

1 **A RESOLUTION BY THE FULTON COUNTY BOARD OF COMMISSIONERS TO**  
2 **ABOLISH CERTAIN BOARDS, COMMISSIONS, TASKFORCES, COMMITTEES, AND**  
3 **COUNCILS DUE TO THEIR INACTIVITY OR FAILURE TO CONDUCT MEETINGS**  
4 **WITHIN THE PAST TWENTY-FOUR MONTHS, CONTINGENT UPON VERIFICATION**  
5 **BY COUNTY STAFF; AND FOR OTHER PURPOSES.**

6 **WHEREAS**, the County's home rule power provided in Ga. Const. Art. IX, § II, ¶ 1  
7 confers two legislative powers to the County, with the first tier empowering the Board of  
8 Commissioners to adopt certain measures via adopting of ordinances, resolutions or  
9 regulations that do not rise to the level of affecting or conflicting with state legislation, and  
10 where the County functions within its existing charter or local statutes [See, Ga. Const. of  
11 1983, Art. IX, Sec. II, Par. I(a)]; and

12 **WHEREAS**, with the second tier of its home rule power, the Board of  
13 Commissioners, may amend or repeal certain local acts applicable to its governing  
14 authority by following certain procedures to change existing local laws applicable to Fulton  
15 County [See, Ga. Const. of 1983, Art. IX, Sec. II, Par. I(b)]; and

16 **WHEREAS**, pursuant to its home rule power, Fulton County is authorized to create  
17 certain boards, authorities, commissions, taskforces, committees, and councils--or make  
18 appointments to them--either pursuant to County resolutions, the Fulton County Code,  
19 general state statutes, municipal law, or local laws passed by the General Assembly  
20 applicable to Fulton County; and

21 **WHEREAS**, the Clerk to the Commission maintains a master list of all Fulton  
22 County boards, authorities, commissions, taskforces, committees, and councils, with  
23 there being approximately fifty-seven (57) currently; and

1           **WHEREAS**, Fulton County depends on these boards, authorities, commissions,  
2 taskforces, committees, and councils to meet regularly to further the interests of Fulton  
3 County and its citizens; and

4           **WHEREAS**, among the County's boards, authorities, commissions, taskforces,  
5 committees, and councils, some have not conducted regular meetings within the past  
6 twenty-four (24) months, and as such cannot carry out the functions for which they were  
7 created, established or activated; and

8           **WHEREAS**, the Board of Commissioners is limited in its ability to abolish or  
9 dissolve certain authorities maintained on the Clerk's master list that Fulton County  
10 activated pursuant to state general laws because they have ongoing bond and other  
11 unsatisfied obligations, and would also have to utilize its tier two home rule authority found  
12 in Ga. Const. of 1983, Art. IX, Sec. II, Par. I(b) to amend certain local laws that created  
13 some of these public bodies; and

14           **WHEREAS**, it is not the intent nor purpose of this Resolution to abolish any County  
15 activated authorities or those other entities that require the Board of Commissioners to  
16 utilize the second tier of its home rule powers to amend applicable local laws under which  
17 some of the entities were established; and

18           **WHEREAS**, the Board of Commissioners can, however, and intends by this  
19 Resolution to, abolish or dissolve the boards, commissions, taskforces, committees, and  
20 councils meeting the criteria for abolishment or dissolution set forth in this Resolution that  
21 the Board of Commissioners created under tier one of its home rule power found in Ga.  
22 Const. of 1983, Art. IX, Sec. II, Par. I(a); and

1           **WHEREAS**, a list of the boards, commissions, taskforces, committees, and  
2 councils that the Board of Commissioners have full control over and can therefore abolish  
3 or dissolve are attached hereto as Exhibit A, which is incorporated herein by reference;  
4 and

5           **WHEREAS**, the Board of Commissioners (“BOC”) believes it is in the best interest  
6 of its citizens and a better use of Fulton County resources to abolish or dissolve those  
7 boards, commissions, taskforces, committees, and councils included in Exhibit A that  
8 have not conducted regular meetings within the past twenty-four (24) months, since they  
9 are not carrying out the functions for which they were created, established or activated.

10          **NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners hereby  
11 approves the dissolution or abolishment of those certain boards, commissions,  
12 taskforces, committees, and councils included in Exhibit A, attached hereto and  
13 incorporated by reference, that have not conducted regular meetings within the past  
14 twenty-four (24) months, contingent upon verification by County staff.

15          **BE IT FURTHER RESOLVED**, by the Board of Commissioners that those certain  
16 boards, commissions, taskforces, committees, and councils verified by County staff to  
17 have conducted meetings within the past twenty-four (24) months, shall be deemed to not  
18 have been abolished or dissolved by adoption of this Resolution.

19          **BE IT FURTHER RESOLVED**, that the Clerk to the Commission is hereby directed  
20 to report back to the Board of Commissioners within 30 days with a list of those boards,  
21 commissions, taskforces, committees, and councils that have been verified by County  
22 staff to be dissolved by adoption of this Resolution by the Board of Commissioners, along  
23 with a list of those that are still valid and active from the list attached hereto as Exhibit A.

1 BE IT FINALLY RESOLVED, that this Resolution shall become effective upon its  
2 adoption, and that all resolutions and parts of resolutions in conflict with this Resolution  
3 are hereby repealed to the extent of the conflict.

4 PASSED AND ADOPTED by the Board of Commissioners of Fulton County,  
5 Georgia, this 15<sup>th</sup> day of February 2023.

6 FULTON COUNTY BOARD OF  
7 COMMISSIONERS  
8

9 Sponsored By:

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11 \_\_\_\_\_  
12 Bob Ellis, Vice-Chair (District 2)  
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14  
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16 ATTEST:

17  
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19 \_\_\_\_\_  
20 Tonya R. Grier  
21 Clerk to the Commission  
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23



24 APPROVED AS TO FORM:

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28 \_\_\_\_\_  
29 Y. Soo Jo  
30 County Attorney  
31

32 [https://fc0365.sharepoint.com/sites/CountyAttorney/CALegislation/BOC/Resolutions/2023 Resolutions/Ellis/2.15.23 Resolution to](https://fc0365.sharepoint.com/sites/CountyAttorney/CALegislation/BOC/Resolutions/2023%20Resolutions/Ellis/2.15.23%20Resolution%20to%20Dissolve%20Boards%20Commissions%20and%20Authorities.docx)  
33 [Dissolve Boards Commissions and Authorities.docx](https://fc0365.sharepoint.com/sites/CountyAttorney/CALegislation/BOC/Resolutions/2023%20Resolutions/Ellis/2.15.23%20Resolution%20to%20Dissolve%20Boards%20Commissions%20and%20Authorities.docx)