



CITY COUNCIL
ATLANTA, GEORGIA

01-O-0705

AN ORDINANCE BY:

**COUNCILMEMBERS "ABLE" MABLE THOMAS,
JULIA EMMONS, AND
DOUG ALEXANDER**

AS SUBSTITUTED BY COMMITTEE ON COUNCIL

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT WITH FULTON COUNTY TO CONDUCT THE 2001 GENERAL MUNICIPAL ELECTION FOR THE CITY OF ATLANTA TO BE HELD ON NOVEMBER 6, 2001, AND ANY RUN-OFF ELECTION NECESSARY FOR SAID ELECTION; TO AUTHORIZE THE PAYMENT OF EXPENSES INCURRED UNDER THE CONTRACT AND THE BILLING OF THE ATLANTA BOARD OF EDUCATION FOR ONE-HALF OF SAID EXPENSES; TO APPOINT THE FULTON COUNTY BOARD OF REGISTRATION AND ELECTIONS WITH THE FULTON COUNTY DEPARTMENT OF REGISTRATION AND ELECTIONS ACTING AS ITS AGENT AS THE "MUNICIPAL ELECTION SUPERINTENDENT" OF THE AFOREMENTIONED ELECTION, AND FOR OTHER PURPOSES.

WHEREAS, in accordance with Section 21-2-45 (c) (2) of the State of Georgia Elections Code, the City of Atlanta may authorize Fulton County by ordinance to conduct elections and to perform any and all functions, as outlined in said code section and as required by such an election; and

WHEREAS, the City of Atlanta wishes to enter into a contract with Fulton County to conduct a General Municipal Election and Run-off Election if necessary; and

WHEREAS, the City will advance all expenses associated with such election(s), and \$ 989,280 is deemed to be sufficient for that purpose; and

WHEREAS, the Atlanta Board of Education will benefit from the contract between the City and Fulton County by having its election conducted during said General Municipal Election and Run-off Election if necessary.

WHEREAS, the governing authority of the City in accordance with Section 21-2-70.1 (b) of the State of Georgia Elections Code shall appoint a municipal election superintendent in a public meeting and the appointment shall be recorded in the minutes of said meeting.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows

SECTION 1: That the Mayor be and is hereby authorized to execute an appropriate contractual agreement with Fulton County to conduct a General Municipal Election on November 6, and a Run-off Election on November 27, 2001, if necessary.

SECTION 2: That the City shall pay to Fulton County all costs incurred in performing those functions which the City has requested Fulton County to perform in conducting the election and Run-off election, if necessary; said amount not to exceed \$989,280 which is to be paid from Fund Account and Center 1A01 761001 T31001 .

SECTION 3: That should any special election be conducted by Fulton County in conjunction with the City General or Run-off Election, Fulton County shall be responsible for only those expenses associated with the cost of extra Ballot Cards and Ballot Pages.

SECTION 4: That the City Attorney be and is hereby directed to prepare an appropriate contract with Fulton County for execution by the Mayor, in substantially the form attached hereto identified as Attachment 1, and to be approved by the City Attorney as to final form.

SECTION 5: That the Municipal Clerk is directed to determine costs incurred by the City in fulfilling its obligations with Fulton County pursuant to the contract for conducting the General Municipal Election on November 6, 2001, and the Run-off Election on November 27, 2001, if necessary and is directed to prepare an invoice to be sent to the Atlanta Board of Education charging the Board with one-half of the costs incurred.

SECTION 6: That the Chief Financial Officer and the City Attorney be and are hereby directed and authorized to take whatever steps are necessary to collect said amounts invoiced to the Atlanta Board of Education pursuant to this ordinance.

SECTION 7: That the contract with Fulton County shall not become binding on the City and the City shall incur no liability upon same until such contract has been signed by the Mayor and delivered to the contracting party.

