

**RENEWAL OF MEMORANDUM OF UNDERSTANDING BETWEEN FULTON
COUNTY, GEORGIA AND FRIENDS OF THE DOROTHY C. BENSON
MULTIPURPOSE COMPLEX, INC.**

THIS RENEWAL OF MEMORANDUM OF UNDERSTANDING (“Renewal”) is entered into as of the ____ day of December, 2023, by and between FULTON COUNTY, GEORGIA (“County”) and FRIENDS OF THE DOROTHY C. BENSON MULTIPURPOSE COMPLEX, INC., a non-profit corporation incorporated under the laws of the State of Georgia (“Friends of Benson”), Fulton County and Friends of Benson are each a “Party” and collectively the “Parties”.

WHEREAS, the County owns and maintains the Dorothy C. Benson Senior Multipurpose Facility (“Benson Senior Facility”) and, through the Department of Senior Services, is responsible for the delivery, management, operation and oversight of its senior multipurpose programs and adult day care services and activities at the Benson Senior Facility; and

WHEREAS, the Friends of Benson supports the recreational, intellectual, social, physical and health needs of senior citizens, primarily age 55 and over, and thereby enhances and extends the lives of senior citizens who participate in the programs at the Benson Senior Facility by providing financial and other support through fundraising and other supporting activities as set forth in its organizational documents; and

WHEREAS, on May 16, 2018, the Board of Commissioners passed Resolution 18-0325 adopting a standard Form Memorandum of Understanding (“MOU”) between the County and the Friends groups supporting Senior Centers in order to create uniformity of obligations and ensure compliance with County policies; and

WHEREAS, through Resolution 18-0325, the Board of Commissioners also authorized the County Manager to execute the Form MOUs with the Friends groups supporting Senior Centers; and

WHEREAS, the Parties entered into that certain MOU dated May 15, 2018, by which the Parties agreed to terms for fundraising, rental of facilities, fund disbursement, distribution of vending machine proceeds, auditing, and reporting related to the Benson Senior Facility; and

WHEREAS, the Form MOU provides the following with respect to the Term of the MOU:

(4) *Term.* This MOU shall commence upon its Effective Date and shall continue for five (5) years, which is through December 31, 2023, unless earlier terminated, and this MOU may be renewed as determined by the County Manager for another five (5) year term, with any such renewal period ending on December 31, 2028, the last year of such renewal period authorized by the County Manager.

WHEREAS, the initial Term of the MOU is set to expire on December 31, 2023; and

WHEREAS, the County Manager has determined that renewing the MOU with Friends of Benson is in the County’s best interest, and has hereby renewed the same.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is hereby agreed as follows:

Section 1. Paragraph 4 of the MOU is deleted in its entirety and replaced with a new paragraph 4 to read as follows:

(4) *Term.* This MOU shall commence upon its Effective Date and shall continue for five (5) years, which is through December 31, 2028, unless earlier terminated.

Section 2. Except as modified by this Renewal, all terms and conditions of the MOU shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date first written above.

[SIGNATURES CONTAINED ON THE FOLLOWING PAGE]

**FULTON COUNTY, GEORGIA, on its
own behalf and on the behalf of the
Department of Senior Services**

**FRIENDS OF THE DOROTHY C.
BENSON SENIOR MULTI-
PURPOSE COMPLEX, INC.**

Richard A. "Dick" Anderson
County Manager

Lee Hannah

ATTEST:

Tonya R. Grier, Clerk to the Commission

APPROVED AS TO FORM:

Y. Soo Jo, County Attorney

APPROVED AS TO CONTENT:

Ladisa Onyiliogwu, Director
Department of Senior Services