



Fulton County

Legislation Details (With Text)

File #: 22-0802 **Version:** 1 **Name:**

Type: Consent - Open & Responsible Government **Status:** Agenda Ready

File created: 10/19/2022 **In control:** Board of Commissioners

On agenda: 11/2/2022 **Final action:**

Title: Request approval of a Resolution approving a License Agreement between Fulton County, Georgia and the Georgia Department of Human Services, Division of Family & Children Services, for the purpose of distributing toys and economic assistance from within a Fulton County-owned real property; to authorize the Chairman or the County Manager to execute the License Agreement; to authorize the County Attorney to approve the License Agreement as to form and to make any modifications prior to execution to protect the County's interests; and for other purposes. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

Sponsors:

Indexes:

Code sections:

Attachments: 1. DFCS-Fulton Fairburn Rd. License Agreement.475 Fairburn Road mg, 2. Exhibit A 475 Fairburn Road Floor Plan, 3. Insurance and Risk Mgt Provisions - Exhibit B State Properties Commission 475 Fairburn Road Toy Drive, 4. Resolution for Fulton County Division of Family Children Services Christmas Toy Drive mg, 5. 2022-0802

Date	Ver.	Action By	Action	Result
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Department

Real Estate and Asset Management

Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

Request approval of a Resolution approving a License Agreement between Fulton County, Georgia and the Georgia Department of Human Services, Division of Family & Children Services, for the purpose of distributing toys and economic assistance from within a Fulton County-owned real property; to authorize the Chairman or the County Manager to execute the License Agreement; to authorize the County Attorney to approve the License Agreement as to form and to make any modifications prior to execution to protect the County's interests; and for other purposes. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

Requirement for Board Action *(Cite specific Board policy, statute or code requirement)*

Pursuant to Fulton County Code § 1-117, the Board of Commissioners has “exclusive jurisdiction and control . . . [i]n directing and controlling all the property of the county, as they may deem expedient, according to law”

Strategic Priority Area related to this item *(If yes, note strategic priority area below)*

Open and Responsible Government

Commission Districts Affected

- All Districts
- District 1
- District 2
- District 3
- District 4
- District 5
- District 6

Is this a purchasing item?

No

Summary & Background *(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)*

Scope of Work: The Georgia Department of Human Services, Division of Family & Children Services, has requested the permission of the Fulton County Board of Commissioners to occupy the County owned real property located at 475 Fairburn Road Atlanta, Georgia for their 2022 toy and assistance distribution location for children that are members of families that are economically disadvantaged. The subject facility was previously used as the West Fulton Mental Health Facility and is currently vacant pending repurposing by the Department of Real Estate and Asset Management.

In accordance with County Policy requiring that all contractual agreements involving Fulton County be in writing, approval of the Fulton County Board of Commissioners is being requested to formalize the terms in which the Georgia Department of Human Services, Division of Family & Children Services will be allowed to occupy the former West Fulton Mental Health Facility at 475 Fairburn Road, Atlanta, Georgia.

The Right of Access License Agreement will commence upon execution by both parties of the Agreement and shall end on December 31, 2022 with no option to extend beyond expiration.

Community Impact: The approval of this agenda item will provide easy access for County residents requiring assistance purchasing toys during the holiday season.

Department Recommendation: The Department of Real Estate and Asset Management recommends approval of the resolution to enter into a License Agreement with the Georgia Department of Human Services, Division of Family & Children Services, for the purpose of granting access to the County owned real property located at 475 Fairburn Road Atlanta, Georgia.

Project Implications: The Fulton County Board of Commissioners' approval of the resolution to execute a License Agreement with the Georgia Department of Human Services, Division of Family & Children Services will allow a state social service agency to temporarily provide community services from a County owned facility during the holiday season.

Community Issues/Concerns: None.

Department Issues/Concerns: None.

History of BOC Agenda Item: At the request of the Department of Real Estate and Asset Management, the Fulton County Board of Commissioners previously approved Agenda Item 18-0867 at the Board of Commissioner's Meeting held November 14, 2018 the ("Initial License Agreement") for the same purpose as being requested here. The Fulton County Board of Commissioners also approved Agenda Item 19-0951 at the Board of Commissioner's Meeting held November 20, 2019, Agenda Item 20-0781 at the November 4, 2020 and, most recently, Agenda Item 21-0856 approved at the November 3, 2021 meeting for the same purpose as being requested here.