

RESOLUTION NO. 2023-08

A RESOLUTION REPRIMANDING COUNCIL MEMBER VAN TRAN; PROVIDING FOR SEVERABILITY, REPEALING INCONSISTENT RESOLUTIONS, TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WITNESSETH:

WHEREAS, the City of Morrow, Georgia (“City”) is a public body, corporate and politic, duly chartered as a municipal corporation and existing under the laws of the State of Georgia; and

WHEREAS, the City is vested with the power of government of the City; and

WHEREAS, Councilmember Van Tran is an elected member of the Morrow City Council and swore an oath to faithfully perform the duties of Councilmember of the City and that she will support and defend the Charter thereof as well as the Constitution and the laws of the State of Georgia and the United States of America; and

WHEREAS, the office of Councilmember requires that elected officials meet and maintain the highest standards of behavior and decorum; and

WHEREAS, the City has received multiple complaints and grievances from employees of the City of Morrow regarding Councilmember Tran’s unacceptable behavior and inappropriate actions taken towards City employees in violation of City’s Charter and City policies; and

WHEREAS, the Mayor and Council of the City of Morrow, Georgia wish to clarify that the governing body for the City does not condone nor adopt the unacceptable behavior and inappropriate actions of Councilmember Tran towards City employees in violation of the City’s Charter and City policies; and

WHEREAS, the Mayor and Council of the City of Morrow, in the exercise of their sound judgment and discretion, after giving thorough thought to all implications involved, and keeping in mind the public interest and welfare of the citizens of the City and its employees, have determined it to be in the best interest of the citizens of the City and the employees thereof, that this Resolution be adopted.

THEREFORE, IT IS NOW RESOLVED BY THE CITY COUNCIL OF THE CITY OF MORROW, GEORGIA, AS FOLLOWS:

1. **Censure:** Councilmember Tran is hereby formally censured and reprimanded for her unacceptable behavior and inappropriate actions towards City employees. Councilmember Tran is called upon to cease all inappropriate actions and towards City employees. Councilmember Tran shall follow the Rules of Order and Decorum for City Council Meetings and shall refrain from giving orders to City Officers or City Employees, either publicly or privately, as not to interfere with the

administration and daily operations of the City. Councilmember Tran is formally called to conduct herself in a manner fitting the office of Councilmember.

2. **Public Purpose.** The City finds that the foregoing action constitute a major step in preserving the health, safety, well being and economic vitality of the City and Employees thereof, and are, therefore, consistent with its public purposes and powers.
3. **Attestation.** That the Council of the City of Morrow hereby authorize the Mayor to sign all documents and to perform other actions necessary to effectuate this Resolution on behalf of the City of Morrow, Georgia. The City Clerk is authorized to attest the signature of the Mayor or any other City Official appearing on documents necessary to carry out this Resolution, to affix the official seal of the City thereto, as necessary, and to place this Resolution and any related documents among the official records of the City for future reference.
4. **Severability.** To the extent any portion of this Resolution is declared to be invalid, unenforceable, or nonbinding, that shall not affect the remaining portions of this Resolution.
5. **Repeal of Conflicting Provisions.** All City resolutions are hereby repealed to the extent they are inconsistent with this Resolution.
6. **Effective Date.** This Resolution shall take effect as of the date of approval by City Council of Morrow, Georgia as provided by the City Charter.

THIS RESOLUTION adopted this 15th day of August 2023.



JOHN LAMPL, Mayor (L.S.)


ATTEST:



Victor Aguilar, City Clerk



APPROVED AS TO FORM



City Attorney