

1 A RESOLUTION BY THE FULTON COUNTY BOARD OF COMMISSIONERS TO
2 PROVIDE FOR THE APPROPRIATION AND DONATION OF \$300,000.00 TO ACCESS
3 REPRODUCTIVE CARE-SOUTHEAST, INC. (ARC), A NON-PROFIT, TO SUPPORT
4 THE REPRODUCTIVE HEALTH CARE SERVICES PROVIDED BY ARC; TO
5 AUTHORIZE THE COUNTY TO ENTER INTO A CONTRACT FOR SERVICES WITH
6 ARC TO EFFECTUATE THE DONATION; TO AUTHORIZE THE CHAIRMAN TO
7 EXECUTE THE CONTRACT FOR SERVICES AND OTHER RELATED DOCUMENTS;
8 TO AUTHORIZE THE COUNTY ATTORNEY TO APPROVE THE CONTRACT FOR
9 SERVICES AS TO FORM AND MAKE CHANGES THERETO PRIOR TO EXECUTION;
10 AND FOR OTHER PURPOSES.

11
12 **WHEREAS**, the United States Supreme Court in *Dobbs v. Jackson Women's*
13 *Health Organization* ("Dobbs") recently overturned *Roe v. Wade*, ("Roe v. Wade"), and
14 related cases that have protected a woman's right to reproductive freedoms, choices, and
15 unrestricted reproductive health care, and the rights of physicians to provide such critical
16 health care, for the previous half-century; and

17 **WHEREAS**, *Dobbs* held in part that the federal constitution does not provide a
18 right to abortion and that abortion should be regulated by states; and

19 **WHEREAS**, recent reversals of the previous long-standing precedents supporting
20 reproductive freedom have resulted in immediate and devastating consequences for
21 women, families, and physicians who have provided reproductive care in Georgia; and

22 **WHEREAS**, limiting access to safe reproductive care has the potential to deepen
23 the divide of health and social inequities, particularly among Black and socioeconomically
24 vulnerable women; and

25 **WHEREAS**, Access Reproductive Care-Southeast, Inc. ("ARC") is an Atlanta,
26 Fulton County based non-profit organization that provides funding and logistical support
27 to ensure Southerners receive safe and compassionate reproductive care; and

1 **WHEREAS**, ARC also provides financial and practical support, including lifts to
2 appointments and travel and accommodation to women seeking reproductive care in
3 Georgia, and throughout the Southeast; and

4 **WHEREAS**, the Fulton County Board of Commissioners wishes to support the
5 mission of ARC to help women seeking safe reproductive care, and/or related health care
6 advice, and desires to help ease the burdens on women served by this charitable non-
7 profit organization; and

8 **WHEREAS**, Fulton County has the power of expenditure granted under the
9 Georgia Constitution at Art. IX, Sec. 4, Para. 2 to “expend public funds to perform any
10 public service or public function as authorized by this Constitution or by law or to perform
11 any other service or function as authorized by this Constitution or by general law”; and

12 **WHEREAS**, Fulton County may make donations to non-profit entities for “purely
13 charitable purposes” so long as the activities funded take place within the county, are in
14 the form of contracts for services, and are not contrary to existing state law, as provided
15 in the Georgia Constitution at Art. IX, Sec. 2, Para. 8, and in the Georgia Code at § 36-1-
16 19.1; and

17 **NOW THEREFORE BE IT RESOLVED**, that the Fulton County Board of
18 Commissioners hereby approves the appropriation and donation of Three Hundred
19 Thousand Dollars and Zero Cents (\$300,000.00) to ARC to support the reproductive
20 health care services provided by ARC.

21 **BE IT FURTHER RESOLVED**, that the Fulton County Board of Commissioners
22 hereby authorizes the County Manager and the County Attorney to negotiate and finalize

1 a contract for services with ARC for ARC's use of the \$300,000.00 within Fulton County
2 to provide reproductive care services.

3 **BE IT FURTHER RESOLVED**, that the Chairman or the County Manager are
4 hereby authorized to execute the resulting agreement and related documents with ARC,
5 after the County Attorney has approved these documents as to form and has made
6 changes thereto that are necessary to protect the interests of Fulton County.

7 **BE IT FURTHER RESOLVED**, that the County Manager is directed to work with
8 the Finance Department to identify and appropriate the \$300,000.00 donation to support
9 the contract for services with ARC.

10 **BE IT FINALLY RESOLVED**, that this Resolution shall become effective upon
11 adoption.

12 **PASSED AND ADOPTED** by the Board of Commissioners of Fulton County, this
13 3rd day of August, 2022.

14 **FULTON COUNTY BOARD OF**
15 **COMMISSIONERS**

16 **SPONSORED BY:**

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19
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21
22 _____
23 Commissioner Natalie Hall (District 4)

24 **ATTEST:**

25
26
27
28
29
30 _____
31 Tonya R. Grier
32 Clerk to the Commission
33

APPROVED AS TO FORM:

Y. Soo Jo,
County Attorney

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