

1 **A RESOLUTION TO TERMINATE, EFFECTIVE IMMEDIATELY, THE**
2 **AGREEMENT FOR TEMPORARY STAFFING SERVICES FOR THE**
3 **DEPARTMENT OF REGISTRATION AND ELECTIONS, BETWEEN FULTON**
4 **COUNTY, GEORGIA, AND HAPPY FACES PERSONNEL GROUP INC.; AND**
5 **FOR OTHER PURPOSES.**

6
7 **WHEREAS**, Fulton County, Georgia is a political subdivision of the State of
8 Georgia, existing as such under and by the Constitution, statutes, and laws of the State;
9 and

10 **WHEREAS**, pursuant to 1989 Ga. Laws 4577, § 14, and O.C.G.A. § 121-2-40(b)
11 the General Assembly has created the Fulton County Board of Registration and Elections
12 “with the powers and duties of the election superintendent relating to the conduct of
13 primaries and elections and with the powers and duties of the board of registrars relating
14 to the registration of voters”; and

15 **WHEREAS**, on July 13, 2022, via Agenda Item Number 22-0480, the Board of
16 Commissioners approved the use of the statewide contract SWC #99999-001-
17 SPD0000136, Temporary Staffing Services and contracted with Happy Faces Personnel
18 Group, Inc., (“HFPG”) to provide temporary staffing services for the Department of
19 Registration and Elections (the “Staffing Agreement”); and

20 **WHEREAS**, section (E)(1) of the terms and conditions of the Staffing Agreement
21 permits Fulton County to immediately terminate the Staffing Agreement upon certain
22 conditions; and

23 **WHEREAS**, section (E)(4) of the terms and conditions of the Staffing Agreement
24 permits Fulton County to terminate the Staffing Agreement for any reason, immediately
25 under certain conditions or upon 30 days’ written notice to HFPG under other conditions;
26 and

WHEREAS, the Board of Commissioners believes it is in the best interest of Fulton County to terminate the Staffing Agreement effective immediately.

NOW, THEREFORE BE IT RESOLVED, the Fulton County Board of Commissioners hereby terminates, effective immediately, the Staffing Agreement, in accordance with section (E)(1) of the terms and conditions of the Staffing Agreement and directs County staff to take all necessary steps to effectuate the termination.

BE IT FURTHER RESOLVED, in the alternative, if immediate termination under the terms of (E)(1) of the Staffing Agreement is not feasible, the Fulton County Board of Commissioners hereby terminates the Staffing Agreement pursuant to section (E)(4) of the Staffing Agreement and directs the Purchasing Department and/or the Department of Registration and Elections, as applicable, to deliver Notice of such termination, under section (E)(4) of the Staffing Agreement, to HFPG.

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

SO PASSED AND ADOPTED, by the Board of Commissioners of Fulton County,
Georgia this 5th day of October, 2022.

FULTON COUNTY BOARD OF COMMISSIONERS

Sponsored by:

Liz Hausmann, Vice-Chairperson
District 1

54 **ATTEST:**

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58 _____
59 Tonya R. Grier
60 Clerk to the Commission

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APPROVED AS TO FORM:

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65 _____
66 Y. Soo Jo
67 County Attorney

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69 P:\CALegislation\BOC\Resolutions\2022 Resolutions\Hausmann\10.5.2022 Resolution to terminate Happy Faces as a Vendor for Elections -
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