

PUBLIC NOTICE

The Murray County Commissioner will hold a public meeting on Tuesday December 7, 2021, at 9:00 a.m. in the Hearing Room of the Murray County Annex. The public is invited and encouraged to attend.

TENATIVE AGENDA

1. Call to Order
 2. Approval of Minutes of Prior Meetings
 3. Approval of Agenda
 4. New Business
-
- A. Approval of Murray County Land Use and Development Planning Commission Meeting minutes
 - B. Amendment: Chapter 26, Environmental Article VII Code of Ordinances re post development stormwater management & potential stormwater treatment – 1st Reading
 - C. Amendment: Chapter 26, Article II Noise Control, re muffler requirements and use of engine brakes prohibited – 2nd Reading
 - D. MS4 annual update
 - E. Resolution: Supporting reform to Georgia's annexation dispute resolution law
 - F. Resolution: Agreeing to be bound by the Memorandum of Understanding between the State of Georgia and certain manufactures accountable for the opioid epidemic

Adjourn

Commissioner Available for Questions or Comments

GEORGIA, Murray County

MINUTES

The Murray County Commissioner held a public meeting Tuesday December 7, 2021 at 9:00A.M. in the hearing room of the Murray County Annex.

Commissioner Hogan called the meeting to order and welcomed those in attendance.

Under new business the following items were addressed and approved.

A. Approval of Murray County Land Use and Development Planning Commission Meeting minutes (documents are stored in the 2021 Auxiliary Files)



**MURRAY COUNTY
COMMISSIONER'S OFFICE**
P.O. Box 1129 • 121 North 4th Ave., Chatsworth, GA 30705
Telephone 706-517-1400 • Fax 706-517-5193
www.murraycountyga.org

December 7, 2021

Mr. David McDaniel
1975 Hwy. 52 East
Chatsworth, GA 30705

RE: Murray County Land Use Planning Commission Meeting November 16, 2021.

Dear Mr. McDaniel:

I have reviewed the actions of the Commission taken at the November 16, 2021 meeting. I support the Commission's actions as being in the best interest of Murray County.

Sincerely,

Greg Hogan,
County Commissioner



**MURRAY COUNTY LAND USE
PLANNING COMMISSION**
P.O. Box 1129 / 121 N. 4th Avenue,
Chatsworth, Georgia 30705
(706) 517-1400 ext. 1208 or 1231 Fax (706) 517-5893
dbarnes@murraycountyga.gov

November 17, 2021

Mr. Greg Hogan
Murray County Commissioner
121 N. 4th Avenue
Chatsworth, GA. 30705

Mr. Hogan,

Attached is a copy of the Murray County Land Use Planning Commission meeting minutes of November 16, 2021. Upon review, your approval/ and/or comments would be greatly appreciated.

Respectfully,

David McDaniel



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PLANNING COMMISSION**
P.O. Box 1129 / 121 N. 4th Avenue
Chatsworth, Georgia 30705
(706) 517-1400 ext. 1208 or 1231 Fax (706) 517-5893
dbarnes@murraycountyga.gov

**Murray County Land Use
Planning Commission Meeting
Tuesday November 16, 2021 - 7:00 PM**

AGENDA

CALL TO ORDER

1. Approve Agenda
2. Approval of Minutes of Last Meeting
3. Old Business
4. New Business

Item 1. Re/Classification of Property
From: RR to AG
Address: 483 McEntire Road
Acres: 5
Land Lot: 166 District: 8
Map & Parcel: 0072 002

Item 2. Re/Classification of Property
From: SR to AG
Address: 1273 Bee Parsons Road
Acres: 15.8
Land Lot: 308 District: 9
Map & Parcel: 0069 026

Item 3. Re/Classification of Property
From: SR to AG
Address: 430 Ben Adams Road
Acres: 6.92
Land Lot: 51 District: 8
Map & Parcel: 0070 035

Item 4. Re/Classification of Property
From: SR to AG
Address: Norton Bridge Road
Acres: 15.48
Land Lot: 28 District: 9
Map & Parcel: 0027B 224



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Minutes

Murray County Land Use Planning Commission Meeting
November 16, 2021

The Chairman, David McDaniel, called the meeting to order at 7:00 pm, November 16, 2021. Other members present were Heath Harrison, Terry Wilson, Edward Dunn, Dick Barnes, Land Use Administrator and Debra Ellis, Land Use Secretary.

The first order of business on the agenda was to approve the agenda. Mr. Harrison made a motion to approve the agenda. Mr. Wilson seconded the motion. The motion carried.

The next order of business was to approve the Minutes of the last meeting. Mr. Dunn made the motion to approve the minutes as written. Mr. Harrison seconded the motion. The motion carried.

There was no Old Business. New business was next on the agenda.

