



Fulton County Board of Commissioners

Agenda Item Summary

#20-0622

20-0622

BOC Meeting Date

9/16/20

Requesting Agency
Commissioners (Pitts)

Commission Districts Affected
All Districts

Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

APPROVAL

Requirement for Board Action *(Cite specific Board policy, statute or code requirement)*

Is this Item related to a Strategic Priority Area? *(If yes, note strategic priority area below)*

Is this a purchasing item?

No

Summary & Background

(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)

REQUEST APPROVAL OF A RESOLUTION IN SUPPORT OF THE CONTINUING TRANSITION OF THE FULTON COUNTY BOARD OF HEALTH; AND FOR OTHER PURPOSES. (Pitts)

Contract & Compliance Information

(Provide Contractor and Subcontractor details.)

Agency Director Approval		County Manager's Approval
Typed Name and Title	Phone	
Signature	Date	

Revised 03/12/09 (Previous versions are obsolete)

Agency Director Approval		County Manager's Approval
Typed Name and Title	Phone	
Signature	Date	

Revised 03/12/09 (Previous versions are obsolete)

Solicitation Information	NON-MFBE	MBE	FBE	TOTAL
No. Bid Notices Sent:				
No. Bids Received:				
Total Contract Value	.			
Total M/FBE Values	.			
Total Prime Value	.			
Fiscal Impact / Funding Source	(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)			
.				
Exhibits Attached	(Provide copies of originals, number exhibits consecutively, and label all exhibits in the upper right corner.)			
Source of Additional Information	(Type Name, Title, Agency and Phone)			

Agency Director Approval		County Manager's Approval
Typed Name and Title	Phone	
Signature	Date	

Revised 03/12/09 (Previous versions are obsolete)

Procurement**Contract Attached:**

.

Previous Contracts:

.

Solicitation Number:

.

Submitting Agency:

.

Staff Contact:

.

Contact Phone:

.

Description:.**FINANCIAL SUMMARY****Total Contract Value:**

Original Approved Amount: .

Previous Adjustments: .

This Request: .

TOTAL: .

MBE/FBE Participation:

Amount: . %: .

Amount: . %: .

Amount: . %: .

Amount: . %: .

Grant Information Summary:

Amount Requested: .

☐

Cash

Match Required: .

☐

In-Kind

Start Date: .

☐

Approval to Award

End Date: .

☐

Apply & Accept

Match Account \$: .

Funding Line 1:

.

Funding Line 2:

.

Funding Line 3:

.

Funding Line 4:

.

KEY CONTRACT TERMS**Start Date:**

.

End Date:

.

Cost Adjustment:

.

Renewal/Extension Terms:

.

ROUTING & APPROVALS

(Do not edit below this line)

.	Originating Department:	.	Date: .
.	County Attorney:	.	Date: .
.	Purchasing/Contract Compliance:	.	Date: .
.	Finance/Budget Analyst/Grants Admin:	.	Date: .
.	Grants Management:	.	Date: .
.	County Manager:	.	Date: .

1 **A RESOLUTION IN SUPPORT OF THE CONTINUING TRANSITION OF THE**
2 **FULTON COUNTY BOARD OF HEALTH; AND FOR OTHER PURPOSES.**

3
4 **WHEREAS**, through the adoption of House Bill 885 (Laws 201, Act 467, §
5 1, effective April 27, 2016) in the 2015-2016 Regular Session, the Georgia
6 General Assembly repealed O.C.G.A. § 31-3-3.1, which had allowed Fulton
7 County to operate its public health services through its internal Department of
8 Health and Wellness; and

9 **WHEREAS**, House Bill 885 further provided that the operation of public
10 health services in Fulton County was to transition from being a department within
11 the County to being an independent county board of health similar to the other
12 boards of health around the State of Georgia that were never incorporated into
13 county governments; and

14 **WHEREAS**, Fulton County therefore adopted Resolution Nos. 17-0298
15 and 17-0299 on April 12, 2017, dissolving the Department of Health and
16 Wellness and directing County staff to facilitate the creation of the Fulton County
17 Board of Health as an independent entity; and

18 **WHEREAS**, the Fulton County Board of Health was created as an
19 independent legal entity, with all powers and obligations of a county board of
20 health that are set forth in O.C.G.A. § 31-3-1, et seq. and as may be delegated
21 by the Georgia Department of Public Health and by and through the authorities
22 established in O.C.G.A § 31-2-1, et seq., O.C.G.A. § 26-2-370, et seq., and other
23 state laws as of July 1, 2017; and

24 **WHEREAS**, to facilitate a smooth transition for the new entity, Fulton
25 County and the newly established Fulton County Board of Health entered into an

