

CITY OF SAVANNAH
CITY COUNCIL
COUNCIL MEETING PROCEDURES
AND RULES

Adopted February 27, 2020
By Ordinance

RULE 1: MEETING PLACE. All meetings of City Council will be held in Council Chambers at City Hall, 2 East Bay Street, Savannah, Georgia 31401. By following the procedures under Georgia's *Open Meetings Act*, including public notice, Council can move the meeting location from time-to-time to other public facilities to allow for increased community participation or to generate the public's interest in the new City facility that hosts the meeting.

RULE 2: MEETING DAYS AND TIMES. City Council will schedule two regular meetings each month: On the second and fourth Thursdays. The meeting on the second Thursday of the month will begin at 2 p.m. The meeting on the fourth Thursday of the month will begin at 6 p.m. By following the procedures under Georgia's *Open Meetings Act*, Council may call for special meetings or postpone a scheduled meeting to the next regularly-scheduled meeting date. All meetings, whether regular or special, will include a posted agenda in accordance with Georgia's *Open Meetings Act*.

RULE 3: WORK SESSIONS/EXECUTIVE SESSION. Prior to scheduled meetings, Council may meet in work sessions up to four hours before the meeting. The agenda for work sessions will be presented with the Published Agenda (see Rule #10), including the starting time. Work sessions will be held in the Media Room, on the second floor of City Hall, across from Council Chambers; however, in accordance with Georgia's *Open Meetings Act*, work sessions may be scheduled at other locations for purposes of site or facility tours, special topic presentations or project updates. Work sessions allow Council to hear presentations and updates or allow additional time to discuss and consider substantive issues. The work sessions will be open to the public but no votes will be taken. In addition, prior to or after scheduled meetings, in accordance with Georgia's *Open Meetings Act*, Council may meet in Executive Session to discuss matters related to real estate, litigation or personnel. Executive Session will not be open to the public, but no votes will be taken. Follow-up action of items discussed during Executive Session will only be voted upon during an open meeting. Additional rules regarding Executive Session are detailed in Rule 15.

RULE 4: QUORUM. At least five Council members must be present for any meetings that require a vote. Should no quorum be present at the start of a scheduled meeting, the Mayor will wait up to 15 minutes to determine whether a quorum will be present. If no quorum, then the Mayor shall adjourn the meeting, and the meeting will be re-advertised in accordance with Georgia's *Open Meetings Act*. During the course of a meeting, should a quorum not be present for items requiring a vote, the Council cannot transact business. The Mayor will be the primary enforcer of this rule; however, a Council member can ask for a point of order and contest whether a quorum remains present. If a quorum cannot be achieved within 15 minutes, the Mayor will adjourn the meeting.

RULE 5: OPEN MEETINGS. All meetings of the City Council will be held in accordance with Georgia's *Open Meetings Act*. The public shall be granted access to all meetings and at all times except for Executive Session (see Rule 15). In summary, Georgia's *Open Meetings Act* requires that with a quorum of the governing authority (i.e.

City Council) where “official action” will be taken or discussed, the meetings must be open to the public and the public must be granted access.

RULE 6: COUNCIL OFFICERS. In accordance with the City’s Charter, as codified in the City’s Code of Ordinances, the Mayor serves as the official “head of government” and the presiding officer at all meetings. In the absence of the Mayor at meetings, the succession of Council officers will be in order: Mayor Pro Tem, President of Council, Vice-President of Council. Each of these three positions will be elected among Council members at a meeting of Council during the first month of each new administration.

RULE 7: PROCEDURE DURING MEETINGS. As the presiding officer at all meetings and work sessions, the Mayor accepts primary responsibility to ensure a fair, orderly and efficient meeting, but the responsibility for a fair, orderly and efficient meeting rests equally with other Council members as well. Meetings will follow *Roberts Rules of Order*, 11th Edition, as procedure except that applicable Georgia law and the City’s Charter, as codified in the Code of Ordinances, will supersede any provisions in conflict.

RULE 8: VOTING. Five members of City Council will constitute a quorum for the transaction of business. The affirmative vote of at least a majority present shall be required for the City Council to take official action; provided that, every item requiring official action by the City Council must be distinctly listed on the meeting’s agenda, added as a recommended item from Executive Session or considered an emergency under Georgia’s *Open Meetings Act*. Each Council member shall record his or her vote either by a show of hands, by use of the electronic voting machine in Council Chambers or by voice vote for uncontested items approved unanimously. The Clerk of Council shall record votes for the minutes.