Item 1 of new business was the Re/Classification of property from RR to AG located in Land Lot 166, District 8, located at McEntire Road; consisting of 5 acres, owned by Ashley Hermes. The Chairman asked if Ms. Hermes was present. Ms. Hermes was present. Mr. McDaniel asked Mrs. Ellis had all proper notifications been made. Mrs. Ellis stated they had. The Chairman asked Mr. Barnes if this proposal was in order for granting. Mr. Barnes stated the proposal is in order for granting. Mr. Barnes stated this is a mixed-use residential area with Agriculture mixed in. He also stated the property meets the minimum requirements. He stated approval is recommended. Mr. McDaniel opened the public hearing and asked Ms. Hermes to proceed with her presentation.

Ms. Hermes stated she would like to build a home on the property and have a few goats, chickens, and a pig.

The Chairman thanked Ms. Hermes for her presentation. Mr. McDaniel asked Mrs. Ellis to enter the proposal into the record. Mr. McDaniel then asked if there was anyone there in favor of the proposal wishing to address the Council. There was no one. He asked if there was anyone opposed to the proposal that would like to address the Council. There was no one.

The Chairman closed the public portion of the meeting for discussion and a motion. Mr. Dunn made a motion to approve this proposal. Mr. Harrison seconded the motion. The motion carried.

Item 2 of new business was the Re/Classification of property from SR to AG, located in Land Lot 308, District 9, located on Bee Parsons Road; consisting of 15.8 acres, owned by William and Sherri Dayton. The Chairman asked if Mr. Dayton was present. Mr. Dayton was present. Mr. McDaniel asked Mrs. Ellis had all proper notifications been made. Mrs. Ellis stated they had. The Chairman asked Mr. Barnes if this proposal was in order for granting. Mr. Barnes stated the proposal is in order for granting. He stated the area is a mixed-use Residential with heavy Agriculture. He stated the property more than meets the requirements to be zoned

Agriculture. Mr. Barnes stated approval is recommended. Mr. McDaniel opened the public hearing and asked Mr. Dayton to proceed with his presentation.

Mr. Dayton stated he and his wife had raised their family in Murray County, then moved to Gilmer County. He stated he had a farm in Gilmer and would like to move the farm and his family back to Murray County. Mr. Dayton stated he did not know at the time of purchase that he had to rezone the property in order to have the animals. He stated he would like to move the animals to the property, and then build a house.

The Chairman thanked Mr. Dayton for his presentation. He then asked Mrs. Ellis to enter the proposal into the record. Mr. McDaniel then asked if there was anyone there in favor of the proposal wishing to address the Council. There was no one. He then asked if there was anyone opposed to the proposal that would like to address the Council.

At that time Mary Parsons, 984 Bee Parsons Road stated she did not want a mobile home on the property, but since they are going to build a house, she has no objections.

The Chairman closed the public portion of the meeting for discussion and a motion. Mr. Wilson made a motion to approve the proposal. Mr. Harrison seconded the motion. The motion carried.

Item 3 of new business was the Re/Classification of property from SR to AG, located in Land Lot 51, District 8, located at 430 Ben Adams Road; consisting of 6.92 acres, owned by Greg Wilbanks. Representing Mr. Wilbanks was his wife, Marty. The Chairman asked if Mrs. Wilbanks was present. Mrs. Wilbanks was present. Mr. McDaniel asked Mrs. Ellis had all proper notifications been made. Mrs. Ellis stated they had. The Chairman asked Mr. Barnes if this proposal was in order for granting. Mr. Barnes stated the proposal is in order for granting. He stated the area is a mixed use Residential with heavy Agriculture. He further stated approval is recommended. Mr. McDaniel opened the public hearing and asked Mrs. Wilbanks to proceed with her presentation.

Mrs. Wilbanks stated that her husband had had a stroke and she is unable to work. She stated that their house had burned, and they would like the property rezoned so they can put a mobile home on it.

The Chairman thanked Mrs. Wilbanks for her presentation. He then asked Mrs. Ellis to enter the proposal into the record. Mr. McDaniel then asked if there was anyone there in favor of the proposal wishing to address the Council. There was no one. He then asked if there was anyone opposed to the proposal that would like to address the Council. There was no one. The Chairman closed the public portion of the meeting for discussion and a motion. Mr. Harrison made a motion to approve the proposal. Mr. Wilson seconded the motion. The motion carried.

Item 4 of new business was the Re/Classification of property from SR to AG, located in Land Lot 28, District 9, located at Norton Bridge Road; consisting of 15.48 acres, owned by Betty Hammontree. Representing Mrs. Hammontree was Donna Cunningham. The Chairman asked if Ms. Cunningham was present. Ms. Cunningham was present. Mr. McDaniel asked Mrs. Ellis had all proper notifications been made. Mrs. Ellis stated they had. The Chairman asked Mr. Barnes if this proposal was in order for granting. Mr. Barnes stated the proposal is in order for granting. He stated the property meets the minimum requirements for Agriculture. Mr. Barnes stated the property has lowlands and flood areas and cannot be used for a subdivision. He further stated this area is heavy with Rural Residential zoning. Mr. Barnes stated approval is recommended. Mr. McDaniel opened the public hearing and asked Ms. Cunningham to proceed with her presentation.

