02-O -0848

AN ORDINANCE

BY COUNCIL MEMBERS

AN ORDINANCE AMENDING THE CHARTER OF THE CITY OF ATLANTA ADOPTED UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965 (GA. LAWS 1965, P. 298, ET SEQ.) AS AMENDED, TO AMEND SECTION 2-308(b), CHAPTER 3, ARTICLE 2, OF THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, (GA. LAWS, 1996, P. 4469, ET. SEQ.) APPROVED APRIL 15, 1996, AS AMENDED, SO AS TO RESTRUCTURE THE PERSONNEL OPERATIONS IN THE OFFICE OF THE PRESIDENT OF THE ATLANTA CITY COUNCIL; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the employees in the Office of the President of the Atlanta Council have historically been a part of the City's Pay and Class Plan; and

WHEREAS, these salaries, as structured, are higher than are deemed necessary for the jobs; and

WHEREAS, the President of Council desires to reduce the cost of operation of the President's Office; and

WHEREAS, the President is desirous of re-structuring that Office so that it would be more in line with the staffing structure of the Council members' Offices.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF ATLANTA, GEORGIA, as follows:

Section 1: That Section 2-308(b) which reads:

"(b) Staff of president of the council. The president of the council shall be authorized to employ such employees as may be necessary for the proper discharge of the functions of the office of president of the council. Adequate facilities and office space for such staff shall be provided." is hereby amended to add the five (5) new subsections, so that when amended Section 2-308 (b) will read:

Section 2-308

(b) Staff of president of the council. The president of the council shall be authorized to employ such employees as may be necessary for the proper discharge of the functions of the office of president of the council. Adequate facilities and office space for such staff shall be provided.

(i) ***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:

City council assistant means any employee of the President other than a special or senior city council assistant and who is thereby not entitled to participate in the city's health and life insurance program, pension benefits or any other benefits. City council assistants shall be required to execute a release to the city acknowledging that any such employee is ineligible to participate in the life and health insurance program.

Senior city council assistant means an employee whose position has been created in section 114-476 and who thereby receives the same benefits afforded to regular city employees.

Special city council assistant means an employee designated as such by the President and who is thereby entitled to participate in the city's health and life insurance program on the same terms and conditions as other city employees.

(ii) ***Number of assistants; salaries***. The President shall be entitled to employ up to five senior city council assistants or up to five special city council assistants and such other city council assistants as deemed necessary. Each such employee shall be paid on an hourly or salary basis, as determined by the President, provided the aggregate compensation on behalf all such employees, including the cost of any benefits provided by the city, shall not exceed the total of the amount appropriated for such purpose plus any amount carried over from previous years in accordance with sub section (e). No more than five employees of whatever category of each shall be entitled to benefits.

(iii) ***Responsibilities of the President.*** The President shall be responsible to certify that funds expended for employee service in accordance with this section are expended for public purposes, such public purposes not to include any campaign-connected costs, and shall be responsible for establishing the professional standards, work program, wage rate, supervision, hiring and firing and work location of any employee.

(iv) ***Nepotism.*** No person shall be employed in such position where such person directly supervises or is directly supervised by a member of such person's immediate family. The term "immediate family" includes father, mother, son, daughter, brother, sister or spouse.

(v) ***Annual appropriation for salaries.*** The amount of $170,000.00 shall be appropriated annually for the salaries of the assistants authorized in this section, and the cost of insurance or other benefits provided to such employees shall not be charged to such amount. The amount of annual appropriation shall be increased by the appropriate pro rata amount necessary to equal the average amount of any salary increases given to city employees in any given year.

SECTION 2. That a copy of this proposed amendment to the Charter of the City of Atlanta shall be filed in the Office of the Municipal Clerk of the City of Atlanta and in Offices of the Clerks of the Superior Courts of Fulton and DeKalb counties, Georgia, and that a "Notice of Proposed Amendment to the Charter of the City of Atlanta", attached hereto, marked "Exhibit A" and made a part of this ordinance, be published once a week for three weeks in newspaper of general circulation in the City of Atlanta and in the official organ of Fulton County, and that a copy of said advertisement be attached to this ordinance prior to its final adoption by the Atlanta City Council and provided that such final adoption shall only take place during week immediately succeeding the week in which the last advertisement was published.

SECTION 3. That all ordinances or parts of ordinances in conflict herewith are hereby rescinded.

NOTICE OF PROPOSED AMENDMENT
TO THE CHARTER OF THE CITY OF ATLANTA

NOTICE is hereby given that an Ordinance has been introduced to amend the Charter of the City of Atlanta (Ga. Laws, 1996, p4469, et. seq.), as amended, and Ordinance be captioned as follows:

AN ORDINANCE AMENDING THE CHARTER OF THE CITY OF ATLANTA ADOPTED UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965 (GA. LAWS 1965, P. 298, ET SEQ.) AS AMENDED, TO AMEND SECTION 2-308(b), CHAPTER 3, ARTICLE 2, OF THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, (GA. LAWS, 1996, P. 4469, ET. SEQ.) APPROVED APRIL 15, 1996, AS AMENDED, SO AS TO RESTRUCTURE THE PERSONNEL OPERATIONS IN THE OFFICE OF THE PRESIDENT OF THE ATLANTA CITY COUNCIL; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

A copy of the proposed Ordinance and Charter amendment is on file in the Office of the Municipal Clerk of the City of Atlanta and in Offices of the Clerks of the Superior Courts of Fulton and DeKalb counties, Georgia for the purpose of examination and inspection by the public.

This _____ day of _____, 2002.

_____
Municipal Clerk

EXHIBIT "A"

02-O-0848

(Do Not Write Above This Line)

AN ORDINANCE

BY COUNCIL MEMBERS

AN ORDINANCE AMENDING THE CHARTER OF THE CITY OF ATLANTA ADOPTED UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965 (GA. LAWS 1965, P. 298, ET SEQ.) AS AMENDED, TO AMEND SECTION 2-308(b), CHAPTER 3, ARTICLE 2, OF THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, (GA. LAWS, 1996, P. 4469, ET. SEQ.) APPROVED APRIL 15, 1996, AS AMENDED, SO AS TO RESTRUCTURE THE PERSONNEL OPERATIONS IN THE OFFICE OF THE PRESIDENT OF THE ATLANTA CITY COUNCIL; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☑ PERSONAL PAPER REFER

Date Referred 5/6/02

Referred To: Committee on Council

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred to

Committee	Committee
Date	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side) Other:	Action: Fav, Adv, Hold (see rev. side) Other:
Members	Members
Refer To	Refer To

Committee	Committee
Date	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side) Other:	Action: Fav, Adv, Hold (see rev. side) Other:
Members	Members
Refer To	Refer To

FINAL COUNCIL ACTION

☐2nd ☐1st & 2nd Readings ☐3rd

☐Consent ☐V Vote ☐RC Vote

CERTIFIED

MAYOR'S ACTION