RULE 9: ABSTENTION. In accordance with Section 2-106-9 et al. of the City Code of Ordinances: Disclosure of Conflict of Interest or Potential Conflict of Interest. An elected official of the City of Savannah who has an interest that he/she has reason to believe may be affected by his/her official actions or by the official acts or actions of the City of Savannah shall disclose the precise nature of such interest by written or verbal statement prior to the City of Savannah taking official action on a matter affecting such interest and abstain from discussion and voting. An elected official of the City of Savannah shall disclose the nature of any interest he/she has at the time such matter is presented to the Mayor and Aldermen for discussion. Such written or verbal statements shall be recorded into the minutes of the meeting and thus become part of the public record. Following any disclosure made pursuant to this section, the elected official shall refrain from all ex-parte communications with other Council members regarding the application in which he/she has an interest. Disqualification. An elected official of the City of Savannah shall disqualify himself/herself from participating in any official act or action of the City which results in a pecuniary benefit to the elected official or a business or activity in which he/she has an interest, when such benefit is not available to the public at large.

RULE 10: THE AGENDA. The agenda assumes its importance as the cornerstone for policy-making between the legislative (Council) and administrative (City Manager) duties and responsibilities as provided by the City’s Charter, as codified in the Code of Ordinances. Notwithstanding the separation of duties and responsibilities as prescribed by the Charter, the agenda becomes the principal way that the City transacts its business and must remain transparent to public interest.

AGENDA PROCEDURES

10.1 AGENDA PREPARATION. The City Manager prepares the agenda but with concurrence of the Mayor as the designated head of the City of Savannah and the policy-making responsibilities of City Council. The City Manager will meet three deadlines in the agenda’s preparation to maintain transparency: 1) Reports and action items will be uploaded into the draft agenda no later than eight days prior to the scheduled Council meeting; 2) The final draft of the agenda (hereinafter referred to as “Draft Agenda”) will be determined seven days prior to the scheduled Council meeting after review by the City Manager; 3) Final agenda will be published (hereinafter referred to as “Published Agenda”) for Council and public review at least three days (72 hours) prior to the Council meeting in order to provide reasonable notice. During the course of preparing the agenda, the City Manager will meet with the Mayor as needed but at a minimum will review the Draft Agenda with the Mayor prior to the Published Agenda.

10.2 CONSENT AGENDA. The agenda includes use of a section of routine items for approval, called “Consent Agenda.” This part of the agenda will be reserved for purchasing awards \$100,000 or less; renewal of grants; contract amendments which do not increase costs; and confirmation of other routine approvals. During the agenda review, any Council member can remove an item(s) from the Consent Agenda to ask questions prior to a vote or request additional information. Any removed items will be voted on separately by proper motion and second. Otherwise, the Consent Agenda will be adopted with one motion and vote.

10.3 ADDITIONAL ITEMS. To maintain transparency to the public, no items will be added to the Published Agenda (released 72 hours prior to meeting) except by approval of either the City Manager or Mayor. The City Manager or Mayor may remove items from the published agenda for rescheduling to another meeting. Council will be advised via email or other written notice about any items added to the agenda after the Published Agenda. A notice will be send to the media in accordance with Georgia’s *Open Meetings Act*.

10.4 COUNCIL ITEMS. The Mayor will be responsible for approving and scheduling any presentations or proclamations on the agenda. Requests by Council members for presentations or proclamations should be coordinated through the Mayor. To add items to the agenda other than presentations or proclamations, a Council member who desires to place an item on the agenda should submit a written proposal, via email or correspondence, to the Mayor, with a copy to the City

Manager, at least one week prior to the scheduled meeting to enable the item's scheduling to maintain proper notice. A majority of Council that votes affirmatively at a meeting can add an item to the agenda at the Council's next scheduled. The proposal should include the specific proposal, i.e. resolution or other action item, and supporting documentation.

10.5 PUBLIC COMMENT. City Council encourages public comment on issues before the Council. During the public comment part of Council meetings, particularly public hearings, the Mayor will call out for "Public Comment." Speakers will be allowed to offer comments only on topics of discussion but should fill out a "speaker card," available at the entry to Council Chambers, for purposes of addressing specific items before City Council. Speakers will be granted up to two minutes each.