SECTION 8: That the governing authority of the City, the Atlanta City Council, in accordance with Section 21-2-70.1 (b) of the State of Georgia Elections Code does hereby appoint the Fulton County Board Of Registration and Elections with The Fulton County Department of Registration and Elections acting as its agent as the Municipal Election Superintendent for the 2001 General Municipal Election For The City Of Atlanta to be held on November 6, 2001, and any Run-Off Election necessary for said Election, at this regular meeting of the Atlanta City Council held on July 2, 2001, and that said appointment shall be recorded in the minutes of said meeting.

SECTION 9: That should any part of this ordinance be declared unconstitutional or unenforceable in a court of law, that it shall be severed from this ordinance and all such parts not declared unconstitutional or unenforceable shall remain in full force and effect.

SECTION 10: That all ordinances and parts of ordinances in conflict herewith be and are hereby repealed.

A true copy,


Municipal Clerk, CMC

ADOPTED as amended by the Council
APPROVED by the Mayor

JUL 02, 2001
JUL 10, 2001



STATE OF GEORGIA

FULTON COUNTY:

THIS AGREEMENT entered into between the **CITY OF ATLANTA**, a municipal corporation lying wholly or partially within the County of Fulton, Georgia, hereinafter referred to as "City," and **FULTON COUNTY**, a political subdivision of the State of Georgia hereinafter referred to as "County."

WITNESSETH:

WHEREAS, City in the performance of its governmental functions will hold **City of Atlanta General Election** on November 6, 2001 ; and,

WHEREAS, under the provisions of the Georgia Election Code, particularly Section 21-2-45(c) (2) of the Official Code of Georgia, Annotated, City may by ordinance authorize County to conduct such election and City has heretofore adopted such an ordinance:

NOW, THEREFORE, in consideration of the premises it is hereby agreed as follows:

1.

This contract shall govern the conduct of the **City of Atlanta General Election** to be held on November 6, 2001 (hereinafter, the "Election").

2.

The Fulton County Board of Registration and Elections shall operate as the



Municipal Election Superintendent (hereinafter the "Superintendent,") of the **Election and the Fulton County Department of Registration and Elections, as its agent**, shall perform any and all functions of the City or any of its officials in connection with the conduct of the Election thereof, except as hereinafter provided.

3.

The Superintendent shall submit a written report to the Municipal Clerk of the City of Atlanta by September 27, 2001 that shall include but is not limited to a report of the number of voting machines to be in place on the day of the Election (hereinafter "Election Day") at each polling place, a statement certifying that each voting machine is in good working order as of the date of the report and a communications plan for Election Day.

4.

The cost of such elections shall be in accordance with the budget attached hereto as Exhibit "A" and made a part hereof by reference. City agrees to pay County the sum of **\$643,270** for the **City of Atlanta General Election and, if necessary, the sum of \$346,010 for the City of Atlanta Runoff Election** to be maintained in a separate election account with all expenses and charges in connection with the general and, if necessary, runoff election to be recorded and paid from said account. City shall remit said funds **(\$643,270) to cover the cost of the General Election** to County within 30 days of execution of this contract **but** not later than July 25, 2001. If necessary City shall remit said funds **(\$346,010) to cover the cost of the Runoff Election to County** not later than October 22, 2001. Within ninety (90) days after the date of the election related thereto, whichever is last to occur, County shall furnish to City a complete statement showing all costs and expenses incurred in the election and refund



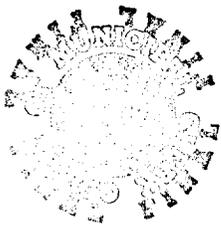
any excess in the election account or collect any deficit which may be in said account.
After this time, all other invoices received will be forwarded to the City for payment.

5.