1 Intergovernmental Agreement (Agenda Item No. 17-0300) for the provision of
2 services and personnel from Fulton County to the Fulton County Board of Health
3 for a period of fifty (50) years; and

4 **WHEREAS,** the Service Level Agreement attached to the
5 Intergovernmental Agreement detailed those specific services that the County
6 would provide to the Fulton County Board of Health, with consideration for the
7 sun-setting of certain services as the Fulton County Board of Health develops the
8 capacity to operate those services on its own; and

9 **WHEREAS,** the Fulton County Board of Health has made great strides in
10 establishing its capacity to handle its own financial, information technology, and
11 human resources systems, among others; and

12 **WHEREAS,** Fulton County and the Fulton County Board of Health are
13 forever seeking the fulfillment of the same goal of ensuring that All People Are
14 Healthy within Fulton County; and

15 **WHEREAS,** greater financial control will enhance the effectiveness of the
16 Fulton County Board of Health; and

17 **WHEREAS,** the transition of financial services from Fulton County to the
18 Fulton County Board of Health is necessary in order to avoid multiple budget
19 close out periods due to the different fiscal year periods of Fulton County and the
20 county boards of health around the state, which currently results in inefficiencies
21 in the administration of the Fulton County Board of Health annual budget due to
22 the need to freeze spending during these close out periods twice a year; and

1 **WHEREAS**, the Board of Commissioners finds that the time is right to
2 encourage and support additional financial responsibility for the Fulton County
3 Board of Health; and

4 **WHEREAS**, Fulton County Code of Laws ("FCC") § 1-117 gives the Board
5 of Commissioners exclusive authority over the affairs of the County, and the
6 Board of Commissioners is authorized to enter into and amend
7 Intergovernmental Agreements with other entities pursuant to GA CONST Art. 9,
8 § 3, ¶ 1.

9 **NOW, THEREFORE, BE IT RESOLVED**, that the Board of
10 Commissioners of Fulton County hereby supports the continuing transition of the
11 Fulton County Board of Health, and directs the Fulton County Department of
12 Finance to fully transfer control and administration of the financial services
13 provided by the County pursuant to the Service Level Agreement to the Fulton
14 County Board of Health, with the requirement that complete transfer of all
15 financial services and administration to the Fulton County Board of Health shall
16 be completed on or before June 30, 2021; and

17 **BE IT FURTHER RESOLVED**, that the Finance Department shall take all
18 necessary steps within ten (10) days after the passage of this Resolution to no
19 longer restrict or oversee the Fulton County Board of Health's ability to direct and
20 prioritize the use of all the revenue, fees, grants and funding that it generates or
21 receives; and

22 **BE IT FURTHER RESOLVED**, that beginning on October 1, 2020, the
23 Chief Financial Officer shall provide and place into the checking account of the

1 Fulton County Board of Health an equal monthly allocation of the budgeted funds
2 allocated by Fulton County for public health activities through the Fulton County
3 Board of Health each fiscal year, rather than providing support on a
4 reimbursement basis; and

5 **BE IT FURTHER RESOLVED**, that the Chief Financial Officer shall work
6 with the District Health Director of the Fulton County Board of Health and her
7 designees to phase out Fulton County's budget close-out responsibilities for the
8 Fulton County Board of Health, and shall ensure financial files and documents
9 are held for the appropriate time for audit purposes and are provided to the
10 Board of Health auditor for prior year single audits in accordance with Generally
11 Accepted Accounting Principles (GAAP).

12 **BE IT FURTHER RESOLVED**, that on or before October 1, 2020, Fulton
13 County and the Board of Health shall negotiate a new formula to reduce the
14 Board of Health's reimbursement to Fulton County to account for those services
15 described in the Service Level Agreement that the County no longer provides, or
16 is phasing out.

17 **BE IT FURTHER RESOLVED**, that the Fulton County Attorney shall be
18 authorized to prepare an amendment to the existing Intergovernmental
19 Agreement and the Service Level Agreement to reflect the transfer of financial
20 controls of the Fulton County Board of Health and the reduction in required
21 services from the County.

BE IT FURTHER RESOLVED, that title to all vehicles given or leased to the Board of Health shall be transferred to the Board of Health effective July 1, 2021.

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

SO PASSED AND ADOPTED, this _____ day of September, 2020.

FULTON COUNTY BOARD OF COMMISSIONERS

ATTEST:

SPONSORED BY:

Tonya R. Grier
Deputy Clerk to the Commission

Robert L. Pitts
Chairman

APPROVED AS TO FORM:

Patrise Perkins-Hooker
County Attorney

P:\CALegislation\BOC\Resolutions\2020 Resolutions\Pitts\08.26 Clean Resolution in Support of Continuing Transition of the Board of Health for 09.02 BOC Meeting final.doc