

1 **STATE OF GEORGIA**
2 **COUNTY OF FULTON**
3 **CITY OF SOUTH FULTON**

4
5 **A RESOLUTION OF THE CITY OF SOUTH FULTON, GEORGIA, ADMONISHING**
6 **HATE CRIMES, ASKING THE GEORGIA GENERAL ASSEMBLY TO PASS HOUSE**
7 **BILL 1203 AND FOR OTHER LAWFUL PURPOSES**
8

9 **(Sponsored by Councilwoman Willis)**

10
11 **WHEREAS**, the City of South Fulton ("City") is a municipal corporation duly
12 organized and existing under the laws of the State of Georgia;
13

14 **WHEREAS**, the duly elected governing authority of the City is the Mayor and
15 Council thereof ("City Council");

16 **WHEREAS**, the United States and Georgia have experienced an unfortunate
17 series of incidents involving racism, hatred and prejudice against people of color,
18 including the recent killing of Ahmaud Arbery in Brunswick, Georgia;

19 **WHEREAS**, the eyes of the nation are on Georgia to make a bold statement in
20 saying "Never Again;"

21 **WHEREAS**, the General Assembly has the opportunity to move Georgia forward
22 through the passage of House Bill 1203 (attached hereto) repealing an outdated law
23 established in 1863 giving citizens the ability to make citizen arrests with limited
24 safeguards and restrictions;

25 **WHEREAS**, the City asks the Georgia General Assembly to pass pending House
26 Bill 1203 to restrict a private citizen's ability to effect an arrest on another private person;
27 and

28 **WHEREAS**, this Resolution is in the best interests of the health and general
29 welfare of the City, the State of Georgia and the Nation.

30 **THE COUNCIL OF THE CITY OF SOUTH FULTON, GEORGIA, HEREBY**
31 **RESOLVES** and declares that the City fully supports the passage of House Bill 1203 and
32 respectfully asks the Georgia General Assembly to pass House Bill 1203 amending
33 Georgia Law to restrict a private citizen's ability to effect an arrest on another private
34 person.
35

36 *****

37 **Section 2.** It is hereby declared to be the intention of the City Council that: (a) All
38 sections, paragraphs, sentences, clauses and phrases of this Resolution are or were,

upon their enactment, believed by the City Council to be fully valid, enforceable and constitutional.

(b) To the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Resolution is severable from every other section, paragraph, sentence, clause or phrase of this Resolution. No section, paragraph, sentence, clause or phrase of this Resolution is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Resolution.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Resolution.

Section 3. The City Attorney and City Clerk are authorized to make non-substantive editing and renumbering revisions to this Resolution for proofing, codification, and supplementation purposes. The final version of all resolutions shall be filed with the City Clerk.

Section 4. The effective date of this Resolution shall be the date of adoption, unless provided otherwise by the City Charter or state and/or federal law.

Section 5. Instruction to City Clerk. The City Clerk is hereby instructed to email a fully executed copy of this Resolution to all members of the Georgia General Assembly.

The foregoing RESOLUTION No. 2020-_____, adopted on _____
was offered by Councilmember _____, who moved its approval. The motion

was seconded by Councilmember _____, and being put to a vote, the result was as follows:

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

THIS RESOLUTION adopted this _____ day of _____ 2020. **CITY OF SOUTH FULTON, GEORGIA**

WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:

CORY E. ADAMS, INTERIM CITY CLERK

APPROVED AS TO FORM:

EMILIA C. WALKER, CITY ATTORNEY