The County shall not be financially responsible for any liability resulting from or furnishing of any services in the form of legal opinions or defenses in connection with any litigation arising by reason of the election. All legal services and defenses of litigation required by any Board or person arising from the afore-mentioned election(s) under this contract shall be furnished by the City Attorney for the City. Should the City Attorney for any reason fail to provide the legal services referred to in this paragraph, the Superintendent shall have authority to engage the Fulton County Legal Department at the expense of the City; provided, however, that all requests for legal assistance by the County from the City Attorney to provide such service shall be communicated in writing before the City will be obligated to pay for legal services under this paragraph; provided, further, that the failure of the City Attorney's office to respond to a request made hereunder, within a reasonable time, shall be deemed to be a refusal to furnish such services. County shall notify City in writing of its determination that the City has failed to respond as contemplated herein above before incurring legal fees on its own behalf for which the City shall be responsible.

6.

All matters pertaining to and all decisions concerning the qualifications of candidates shall be determined by the Municipal Clerk of the City of Atlanta, or the Clerk's designee in accordance with the provisions of the Georgia Election Code and the Code of Ordinances of the City.



7.

Should it be necessary to comply with legal requirements that any of the County's personnel shall be sworn in as a temporary officer or employee of the City, such formality shall be observed without limitation.

IN WITNESS WHEREOF, the parties have hereunto set their hands and affixed their seals pursuant to resolutions of their governing bodies duly adopted and entered on the Minutes thereof.

CITY OF ATLANTA

(Seal)

Mayor

Attest: _____
Municipal Clerk

APPROVED AS TO FORM:

City Attorney

FULTON COUNTY

(Seal)

Chairman, Board of Commissioners

Attest: _____
Clerk to the Commission



APPROVED AS TO FORM:

County Attorney

APPROVED AS TO SUBSTANCE:

(Seal)

Chairman or Designee, Fulton County
Board of Registration and Elections

CITY OF ATLANTA GENERAL ELECTION - NOVEMBER 6, 2001

350-265-2660-1001 SALARIES - OVERTIME

Information Technology	\$4,440	
Registration & Elections	\$44,420	
Public Safety	\$5,920	
Public Buildings	\$2,960	
Central Services	\$22,180	
		\$79,920

350-265-2660-1004 SALARIES - TEMPORARY

12 Admin Aides for 7 pp @ \$673.04/pp (Prep Center).....	\$56,540	
1 Mail Courier for 9 pp @ \$764.73/pp (Prep Center).....	\$6,880	
9 Admin Aides for 8 pp @ \$673.04/pp (Reg Div).....	\$48,460	
1 Volunteer Coor for 8 pp @ \$1,604.80/pp	\$12,840	
		\$124,720

350-265-2660-1010 SOCIAL SECURITY- FICA 6.2%	\$12,689	
350-265-2660-1011 MECICARE 1.45%	\$2,969	
350-265-2660-1060 UNEMPLOYMENT 0.20%	\$411	
		\$16,070

350-265-2660-1120 RENTAL/LEASE EQUIPMENT

1 Van @ \$950 ea/mo for 4 mos.....	\$3,800	
10 Vans @ \$950 ea/mo for 1 mos.....	\$9,500	
18 Vans @ \$275 ea/wk for 1 wk.....	\$4,950	
28 Beepers @ \$20/day for 1 day.....	\$560	
75 Chairs @ \$0.85	\$65	
50 Tables @ \$6.68ea/day	\$335	
4 Card Readers @\$600ea	\$2,400	
Cell Phones	\$2,000	\$23,600

350-265-2660-1121 RENTAL BUILDINGS

68 Public and Private Facilities.....	\$10,000	
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TOTAL RENT/LEASES..... \$33,600

350-265-2660-1159 HOURLY FEES PERSONNEL

Poll Workers

9 Dual Mgrs @ \$215	\$1,935	
143 Chief Mgrs @ \$190	\$27,170	
304 Asst Mgrs @ \$120.....	\$36,480	
470 Clerks @ \$100.....	\$47,000	
40 Evaluators @ \$190.....	\$7,600	\$120,190

18 Drivers for 4 weeks.....	\$37,200	
10 Drivers for 30 hours ea.....	\$3,750	
200 Election Night Workers @ variable rates	\$40,000	\$80,950