RULE 11: DECORUM DURING MEETINGS. All Council members, staff and citizens are expected to conduct themselves in a courteous and respectful manner. Council members seeking information from the City Manager or staff should do so within the confines of proper decorum. A Council member shall not speak until recognized by the Mayor and likewise shall not interrupt another Council member's remarks. All comments made by a Council member shall directly address the motion or item being discussed. As the presiding officer, the Mayor shall enforce the rules of decorum. If a Council member believes that a particular rule is being broken, he/she shall raise a point of order when recognized by the Mayor. After a properly moved motion and second, the Mayor may either rule on the question or allow the Council to decide the issue by majority vote. Any Council member shall maintain the right to express dissent against any resolution or action of the Council, cite the reason and place the reason into the meeting's minutes.

RULE 12: PUBLIC HEARINGS AND PARTICIPATION. In accordance with Georgia Law and policy, the Council often conducts public hearings on various matters and issues, including but not limited to alcohol beverage licenses, zonings, text amendments, annexations and certain budget actions (i.e. adoption of budget and millage rate). These *Public Hearing Rules* are intended to ensure that the public has the opportunity to participate fairly in the meeting as long as the orderly, efficient and flow of the meeting continues.

Rule for Conducting Public Hearings

12.1 Addressing Council. The Mayor shall announce the start of the *Public Hearing* on the matter as listed on the agenda. After a properly moved and seconded motion to open the hearing, the Mayor will call forth those persons in favor, against or otherwise interested in commenting on the particular issue. The Mayor shall inform the public that all comments by proponents, opponents or for commentary purposes shall be made from the podium and that any individual who addresses Council will state his/her name and address. The Mayor shall also inform the public that comments will only be received from the podium or the speaker shall be ruled out of order.

12.2 Speaker Cards. Members of the public who desire to speak must complete a speaker's card, found at the entry to Council chambers, prior to the start of the announced public hearing and are urged to complete the speaker's card prior to the start of the meeting. The speaker's card should be handed to the Clerk to Council or a representative from the Clerk's Office.

12.3 Speaker Decorum. Speakers who address Council are expected to the rules of decorum (see Rule 11) and should be informed of such by the Mayor at the beginning of the public hearing. There should be no vocal or boisterous demonstrations that will disrupt the orderly flow of the meeting nor detract from decorum. Any person(s) engaging in this type of behavior shall be ruled out of order by the Mayor and shall, at the Mayor's discretion, be removed from Council Chambers.

12.4 Time. At hearings on proposed rezoning, use permits, modification and/or concurrent variance petitions, as well as amendments to the text of the Zoning Ordinance (hereinafter referred to as "land use petitions"), the hearing will follow state law (O.C.G.A. 36-66-5). Upon proper motion with second and approval by Council, the Mayor shall so announce the public hearing as "Open." Proponents and opponents are allowed 10 minutes per side to present data, evidence or opinions. Those neither in favor nor opposition but attend only to offer objective commentary shall be given two minutes, not to exceed five speakers. The Mayor will ask for separation between proponents and opponents. Each side's time period may be divided among multiple speakers in whatever manner each side desires but the 10-minute limit for each side will be strictly enforced. In the event Council conducts a public hearing but votes to defer to action to a second public hearing, the same rules will apply. No land-use petition shall be the subject of more than two (2) public hearings before the Council regardless of the number of times that Council votes to defer final action. Notwithstanding the preceding two (2) public hearing limit, a majority of Council can vote to conduct additional public hearings.

12.5 Voting. Once Council has concluded the public hearing by proper motion and approval, the Mayor shall so announce the public hearing as "Closed." The Council shall convene into its regular meeting to make its decision by voting.

12.6 Public Addressing Council on Other Matters. As a general rule, members of the public do not speak on agenda items unless the City advertises such matters for public hearing or the Council by majority approval votes to decide that public comment(s) should be allowed during its deliberative process. In such instances, the Council shall follow its "Rules For Conducting Public Hearings" as herein provided as Section 12.

RULE 13: ORDINANCES. No ordinance shall contain any subject matter which is not immediately and necessarily connected with the subject and title of the ordinance.

