

RESOLUTION

A RESOLUTION BY THE GOVERNING AUTHORITY OF DEKALB COUNTY, GEORGIA, TO REAFFIRM THE COMMISSION'S RIGHT TO MANAGE COMMISSION PERSONNEL INCLUDING SETTING SALARIES AS OUTLINED IN SECTION 13(d) OF THE COUNTY'S ORGANIZATIONAL ACT

WHEREAS, Section 13, Powers and Duties of the Chief Executive, Section D, of the DeKalb County Organizational Act states that subject to budgetary and Merit System limitations, the Chief Executive Officer (CEO) has the authority to appoint, remove, and fix the compensation of all employees and officials of the County, except the employees of the Commission, and other elected officials; and

WHEREAS, this language outlines that the County CEO, Executive Assistant, or his or her designee has no legal control over the personnel employed by the Board of Commissioners' department or specifically any commission district and does not have the authority to set or determine the salaries of such employees; and

WHEREAS, any delays or misalignment in executing the Commission's authority of setting employee salaries has the consequence of delaying a Commissioner's or the administrative authority of the Board of Commissioners department intent for payroll, placing unnecessary administrative burdens on the department, and potentially disrupting district or administrative operations; and

WHEREAS, these inefficiencies and delays can negatively impact the ability of the Commission to fulfill its legislative and administrative responsibilities, thereby reducing its capacity to serve the residents of DeKalb County effectively;

NOW, THEREFORE, BE IT RESOLVED, by the DeKalb County Board of Commissioners that:

1. The Board affirms the provisions of Section 13(d) of the DeKalb County Organizational Act, emphasizing the Chief Executive, Executive Assistant, or his or her designee's lack of authority to appoint, remove, and fix the compensation of the Commission's employees.
2. The Board recognizes the critical importance of verification by the Office of Management and Budget and the administrative responsibilities of the Merit System needed to ensure adherence to these provisions, minimize potential administrative burdens, avoid payroll processing delays, and guarantee the smooth and efficient operation of the Commission.
3. The Board calls upon the Chief Executive Officer, Executive Assistant, and his or her designee to respect the Commission's wishes regarding personnel pay decisions and recognize any potential budgetary or Merit System regulations regarding payroll and salaries.

ADOPTED by the DeKalb County Board of Commissioners, this ____ day of _____, 2024.

MEREDA DAVIS JOHNSON

Presiding Officer
Board of Commissioners
DeKalb County, Georgia

APPROVED by the Chief Executive Officer of DeKalb County, this ____ day of _____, 2024.

MICHAEL L. THURMOND

Chief Executive Officer
DeKalb County, Georgia

ATTEST:

APPROVED AS TO FORM:

BARBARA SANDERS-NORWOOD, CCC

Clerk to the Board of Commissioners and
Chief Executive Officer
DeKalb County, Georgia

VIVIANE H. ERNSTES

County Attorney
DeKalb County, Georgia