



Fulton County Board of Commissioners

# Agenda Item Summary

## Commissioners' Items

BOC MEETING DATE

March 3, 2010

ITEM NUMBER (Clerk's Use Only)

#10-0256

REQUESTING AGENCY:

Commissioner Darnell

COMMISSION DISTRICTS AFFECTED

           
 1 2 3 4 5 6 7 All N/A

REQUESTED ACTION:

Approval

ETHICS

REQUIREMENT FOR BOARD ACTION

(cite Board policy, statute, or code requirement)

IS ACTION RELATED TO BOARD GOALS?

 Yes  No (if yes, please describe)

SUMMARY / BACKGROUND

**10-0256** Request approval of a Resolution directing the County Manager and Purchasing Director to develop administrative regulations for the disclosure of campaign contributions by entities seeking County contracts. (Darnell) (HELD 2/17/10)

Fiscal Impact and Source of Funds:

Exhibit(s)

Contact Information

County Manager's Approval

SOURCE OF ADDITIONAL INFORMATION (STAFF CONTACT NAME AND TITLE)

PHONE

DIRECTOR'S SIGNATURE:

DIRECTOR'S NAME AND TITLE

PHONE

1           **RESOLUTION DIRECTING THE COUNTY MANAGER AND**  
2           **PURCHASING DIRECTOR TO DEVELOP ADMINISTRATIVE**  
3           **REGULATIONS FOR THE DISCLOSURE OF CAMPAIGN**  
4           **CONTRIBUTIONS BY ENTITIES SEEKING COUNTY CONTRACTS**  
5  
6

7           **WHEREAS**, it is essential to the proper operations of Fulton County  
8 Government that the business of the County be conducted in an environment  
9 that is free from both actual impropriety and the appearance of impropriety; and

10          **WHEREAS**, each year, the Fulton County Board of Commissioners  
11 considers and decides upon the award of contracts with private persons and  
12 entities for goods and services needed for County governmental purposes; and

13          **WHEREAS**, in the aggregate, such contracts annually amount to the  
14 expenditure of tens of millions of taxpayer dollars; and

15          **WHEREAS**, in the zoning context, state law (O.C.G.A. § 36-67A-1, *et*  
16 *seq.*) requires both applicants for rezoning and opponents of rezoning to disclose  
17 certain campaign contributions made to any local government official(s) who will  
18 consider the rezoning application; and

19          **WHEREAS**, no similar state law or County ordinance presently requires  
20 such disclosure in the context of County purchasing or contracting; and

21          **WHEREAS**, the Board of Commissioners finds that the public trust and  
22 principles of open government will be better served by requiring the disclosure of  
23 campaign contributions by persons or entities seeking contracts with Fulton  
24 County;

25          **NOW, THEREFORE, BE IT RESOLVED**, that the Board of  
26 Commissioners hereby directs the County Manager and Purchasing Director to

1 develop, within thirty (30) days, administrative regulations to require persons and  
2 entities seeking contracts through the Fulton County purchasing process to  
3 disclose campaign contributions made to any current member of the Fulton  
4 County Board of Commissioners.

5 **BE IT FURTHER RESOLVED**, that such disclosure forms shall be  
6 included in the materials provided to the Board of Commissioners in advance of  
7 the Board's consideration of the procurement matter in question.

8 **BE IT FURTHER RESOLVED**, that this Resolution shall become effective  
9 upon adoption, and all Resolutions and parts of Resolutions in conflict with this  
10 Resolution are hereby repealed to the extent of the conflict.

11 **SO PASSED AND ADOPTED**, this \_\_\_\_\_ day of January, 2010.

12 **SPONSORED BY:**

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15  
16 \_\_\_\_\_  
17 Emma I. Darnell, Commissioner  
18 District 5

19  
20 **ATTEST:**

21 **APPROVED AS TO FORM:**

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25 \_\_\_\_\_  
26 Mark Massey, Clerk to the Commission R. David Ware, County Attorney  
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