

1 **RESOLUTION PURSUANT TO O.C.G.A. §§ 15-18-19(e)(6), 15-6-27(h) AND 15-6-28**
2 **TO APPROVE SALARY SUPPLEMENTS FOR STATE PAID STAFF IN THE OFFICE**
3 **OF THE DISTRICT ATTORNEY AND STATE PAID STAFF EMPLOYED BY THE**
4 **CHIEF SUPERIOR COURT JUDGE.**
5

6 **WHEREAS**, O.C.G.A. § 15-18-14 authorizes the District Attorney for the Atlanta
7 Judicial Circuit to appoint assistant district attorneys whose salaries are paid by the State
8 and controlled by the State salary schedule and/or rules; and

9 **WHEREAS**, O.C.G.A. § 15-18-14.1 authorizes the District Attorney to appoint
10 investigators whose salaries are paid by the State and controlled by the State salary
11 schedule and/or rules; and

12 **WHEREAS**, O.C.G.A. § 15-18-14.2 authorizes the District Attorney to appoint
13 other personnel whose salaries are paid by the State and controlled by the State salary
14 schedule and/or rules; and

15 **WHEREAS**, O.C.G.A. § 15-6-28 authorizes the Chief Superior Court Judge to
16 employ either a law assistant or court administrator whose salary is paid by the State and
17 controlled by the State salary schedule and/or rules; and

18 **WHEREAS**, the Board of Commissioners of Fulton County, the governing authority
19 for the county comprising the whole of the Atlanta Judicial Circuit, has been authorized to
20 supplement the State salaries of assistant district attorneys, investigators and other
21 personnel employed by the District Attorney pursuant to O.C.G.A. § 15-18-19(e)(6), and
22 law assistants and court administrators employed by the Chief Superior Court Judge
23 pursuant to O.C.G.A. § 15-6-27(h); and

24 **WHEREAS**, effective January 1, 2016, pursuant to O.C.G.A. § 15-18-10.1, any
25 supplement by Fulton County for assistant district attorneys, investigators and other
26 personnel paid by the State shall not exceed \$50,000; and

27 **WHEREAS**, there is no statutory cap on the amount of the supplement for State-
28 paid law assistants and court administrators; and

29 **WHEREAS**, on January 6, 2021, the Board of Commissioners, via Resolution No.
30 21-0024, authorized supplements for only State-paid assistant district attorneys, but not
31 other State-paid personnel of the District Attorney; and

1 **WHEREAS**, on February 6, 2018, the Board of Commissioners, via Agenda Item
2 No. 18-0079, authorized a supplement for a court administrator position for the Superior
3 Court in the amount of \$21,203.

4 **WHEREAS**, the Board of Commissioners recognize that State-paid personnel
5 employed in the District Attorney's Office and the Superior Court are necessary and
6 contribute to the success of the justice system in the Atlanta Judicial Circuit; and

7 **WHEREAS**, the salaries paid by the State are not as competitive as the salaries
8 offered by Fulton County for similar County-funded positions; and

9 **WHEREAS**, the Board of Commissioners believes that providing a supplement
10 funded by Fulton County as allowed by law for those State-paid positions would help
11 attract and retain staff in the Office of the District Attorney and the Superior Court; and

12 **WHEREAS**, allowing county supplements for State-paid positions in the District
13 Attorney's Office and the Superior Court to be processed pursuant to this Resolution in
14 lieu of making individualized requests to the Board of Commissioners promotes efficiency
15 in government.

16 **NOW, THEREFORE, BE IT RESOLVED** that Fulton County may, at the request
17 of the District Attorney of the Atlanta Judicial Circuit, supplement the salaries of
18 individuals in State-paid positions, not to exceed the amount allowed by law.

19 **BE IT FURTHER RESOLVED** that any salary supplements for the District
20 Attorney's State-paid positions that are \$50,000 or more shall not be increased further
21 absent a higher amount allowed by law.

22 **BE IT FURTHER RESOLVED** that Fulton County may, at the request of the Chief
23 Superior Court Judge of the Atlanta Judicial Circuit, supplement the salary of the
24 individual in the State-paid law assistant position or court administrator position.

25 **BE IT FURTHER RESOLVED** that any salary supplement authorized by this
26 Resolution shall be contingent on the availability of funds within the applicable budget.

27 **BE IF FURTHER RESOLVED** that this Resolution shall be retroactive to January
28 1, 2021.

29 **BE IT FINALLY RESOLVED** that all resolutions and parts of resolutions in conflict
30 with this Resolution are hereby repealed to the extent of the conflict.

31 **PASSED AND ADOPTED** this _____ day of _____, 2022.

**FULTON COUNTY
BOARD OF COMMISSIONERS**

Sponsored by:

Natalie Hall
Commissioner, District 4

ATTEST:

Tonya R. Grier
Clerk to the Commission

APPROVED AS TO FORM:

Y. Soo Jo
County Attorney

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