



The Informer

Local, County, State and National Social and Political Issues

*Knowledge is power
and elections have consequences!*

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REPEAL JUNE 2013 ORDINANCE RESIDENTS' RALLY

When: Saturday, October 12, 2019

Where: East Point City Hall (Outside)

From: 11:00 AM ---NOON

- ✓ **Did you know that all electric residential customers are covered in the Plaintiffs' Class Action Lawsuit for a REFUND for the increased Winter Rate, PCA Fees, and ECCR Fees in the June 2013 Ordinance?** Well, you are covered because the Lawsuit was amended to include refunds for the illegal overcharges in the June 2013 Ordinance. No need to fill out any individual refund claims!
- ✓ **Did you know that the goal of the June 2013 is to generate a combined \$5 million to \$6 million a year from PCA and ECCR fees in profit (Reserves) for the Electric Utility?** Yes, and it has done that every year for the past five years.
- ✓ **Did you know that the Electric Utility FY 2019 Adjusted Fund Balance (Reserve) was \$31,444,395 (\$31.4 million)?** Yes, on June 3, 2019, the adopted Electric Utility FY 2020 Budget contained \$31.4 million in Reserves with an additional combined \$6 million in PCA and ECCR fees to be **added** this year.
- ✓ **Did you know that Mayor and Council are paying outside Attorneys to ensure that everything be done in Court to protect the Electric Utility profit margin regardless of how many Residents would face disconnections, added late fees and reconnection fees along with payment plans that only make their situations worse?** Mayor and Council have paid \$1.2 million in Attorney fees, and that amount will increase through an Appeal's process.
- ✓ **What did the Judge say about the June 2013 Ordinance?** Judge Ellerbe ruled that the June 2013 Ordinance was never **voted** on by any Mayor or Council. She also said that the June 2013 Ordinance was in "**substantial compliance**" with Mayor and Council's discussions. This is one of the reasons why the case is on Appeal.
- ✓ **What does the Judge's ruling mean?** Judge Ellerbe's ruling shields all money collected using the June 2013 Ordinance from Refund Claims pending the outcome of the Appeal's process. The Judge's ruling does absolutely nothing to **prevent** Mayor and Council from **Repealing** the Ordinance.

WHAT CAN THE MAYOR AND COUNCIL DO?

- **Did you know that every Mayor and Council have known since 2015 that the June 2013 Ordinance was never voted on by any Mayor and Council?** Yes, they have known, and they have violated their Oaths of Office by not **REPEALING** the June 2013 Ordinance.
- What does their Oath of Office in the City Charter **Sec. 2-109.-Oath of Office.** say? It says“...that I will support the Constitution of the United States and this state and observe the provisions of the charter and code of ordinances of the City of East Point...” Mayor and Council have completely ignored the last Electric Utility Rate Schedule Ordinance that was **voted** on and **codified** by Mayor and Council on November 5, 2012, hence violating their Oaths of Office.
- **What are the differences between the November 5, 2012 adopted Ordinance and the June 2013 Ordinance that was never voted on or adopted?** Unlike the June 2013 Ordinance, the November 5, 2012 Ordinance’s Winter Rates are lower; and contain no PCA or ECCR fees.
- **What can Mayor and Council do?** Mayor and Council can **vote** at any Council Meeting to **Repeal** the June 2013 Ordinance in its entirety and **Reinstate** the November 5, 2012 Ordinance in its entirety. However, Mayor and Council **refuses** to give up the yearly **\$5 million to \$6 million** profit in combined PCA and ECCR fees.

WHAT CAN THE RESIDENTS DO?

YOU need to get the attention of the Mayor and Council and let them know that you mean business. **YOU** need to let them **SEE YOU** and **HEAR YOU**. Mayor and Council need to know that if they don’t know care about helping **YOU** by following the City Charter and Ordinances, **YOU** will **VOTE** them out of office on **November 5th** , and that **YOU** will not forget who failed **YOU** in the 2021 Election.

The **quickest** way to get their **attention** is to have a large **PROTEST RALLY** and **PACK** the Council Chambers at **every** Council Meeting until **YOU** get what **You** want and need to help protect and to provide for **YOU** and your family!!!!

Mayor and Council **voted** themselves a **\$5,000** raise this past July. **NOW**, they can **VOTE** to **REDUCE** your electric bill and **SAVE** you some money. The ball is in your court. **SHOW UP** at the **PROTEST RALLY** on **OCTOBER 12TH** , and **Council Meetings** or **SHUT UP!!!**

ATTEND the October 21st Council Meeting and **SEE** whether a **Motion** is **Made** to **REPEAL** the June 2013 Ordinance and **REINSTATE** the November 5, 2012 Ordinance. Council Meetings are the First and Third Mondays at 6:30 PM at City Hall on East Point Street.

One hundred signs have been donated for the Protest Rally and Council Meetings.

Early voting at East Point Library from Oct. 15th to Oct. 25th from 8:30 am to 5:00 pm; Oct. 28th to Nov. 1st from 8:30 am to 6:00 pm. Saturday voting, Oct. 26th 8:30 am to 5:00pm.