

1 **A RESOLUTION THAT ANY UNBUDGETED FINANCIAL IMPACT TO FULTON**
2 **COUNTY RESULTING FROM FAILURE TO COMPLY WITH THE PURCHASING CODE**
3 **AND OTHER PROCUREMENT REQUIREMENTS SHALL BE DEDUCTED FROM THE**
4 **BUDGET OF THE NONCOMPLIANT DEPARTMENT, OFFICE, CONSTITUTIONAL**
5 **OFFICER OR ELECTED OFFICIAL, OR OFFSET BY REDUCTION TO SUBSEQUENT**
6 **FISCAL YEAR BUDGETS; AND FOR OTHER PURPOSES.**

7
8 **WHEREAS**, Fulton County, Georgia, (the "County") is a political subdivision of the
9 State of Georgia, existing as such under and by the Constitution, statutes, and laws of
10 the State; and

11 **WHEREAS**, the Fulton County Board of Commissioners is the governing authority
12 of the County, elected by the qualified electors of Fulton County and vested with fiscal
13 and legislative responsibilities necessary to manage the affairs of the County and its
14 services to the public; and

15 **WHEREAS**, all departments and offices within the County and all constitutional
16 officers or elected officials whose budgets are determined and approved by the Board of
17 Commissioners are required to follow the Purchasing Code (Fulton County Code of Laws,
18 § 102-351 *et seq.*) and the Purchasing Requirements (Standard Operating Procedures,
19 rules, and other processes adopted by the Purchasing Department) when obtaining
20 goods and services; and

21 **WHEREAS**, despite these obligations, County departments, offices, constitutional
22 officers or elected officials have sometimes not followed the Purchasing Code and
23 Purchasing Requirements, which has resulted in unbudgeted financial impact to the
24 County; and

25 **WHEREAS**, the Board of Commissioners finds it to be in the best interest of the
26 County to utilize the Purchasing Code and Purchasing Requirements to uniformly obtain
27 all goods and services, and that any unbudgeted financial impact from failure to follow the

Purchasing Code or Purchasing Requirements should be deducted from the budget of the noncompliant department, office, constitutional officer or elected official, or offset by reduction to subsequent fiscal year budgets; and

WHEREAS, pursuant to Fulton County Code § 1-117, the Board of Commissioners has the authority to exercise such powers that are indispensable to their jurisdiction over county matters and county finances.

NOW, THEREFORE, BE IT RESOLVED, that any unbudgeted financial impact resulting from a County department, office, constitutional officer or elected official failing to follow the Purchasing Code or the requirements of the Purchasing Department—including but not limited to interest, late fees for lack of payment, penalties, fines, judgments, or attorney’s fees—shall be deducted from the budget of the noncompliant department, office, constitutional officer or elected official, or offset by reduction to subsequent fiscal year budgets.

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.

PASSED AND ADOPTED by the Board of Commissioners of Fulton County, this 2nd day of October, 2024.

**FULTON COUNTY BOARD OF
COMMISSIONERS**

SPONSORED BY:

Khadijah Abdur-Rahman, Vice Chair
District 6

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3 **ATTEST:**
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6 _____
7 Tonya R. Grier
8 Clerk to the Commission
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13 **APPROVED AS TO FORM:**
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16 _____
17 Y. Soo Jo
18 County Attorney