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MEMORANDUM

To: Mayor and City Council
From: Warren Hutmacher, City Manager
Date: April 22, 2013
Subject: **Formation of the Charter Commission**

ITEM DESCRIPTION

Per section 6.05 of the City Charter, prior to December 1, 2013 a Commission should be appointed to review the City's Charter.

BACKGROUND

At the 2013 Annual Strategic Planning Retreat, the Mayor and Council reached consensus that they would like to provide the Charter Commission adequate time to complete their review of the City Charter in advance of the 2014 Legislative Session. Appointing the Commission in April will provide the group roughly six months to complete their work and report back to the City Council so that their findings can be transmitted to our legislative delegation with the Council's 2014 legislative priorities.

The membership of the Charter Commission is set by the existing City Charter to include one appointment from the Mayor, one from the City Council, and one from each member of the Georgia House of Representatives or Senate whose district lies wholly or partially within the corporate boundaries of the City.

NEXT STEPS

Staff has prepared a Resolution recognizing the respective appointments made to the Charter Commission members for the Council's consideration.

**A RESOLUTION FORMING THE CHARTER COMMISSION OF THE CITY OF
DUNWOODY AND RECOGNIZING ITS APPOINTED MEMBERS**

WHEREAS, the City of Dunwoody (the "City") is a municipality created by the 2008 Georgia General Assembly pursuant to Ga. L. 2008, p. 3526 and the Mayor and City Council of Dunwoody (the "Mayor and City Council") is the duly elected governing authority for the City; and

WHEREAS, section 6.05 of the Charter for the City of Dunwoody (the "City Charter") authorizes the Mayor and City Council of the City to create a Charter Commission (the "Commission") to review the City's experience and recommend to the General Assembly any changes to the City Charter; and

WHEREAS, section 6.05 of the City Charter states the Commission must complete its review and recommendations within a timeframe set by the Mayor and City Council; and

WHEREAS, section 6.05 of the City Charter specifies the members of the Commission must all reside within the City of Dunwoody and membership is to include one appointment from the Mayor, one from the City Council, and one from each member of the Georgia House of Representatives or Senate whose district lies wholly or partially within the corporate boundaries of the City; and

WHEREAS, Senator Fran Millar, whose Georgia Senate district includes the City of Dunwoody, has appointed Beverly Wingate to the Commission; and

WHEREAS, Representative Tom Taylor, whose Georgia House of Representatives district includes the City of Dunwoody, has appointed Rick Otness to the Commission; and

WHEREAS, Representative Mike Jacobs, whose Georgia House of Representatives district includes the City of Dunwoody, has appointed Max Leighmann to the Commission; and

WHEREAS, the City Council of the City of Dunwoody has appointed Robert Wittenstein to the Commission; and

WHEREAS, the Mayor of the City of Dunwoody has appointed Mallard Holliday to the Commission; now

THEREFORE BE IT RESOLVED, by the Mayor and Council for the City of Dunwoody, that the City hereby creates the Charter Commission for the City of Dunwoody and charges the Commission with completing a review of the City Charter before October 1, 2013.

BE IT FURTHER RESOLVED that the Mayor, by and with the advice and consent of the City Council and the members of the Georgia General Assembly whose district lie wholly or partially within the corporate boundaries of the City, hereby recognizes the following named persons as members of the Charter Commission:

- Mallard Holliday appointed by the Mayor
- Robert Wittenstein appointed by the City Council

**STATE OF GEORGIA
CITY OF DUNWOODY**

RESOLUTION 2013-04-XX

Beverly Wingate..... appointed by Senator Millar
Rick Otness appointed by Representative Taylor
Max Leighmann..... appointed by Representative Jacobs

BE IT FURTHER RESOLVED that the terms of office for each of the members of the Charter Commission shall run until such time that the Georgia General Assembly has duly considered their recommendations for change to the City Charter or December 31, 2014, whichever is sooner.

SO RESOLVED AND EFFECTIVE, this 22nd day of April, 2013.

Approved:

Michael G. Davis, Mayor

Attest:

Sharon Lowery, City Clerk

(Seal)