

**AN EXTENSION OF THE EMERGENCY ORDINANCE OF THE MAYOR AND
COUNCIL OF THE CITY OF JOHNS CREEK, GEORGIA PROVIDING FOR
CONTINUITY OF OPERATIONS OF THE CITY OF JOHNS CREEK, GEORGIA AND
CONTINUED USE OF TELECONFERENCE FOR MEETINGS DURING THE COVID-
19 GLOBAL PANDEMIC**

WHEREAS, the Mayor and Council of the City of Johns Creek, Georgia are charged with the protection of the public health, safety, and welfare of the citizens of the City of Johns Creek, Georgia; and

WHEREAS, Section 3.18 of the Charter of the City of Johns Creek, Georgia empowers the Mayor and Council to adopt an emergency ordinance to meet a public emergency affecting life, health, property, or public peace; and

WHEREAS, the novel coronavirus disease 2019 global pandemic is a public emergency affecting and threatening life, health, property, and public peace; and

WHEREAS, at a Special Called Meeting on March 18, 2020, the Mayor and Council unanimously adopted Ordinance 2020-03-07 which provided for the operation of essential services, cancelled the Work Session and Council Meeting scheduled for March 23, 2020, and allowed for votes and meetings of the Mayor and City Council to be conducted by teleconference; and

WHEREAS, Ordinance 2020-03-07 must be repealed or re-enacted on or before the thirtieth day after the adoption of the Ordinance; and

WHEREAS, at a Regularly Scheduled Meeting on April 13, 2020, the Mayor and Council unanimously adopted Ordinance 2020-04-09 which re-enacted the Emergency Ordinance (Ordinance 2020-03-07) and extended it for an additional thirty-day period; and

WHEREAS, at a Regularly Scheduled Meeting on May 18, 2020, the Mayor and Council unanimously adopted Ordinance 2020-05-14 which re-enacted the Emergency Ordinance and extended it for an additional thirty-day period; and

WHEREAS, at a Regularly Scheduled Meeting on June 15, 2020, the Mayor and Council unanimously adopted Ordinance 2020-06-20 which re-enacted the Emergency Ordinance and extended it for an additional thirty-day period; and

WHEREAS, at a Regularly Scheduled Meeting on July 13, 2020, the Mayor and Council adopted Ordinance 2020-07-21 which re-enacted the Emergency Ordinance and extended it for an additional thirty-day period; and

WHEREAS, at a Regularly Scheduled Meeting on August 10, 2020 the Mayor and Council adopted Ordinance 2020-08-24 which re-enacted the Emergency Ordinance and extended it for an additional thirty-day period; and

WHEREAS, Ordinance 2020-08-24 must be repealed or re-enacted on or before the

thirtieth day after the adoption of the Ordinance.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Johns Creek, Georgia that Emergency Ordinance 2020-03-07, extended by Ordinance 2020-04-09, Ordinance 2020-05-14, Ordinance 2020-06-20, Ordinance 2020-07-21, and Ordinance 2020-08-24 is hereby re-enacted as follows:

SECTION 1. The Mayor and Council of the City of Johns Creek, Georgia (“City Council”) hereby affirm that an emergency affecting life, health, property, and public peace continues to exist within the City of Johns Creek, Georgia (“City”) due to the novel coronavirus disease 2019 (“COVID-19”) global pandemic.

SECTION 2. The following provisions shall continue to govern the operation of the City during the COVID-19 pandemic:

2.1 The operation of essential services, including, but not limited to, those related to public safety and health, as determined now or hereafter by the City Manager, shall continue during the COVID-19 pandemic;

2.2 All and singular votes of the City Council permitted, allowed, or required under the Charter of the City of Johns Creek, Georgia or the Code of the City of Johns Creek, Georgia may be conducted in absentia by conducting meetings by teleconference in accordance with O.C.G.A § 50-14-1(g);

2.3 All and singular such votes under this Ordinance shall be reported to the public via summaries and minutes as required by law posted to the City of Johns Creek’s website;

2.4 On or before the thirtieth (30th) day after the date this Ordinance re-enaction is adopted, the City Council shall convene on the call of the mayor or four (4) council members to re-enact or repeal this Ordinance.

SECTION 3. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 4. If any section, subsection, provisions, or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or, if the provisions of any part of this Ordinance as applied to a particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not held to be invalid. It is hereby declared as the intent of the City Council that this Ordinance would have been adopted in its current form without the invalid or unconstitutional provision contained herein.

SECTION 5. This Ordinance shall become effective upon adoption to provide for a continuation of Ordinance 2020-08-24.

SECTION 6. This Ordinance, pursuant to Section 3.18 of the Charter of the City of Johns Creek, Georgia, shall automatically stand repealed thirty (30) days after the date of adoption.

**STATE OF GEORGIA
FULTON COUNTY**

Ordinance 2020-09-28

SECTION 7. This Ordinance may be reenacted for one or more additional periods of thirty (30) days (or repealed) upon a meeting of the City Council called by the Mayor or four (4) councilmembers of the City Council.

SO ORDAINED this 8th day of September, 2020 by the Mayor and Council of the City of Johns Creek, Georgia.

Approved,

Michael E. Bodker, Mayor

Attest:

Approved as to Form:

Joan C. Jones, City Clerk

E. Ronald Bennett, Jr. City Attorney

(SEAL)