules of Order and Procedure
16 (the “Rules”) at its Regular Meeting on January 5, 1994, with said regulations being
17 codified in Chapter 101 (General Provisions and County Governing Authority), Article II
18 (County Governing Authority), Division 2 (Rules of Order and Procedure) of the Fulton
19 County Code of Ordinances (“Code”) as Section 101-61 et seq.; and

20 **WHEREAS**, the rules governing debate and procedures at the meetings of the
21 Board of Commissioners are codified in Fulton County Code Section 101-63; and

22 **WHEREAS**, Fulton County Code Section 101-63 provides in part that procedural
23 questions about which the Code Section is silent shall be resolved in accordance with the
24 provisions of Robert’s Rules of Order, Newly Revised, so long as the provision used to
25 answer the question is not in violation of local, state, or federal laws; and

26 **WHEREAS**, Robert's Rules of Order permit smaller bodies such as the Board of
27 Commissioners to have procedural practices such as motions that are clear to all
28 Commissioners when presented for a vote; and

29 **WHEREAS**, in recent Board of Commissioners meetings, questions were asked
30 regarding the meaning of a Motion to File and a Motion to Deny, two motions historically
31 utilized as a practice of the Board of Commissioners; and

32 **WHEREAS**, the Board of Commissioners deems it to be in the best interest of
33 orderly proceedings to codify the effect of these longstanding practices by amending the
34 Board's Procedural Rules.

35 **NOW, THEREFORE, BE IT ORDAINED**, that the Fulton County Board of
36 Commissioners hereby amends Section 101-63(b) of the Fulton County Code of
37 Ordinances in substantially the form outlined in **Attachment A** hereto, to include
38 provisions defining Motions to File and Motions to Deny.

39 **BE IT FURTHER ORDAINED**, that this Ordinance shall become effective when
40 passed and adopted, and that all ordinances and resolutions and parts of ordinances and
41 resolutions in conflict with this Ordinance are hereby repealed to the extent of the conflict.

42 **BE IT FINALLY ORDAINED** that, upon the effective date of this Ordinance, the
43 Clerk to the Commission shall update the Board of Commissioners' Procedural Rules to
44 reflect the amendments set forth herein and the Clerk to the Commission shall transmit
45 the updated Board of Commissioners' Procedural Rules to Municode.

46 **PASSED AND ADOPTED** by the Board of Commissioners of Fulton County,
47 Georgia this 17th day of September, 2025.

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**FULTON COUNTY BOARD OF
COMMISSIONERS**

SPONSORED BY:

Robert L. Pitts, Chairman (At-Large)

ATTEST:

Tonya R. Grier, Clerk to the Commission

APPROVED AS TO FORM:

Y. Soo Jo, County Attorney