

1 A RESOLUTION TO APPROVE A FACILITIES USE AGREEMENT BETWEEN
2 FULTON COUNTY, GEORGIA, AND THE ATLANTA INDEPENDENT SCHOOL
3 SYSTEM FOR ELECTION POLLING LOCATIONS; TO AUTHORIZE THE CHAIRMAN
4 TO EXECUTE THE FACILITIES UUSE AGREEMENT AND RELATED DOCUMENTS;
5 TO AUTHORIZE THE COUNTY ATTORNEY TO APPROVE THE FACILITIES USE
6 AGREEMENT AND RELATED DOCUMENTS AS TO FORM AND TO MAKE
7 MODIFICATIONS AS NECESSARY PRIOR TO EXECUTION; AND FOR OTHER
8 PURPOSES.

9 WHEREAS, the Fulton County Board of Registration and Elections, as the Fulton
10 County election superintendent, is responsible for conducting national, state, county and
11 certain municipal elections, and the selection, preparation and equipping of polling
12 locations in Fulton County, Georgia; and

13 WHEREAS, the Fulton County Board of Registration and Elections works to
14 ensure that all eligible and registered voters within the geographical limits of Fulton
15 County, Georgia have convenient access to its polling locations; and

16 WHEREAS, the Georgia Election Code, specifically O.C.G.A. § 21-2-266(a),
17 authorizes the election superintendent of a county to select schoolhouses, municipal
18 buildings or rooms, or other public buildings to be used as polling places and advance
19 voting locations; and

20 WHEREAS, pursuant to the Georgia Election Code, specifically O.C.G.A. § 21-2-
21 266(a), "school, county, municipal or other governmental authorities, upon request of the
22 (election) superintendent of the county . . . shall make arrangements for the use of their
23 property for polling places or advance voting locations"; and

24 WHEREAS, the Fulton County Board of Registration and Elections, as the Fulton
25 County election superintendent, has made a request to the Atlanta Independent School
26 System to utilize their property as polling places and advance voting locations; and

27 WHEREAS, the Atlanta Independent School System is willing to allow Fulton
28 County, on behalf of its Board of Registration and Elections, to utilize certain parts of its
29 facilities to conduct elections; and

30 WHEREAS, it is the mutual desire of Fulton County and the Atlanta Independent
31 School System to execute an agreement that will permit the Fulton County Board of
32 Registration and Elections to use multiple school facilities for the purpose of providing
33 election polling places and advance voting locations in Fulton County, Georgia; and

34 WHEREAS, Article 9, § 2, Par. 1(a) of the Georgia Constitution states in part "[t]he
35 governing authority of each county shall have legislative power to adopt clearly
36 reasonable ordinances, resolutions, or regulations relating to its property, affairs, and

1 local government for which no provision has been made by general law and which is not
2 inconsistent with this Constitution or any local law applicable thereto.”

3 **NOW, THEREFORE, BE IT RESOLVED**, that the Fulton County Board of
4 Commissioners hereby approves the Facilities Use Agreement between Fulton County,
5 Georgia, on behalf of its Board of Registration and Elections, and the Atlanta Independent
6 School System, in substantially the form attached hereto as Attachment “1.”

7 **BE IT FURTHER RESOLVED**, that the Chairman of the Fulton County Board of
8 Commissioners is hereby authorized to execute the Facilities Use Agreement and related
9 documents between Fulton County, Georgia, and the Atlanta Independent School
10 System.

11 **BE IT FURTHER RESOLVED**, that the County Attorney is hereby authorized to
12 approve the Facilities Use Agreement and related documents as to form, and to make
13 such other or additional modifications as are necessary, to protect Fulton County’s
14 interests prior to execution by the Chairman.

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

18 **PASSED AND ADOPTED** by the Board of Commissioners of Fulton County,
19 Georgia, this 7th day of May, 2025.

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22 **FULTON COUNTY BOARD OF**
23 **COMMISSIONERS**
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27 _____
28 Robert L. Pitts, Chairman (At-Large)
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31 ATTEST:
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35 _____
36 Tonya R. Grier, Clerk to the Commission
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1 APPROVED AS TO FORM:

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5 Y. Soo Jo, County Attorney

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