WHEREAS, the COVID-19 pandemic and other emergency circumstances have highlighted the need for the proper staffing of the Fulton County Probate Court at all times; and

WHEREAS, O.C.G.A. § 15-9-2.1(a)(1) authorizes the chief judge of a probate court to appoint one or more individuals to serve as associate judges of the probate court in probate matters on a full-time or part-time basis subject to the approval of the governing authority of the county; and

WHEREAS, pursuant to O.C.G.A. 15-9-2.1(b), full-time and part-time associate judges of the probate court shall be vested with all of the authority of the judge of the probate court of the county or counties for which the associate judge of the probate court is appointed; and

WHEREAS, upon appointment as a full-time Associate Judge of the Fulton County Probate Court, Marian Parker, will be bound by the same requirements as the full-time elected Probate Judge of Fulton County and must complete all the training requirements that apply to probate court judges; and

WHEREAS, upon appointment, Marian Parker will be charged to oversee contested court matters, and in times of emergency, if a vacancy in the office of the Judge of the Fulton County Probate Court occurs, Marian Parker, as the Associate Judge, shall serve pursuant to O.C.G.A. § 15-9-10 until such vacancy is filled; and

WHEREAS, the Probate Judge of Fulton County has determined that the efficiency and succession planning of the Fulton County Probate Court would be served by the appointment of Marian Parker; and

WHEREAS, Marian Parker, as Associate Judge of the Fulton County Probate Court, shall serve at the pleasure of the current Fulton County Probate Court Judge, and Ms. Parker's appointment, if approved, will be for the duration of the current Probate Court Judge's term, which will expire on January 1, 2025, if she is not re-elected; and

WHEREAS, pursuant to O.C.G.A. § 15-9-2.1 (a) (4), compensation of the associate judges of the probate court shall be fixed by the Judge of the probate court subject to the approval of the governing authority or governing authorities of the county or counties for which the associate judge of the probate court is appointed.

WHEREAS, O.C.G.A. § 15-9-2.1(a)(4) also provides that the salary and any employment benefits of each associate judge shall be paid from county funds; and

WHEREAS, the Fulton County Board of Commissioners approved a proposal presented by the Department of Human Resources Management ("DHRM") on November 17, 2021, in Agenda Item No. 21-0913 to establish new salaries and/or county supplements for elected and appointed officials to the extent allowed by law and where such authority is vested in the Board of Commissioners; and

1 2 3 4	0237 and adopted a Salaries and Suppler	Board of Commissioners approved Agenda Item #22- nents Schedule for elected and appointed officials and Supplements Schedule did not include the annual
5 6 7 8	WHEREAS , the DHRM recommends and the Probate Court Judge of Fulton County agrees, that the salary for an Associate Judge of the Fulton County Probate Court, shall be \$162,801.00 and said amount and the cost of attendant fringe benefits for this position having been confirmed as available in the Probate Court Judge's FY 2023 budget; and	
9 10 11		Il the requirements to serve as an Associate Judge of greed to accept appointment as an Associate Judge of
12 13 14 15	NOW, THEREFORE BE IT RESOLVED, that the Salaries and Supplements Schedule approved by the Fulton County Board of Commissioners as part of Agenda Item #22-0237 on April 13, 2022, is hereby amended to include Associate Probate Court Judge at an annual salary of \$162,801.	
16 17 18 19	BE IT FURTHER RESOLVED , that the Board of Commissioners of Fulton County hereby approves Marian Parker as an Associate Judge of the Fulton County Probate Court with an annual salary of \$162,801.00 with the cost of attendant fringe benefits to be paid by funds allocated to the Probate Court's FY2023 budget.	
20 21	BE IT FURTHER RESOLVED, that said appointment will begin on April 12, 2023, and continue thereafter at the pleasure of the current Fulton County Probate Court Judge.	
22 23 24	BE IT FURTHER RESOLVED, however, that, in no event, shall Marian Parker's term of service as an Associate Judge extend beyond the term of the current Fulton County Probate Court Judge.	
25 26 27 28	BE IT FINALLY RESOLVED, that the Department of Human Resources Management and Finance Department are to create one Associate Judge position in the Fulton County Probate Court which shall be a permanent full-time position to which Marian Parker shall be assigned with the compensation and benefits authorized herein.	
29 30 31 32 33 34 35 36		BOARD OF COMMISSIONERS OF FULTON COUNTY (SEAL) By: Robert L. Pitts, Chairman
J,		

1	ATTEST:
2	
3 4 5 6	Tonya Grier Clerk to the Board of Commissioners
7	APPROVED AS TO FORM:
9	
10 11 12 13	Y. Soo Jo Fulton County Attorney
14 15	https://fc0365.sharepoint.com/CountyAttorney/CALegislation/ProbCt/Resolutions/Associate Probate Judge Position/04.12.23 Resolution to Appoint Assoc Judge (03.21.2023 FCAO Edits – clean copy)