TOTAL HOURLY FEES..... \$201,140

350-265-2660-1178 FEES

Special Board Meetings		
5 Members @ \$50/meeting		\$750

350-265-2660-1342 ADVERTISING \$50

350-265-2660-1452 VEHICLE SUPPLIES

Gasoline.....		\$2,000
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BALANCE CARRIED FORWARD..... \$458,250

EXHIBIT "A"

PROJECTED COST

BALANCE BROUGHT FORWARD.....		\$458,250
350-265-2660-1456 POSTAGE		
Absentee Ballots		
letters to voters, candidates,		
poll workers, other.....	\$4,000	
Printing & mailing of sample ballot.....	\$71,500	
TOTAL HOURLY FEES.....		\$75,500
350-265-2660-1459 PRINTING & BINDING.....		\$8,500
350-265-2660-1461 PHOTOCOPIES.....		\$1,500
350-265-2660-1462 OFFICE SUPPLIES		
20M Crimp Hinges @ \$3.98/M	\$80	
3.5M Masks (3M@ \$0.23ea & 500@ \$0.25ea).....	\$815	
Ballot Pages.....	\$10,000	
239.4M Ballot Cards @ \$55/M (239.4M).....	\$13,167	
Miscellaneous office supplies	\$4,100	
TOTAL SUPPLIES.....		\$28,160
350-265-2660-1475 STOCKPAPER.....		\$1,300
350-265-2660-1501 INSURANCE - HEALTH		\$4,000
350-265-2660-1505 INSURANCE - LIFE		\$200
350-265-2660-1510 INSURANCE - DENTAL		\$350
350-265-2660-1512 INS-VISION		\$30
350-265-2660-1525 PENSION EMPLOYEES		\$7,000
SUBTOTAL.....		\$584,790
350-265-2660-13EL ELECTIONS ADMINISTRATIVE	SURCHARGE (10%)	\$58,480
TOTAL CITY OF ATLANTA GENERAL ELECTION.....		\$643,270

CITY OF ATLANTA GENERAL RUNOFF - NOVEMBER 27, 2001

350-265-2661-1001 SALARIES - OVERTIME

Information Technology	\$3,000	
Registration & Elections	\$25,000	
Public Safety	\$4,000	
Public Buildings	\$2,000	
Central Services	\$10,000	
		\$44,000

350-265-2661-1004 SALARIES - TEMPORARY

12 Admin Aides for 3 pp @ \$673.04/pp (Prep Center).....	\$24,230	
1 Mail Courier for 3 pp @ \$764.73/pp (Prep Center).....	\$2,290	
9 Admin Aides for 2 pp @ \$673.04/pp (Reg Div).....	\$12,110	
1 Volunteer Coor for 3 pp @ \$1,604.80/pp.....	\$4,810	\$43,440

350-265-2661-1010 SOCIAL SECURITY- FICA 6.2%	\$5,420	
350-265-2661-1011 MECICARE 1.45%	\$1,270	
350-265-2661-1060 UNEMPLOYMENT 0.20%	\$180	
		\$6,870

350-265-2661-1120 RENTAL/LEASE EQUIPMENT

10 Vans @ \$60 ea/day for 15 days.....	\$9,000	
18 Vans @ \$275 ea/wk for 1 wk.....	\$4,950	
28 Beepers @ \$20/day for 1 day.....	\$560	
75 Chairs @ \$0.85 ea/day	\$64	
50 Tables @ \$6.68 ea/day	\$334	
Cell Phones	\$2,000	\$16,910

350-265-2661-1121 RENTAL BUILDINGS

68 Public and Private Facilities.....	\$10,000	
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TOTAL RENT/LEASES.....		\$26,910
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350-265-2661-1159 HOURLY FEES PERSONNEL

Poll Workers

9 Dual Mgrs @ \$215	\$1,935	
143 Chief Mgrs @ \$190	\$27,170	
304 Asst Mgrs @ \$120.....	\$36,480	
235 Clerks @ \$100.....	\$23,500	
40 Evaluators @ \$190.....	\$7,600	\$96,690