RULE 14: SPECIAL MEETINGS AND RESCHEDULED MEETINGS. Special meetings and rescheduled meetings shall be held in accordance with Georgia's *Open Meetings Act*. The Mayor shall have the power to call Special Meetings and Rescheduled Meetings. It shall be the duty of the Mayor to call Special Meetings whenever five (5) Council members require him in writing to do so and specify the purpose; however, no appropriation of money shall be made except at a regular meeting of Council, unless by unanimous vote of the Council members who are present.

RULE 15: EXECUTIVE SESSION. Council will follow the requirements of Georgia's *Open Meetings Act* for purposes of Executive Session to discuss litigation, real estate and personnel matters. No Executive Session shall be held except pursuant to a majority affirmative vote of the Council taken in a public meeting. The minutes of the public meeting shall reflect the names of the Council members who are present, those voting for the Executive Session and the reasons for the Executive Session. Except for Council, only necessary staff (City Manager or designated interested party invited by City Manager for purposes of testimony; City Attorney, staff attorneys, special counsel; and Clerk or designee) shall be present during the Executive Session. At the request of Council when discussing the performance of the City Manager, City Attorney or Clerk to Council, Council may excuse the officer from Executive Session.

RULES 16: SUSPENDING THE RULES OF ORDER. *Rules of Order* may be suspended when a Council member makes a proper motion, with a second, and a majority of Council members in attendance vote affirmatively. *Rules of Order* in this context means suspending the order of business, moving an item on the agenda up or down or removing an item from the agenda. Rules governing a quorum, voting methods and requirements, notification to Council members or for public notice necessary for compliance with the *Open Meetings Act* or other state law or federal law may not be suspended.

RULE 17: AMENDMENTS TO THESE RULES. Any proposed amendment to these rules of order by a Council member shall be submitted to the Clerk of Council in writing at least one meeting before the meeting when the amendment will be discussed as part of the agenda. The proposed amendment shall be included on the agenda for the meeting. Any amendment to alter, amend or repeal any of the existing rules, or to make new rules, shall require an affirmative vote of two-thirds (2/3) of Council for adoption.

RULE 18: PARLIAMENTARIAN. The Clerk to Council shall serve as the Parliamentarian for the Council and in that capacity will answer to the Mayor on procedural matters.

RULE 19: OFFICERS. The Mayor shall exercise supervision over all salaried officers elected and appointed by Council, including the City Manager, City Attorney and City Clerk.

19.1: Officers. All officers will become knowledgeable of their duties and responsibilities under the City of Savannah's Charter as codified in the City's

Code of Ordinances and uphold those duties and responsibilities to the best of their ability.

19.2: Attendance. Regular attendance shall be required during all regularly-scheduled meetings of Council by the City Manager, City Attorney or City Clerk, except that by written notice to the Mayor at least three (3) days prior to the meeting, an officer may appoint and name a designee. For Work Sessions (see Rule 3) away from City Hall, excusing attendance by the City Attorney or City Clerk will be at the Mayor's discretion.

19.3: Complaints. Upon complaint against or for neglect of duty on the part of any officer, shall investigate the same and, if the Mayor determines necessary action, the Mayor will report the dereliction of duties and charges to Council. The Mayor shall have the power to suspend any said officer for any flagrant violation of duty or unbecoming conduct rendering it necessary to take such action, which suspension shall be reported to Council within forty-eight (48) hours thereafter.

RULE 20: ANONYMOUS COMMUNICATION. No anonymous communication shall be read or considered by Council nor shall the Clerk of Council or City Manager accept any such communication from any source.

**RESOLUTION TO ADOPT PROCEDURAL RULES
FOR MEETINGS OF THE CITY COUNCIL OF SAVANNAH
(MAYOR AND ALDERMEN OF THE CITY OF SAVANNAH)**

WHEREAS, well organized meetings allow the City Council the opportunity to reach decisions in an organized and fair manner; and

WHEREAS, parliamentary procedure is the framework for organizing and conducting meetings; and

WHEREAS, parliamentary procedure provides the rules by which the City Council debates on issues and then arrives at a decision.

NOW, THEREFORE, BE IT RESOLVED, that all meetings of the City Council of the City of Savannah shall be conducted in accordance with the provision of meeting organization and procedural policy.

ADOPTED THIS _____ Day of