

1 **A RESOLUTION TO DECLARE A LOCAL EMERGENCY WITH RESPECT TO THE**
2 **CONDITIONS AT THE FULTON COUNTY JAIL FOR THE PURPOSE OF EXPEDITING**
3 **RESOURCES TO SUPPORT REMEDIAL MEASURES TO ADDRESS THE DOJ**
4 **INVESTIGATIVE FINDINGS; AND FOR OTHER PURPOSES.**

5
6 **WHEREAS**, beginning in July 2023, the U.S. Department of Justice (DOJ), Civil
7 Rights Division and the U.S. Attorney’s Office for the Northern District of Georgia opened
8 a civil rights investigation into conditions in the Fulton County Jail under the Civil Rights
9 of Institutionalized Persons Act (CRIPA), 42 U.S.C. § 1997, the American with Disabilities
10 Act (ADA), 42 U.S.C. § 12132 and the Violent Crime Control and Law Enforcement Act,
11 34 U.S.C. § 12601; and

12 **WHEREAS**, on November 14, 2024, the U.S. Department of Justice, Civil Rights
13 Division and the U.S. Attorney’s Office for the Northern District of Georgia issued a report
14 detailing the findings of their investigation of the Fulton County Jail (Report); and

15 **WHEREAS**, the Report asserted and opined that there were instances of civil
16 rights violations due to conditions at the Fulton County Jail; and

17 **WHEREAS**, the Report, although not dispositive of any issue contained therein,
18 provides sufficient impetus for the Fulton County Board of Commissioners to declare a
19 public emergency with respect to the Fulton County Jail for the purpose of expediting
20 resources to support remedial measures to address the DOJ investigative findings.

21 **NOW, THEREFORE, BE IT RESOLVED**, that the Fulton County Board of
22 Commissioners hereby finds that the purported conditions at the Fulton County Jail
23 constitute a public emergency that requires the declaration of a local emergency
24 concerning the Fulton County Jail, in order to protect the health and safety of the inmate
25 residents, employees and infrastructure at the Jail, and to marshal all available resources
26 for the mitigation of the alleged unsatisfactory conditions at the Jail, to preserve the safety

1 of the inmate residents and Jail employees, and to coordinate resources with
2 municipalities within Fulton County, Georgia that utilize the services at the Fulton County
3 Jail.

4 **BE IT FURTHER RESOLVED**, that, for the purpose of expediting resources to
5 support remedial measures, it is necessary to grant to the Fulton County Manager all the
6 power necessary to support the Sheriff's office in ensuring the safety and security of the
7 Jail inmate residents, employees, and infrastructure during this public emergency.

8 **BE IT FURTHER RESOLVED**, that the Fulton County Manager, in order to support
9 the Sheriff's office in expediting the implementation of remedial measures, is granted the
10 authority to execute any necessary documents, including but not limited to contracts and
11 memoranda of understanding, during this public emergency, after approval of the
12 documents as to form by the County Attorney.

13 **BE IT FURTHER RESOLVED**, that in conjunction with this Resolution, the Board
14 of Commissioners of Fulton County instructs the Chairman of the Fulton County Board of
15 Commissioners to sign and effectuate the Declaration of Emergency attached to this
16 Resolution as Exhibit A;

17 **BE IT FINALLY RESOLVED**, that this Resolution shall become effective upon
18 adoption and shall continue until further notice.

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20 **PASSED AND ADOPTED** by the Board of Commissioners of Fulton County,
21 Georgia, this 18th day of December, 2024.

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**FULTON COUNTY BOARD OF
COMMISSIONERS**

SPONSORED BY:

Marvin S. Arrington, Jr.
(District 5)

ATTEST:

Tonya R. Grier
Clerk to the Commission

APPROVED AS TO FORM:

Y. Soo Jo
County Attorney