18 Drivers for 2.5 weeks.....	\$17,550	
10 Drivers for 30 hours.....	\$3,750	
100 Election Night Workers @ variable rates	\$30,000	\$51,300

TOTAL HOURLY FEES.....		\$147,990
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350-265-2661-1178 FEES

Special Board Meetings		
5 Members @ \$50/meeting		\$750

350-265-2661-1452 VEHICLE SUPPLIES

Gasoline.....		\$1,850
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BALANCE CARRIED FORWARD.....		\$271,810
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EXHIBIT "A"

BALANCE BROUGHT FORWARD.....		\$271,810
350-265-2661-1456 POSTAGE		
Absentee Ballots letters to voters, candidates, poll workers, other.....		\$3,500
350-265-2661-1459 PRINTING & BINDING.....		\$6,500
350-265-2661-1461 PHOTOCOPIES.....		\$700
350-265-2661-1462 OFFICE SUPPLIES		
20M Crimp Hinges @ \$3.98/M	\$80	
3.5M Masks (3M @ \$0.23ea & 500@ \$0.25ea).....	\$815	
Ballot Pages.....	\$10,000	
239.4M Ballot Cards @ \$55/M (239.4M).....	\$13,167	
Miscellaneous office supplies	\$2,500	
TOTAL SUPPLIES.....		\$26,560
350-265-2661-1475 STOCKPAPER.....		\$1,300
350-265-2661-1501 INSURANCE - HEALTH		\$1,000
350-265-2661-1505 INSURANCE - LIFE		\$60
350-265-2661-1510 INSURANCE - DENTAL		\$100
350-265-2661-1512 INS-VISION		\$20
350-265-2661-1525 PENSION EMPLOYEES		\$3,000
SUBTOTAL.....		\$314,550
350-265-2661-13EL ELECTIONS ADMINISTRATIVE	SURCHARGE (10%)	\$31,460
		<hr/>
TOTAL CITY OF ATLANTA GENERAL RUNOFF		\$346,010
TOTAL GENERAL ELECTION AND RUNOFF		\$989,280

RCS# 2974
7/02/01
4:13 PM

Atlanta City Council

Regular Session

01-O-0705

Contract with Fulton Co to Conduct 2001
Election(s); Split Cost with School Board
ADOPT/SUB/AMEND

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 1

NV McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	B Emmons
NV Bond	Y Morris	Y Maddox	Y Alexander
NV Winslow	Y Muller	Y Boazman	NV Pitts

01-O-0705

AN ORDINANCE 01-0-0705

(Do Not Write Above This Line)

BY: *M. T. Thomas*
M. T. Thomas
AN ORDINANCE TO AUTHORIZE A CONTRACT WITH FULTON COUNTY TO CONDUCT THE 2001 GENERAL MUNICIPAL ELECTION FOR THE CITY OF ATLANTA TO BE HELD ON NOVEMBER 6, 2001, AND ANY RUN-OFF ELECTION NECESSARY FOR SAID ELECTION.

7/2/01 - Thomas' Motion to Amend Carried by Voice

**ADOPTED BY
 JUL 0 2 2001
 COUNCIL**

Substitute as Amended

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

Date Referred 5/7/01

Referred To: Comm on Council

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee CCC

Date 5/21/01

Chair W. M. "Malle" Thomas

Action: Hold (see rev. side)

Other: _____

Members _____

Refer To _____

Committee CCC

Date 7-2-01

Chair W. M. "Malle" Thomas

Action: as substituted

Other: on condition

Members W. M. "Malle" Thomas

Refer To _____

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

CERTIFIED

CERTIFIED

JUL 2 2001

ATLANTA CITY COUNCIL PRESIDENT

Richard R. Pitts

CERTIFIED

JUL 0 2 2001

Paul Douglas Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JUL 10 2001

[Signature]
 MAYOR