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Ms. Cunningham stated she was representing her ninety-five-year-old Mother, which is in the process of selling the property. She stated the property needed to be zoned Agriculture in order for the purchase to be completed, because the buyer has horses they would like to have on the property.

The Chairman thanked Ms. Cunningham for her presentation. He then asked Mrs. Ellis to enter the proposal into the record. Mr. McDaniel then asked if there was anyone there in favor of the proposal wishing to address the Council. There was no one. He then asked if there was anyone opposed to the proposal that would like to address the Council. There was no one. The Chairman closed the public portion of the meeting for discussion and a motion. Mr. Harrison made a motion to approve the proposal. Mr. Dunn seconded the motion. The motion carried.

Mr. Harrison made the motion to adjourn the meeting. Mr. Dunn seconded the motion. The motion carried.

Respectfully Submitted,


Debra Ellis
Land Use Secretary

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AMENDMENT
TO
THE CODE OF MURRAY COUNTY

STATE OF GEORGIA COUNTY OF MURRAY

WHEREAS, the Commissioner of Murray County has determined that it is in the best interest of the public to amend the Murray County Code, and

WHEREAS the Commissioner of Murray County finds such amendments to be useful, necessary, and proper, and protective of the environment, and the health, welfare, and safety of the public, and

NOW THEREFORE BE IT SO RESOLVED, by the Murray County Commissioner, that the Murray County Code be amended as follows:

Under Chapter 26, Environment, Article VII, Post-Development Stormwater Management, Sec. 26-321, Post-development stormwater management performance criteria, sub section (1) a., shall be amended, and shall read as follows:

a. The stormwater management system shall be designed to retain the first 1.0 inch of rainfall on site, to the maximum extent practicable. The determination by the site design engineer that is infeasible to apply the stormwater runoff quality/reduction standard, on part or all of the project, must be documented with the site plan review documents. If the first 1.0 inch of rainfall can be retained onsite using runoff reduction methods, then additional water quality treatment is not required. If the first 1.0 inch rainfall cannot be retained on site, the remaining runoff from a 1.2 inch rainfall event must be treated to remove at least 80% of the calculated average annual post-development total suspended solids (TSS) load or equivalent as defined in the GSMM or equivalent manual.

SO ORDAINED AND EFFECTIVE, this the _____ day of _____, 2021

FIRST READING, this the 7th day of December, 2021

SECOND READING, this the _____ day of _____, 2021

By: Greg Hogan
Greg Hogan, Sole Commissioner

Attest: Tommy Parker
Tommy Parker, Clerk

AmendChap26122021

AMENDMENT
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THE CODE OF MURRAY COUNTY

STATE OF GEORGIA COUNTY OF MURRAY

WHEREAS, the Commissioner of Murray County has determined that it is in the best interest of the public to amend the Murray County Code, and

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SO ORDAINED AND EFFECTIVE, this the _____ day of _____, 2021

FIRST READING, this the _____ day of _____, 2021

SECOND READING, this the _____ day of _____, 2021

By: _____
Greg Hogan, Sole Commissioner

Attest: _____
Tommy Parker, Clerk

AmendChap26122021

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SO ORDAINED AND EFFECTIVE, this the _____ day of _____, 2021

FIRST READING, this the _____ day of _____, 2021

SECOND READING, this the _____ day of _____, 2021

By: _____
Greg Hogan, Sole Commissioner

Attest: _____
Tommy Parker, Clerk

AmendChap26122021

B. Amendment: Chapter 26, Environmental Article VII Code of Ordinances re post development stormwater management & potential stormwater treatment – 1st Reading (documents are stored in the 2021 Auxiliary Files)

AMENDMENT
TO
THE CODE OF MURRAY COUNTY
STATE OF GEORGIA COUNTY OF MURRAY

WHEREAS, the Commissioner of Murray County has determined that it is in the best interest of the public to amend the Murray County Code, and

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SO ORDAINED AND EFFECTIVE, this the _____ day of _____, 2021

FIRST READING, this the 7th day of December, 2021

SECOND READING, this the _____ day of _____, 2021

By: Greg Hogan
Greg Hogan, Sole Commissioner

Attest: Tommy Parker
Tommy Parker, Clerk

AmendChap26122021

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STATE OF GEORGIA COUNTY OF MURRAY

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SO ORDAINED AND EFFECTIVE, this the _____ day of _____, 2021

FIRST READING, this the _____ day of _____, 2021

SECOND READING, this the _____ day of _____, 2021

By: _____
Greg Hogan, Sole Commissioner

Attest: _____
Tommy Parker, Clerk

AmendChap26122021

AMENDMENT
TO
THE CODE OF MURRAY COUNTY
STATE OF GEORGIA COUNTY OF MURRAY

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WHEREAS the Commissioner of Murray County finds such amendments to be useful, necessary, and proper, and protective of the environment, and the health, welfare, and safety of the public, and

NOW THEREFORE BE IT SO RESOLVED, by the Murray County Commissioner, that the Murray County Code be amended as follows:

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a. The stormwater management system shall be designed to retain the first 1.0 inch of rainfall on site, to the maximum extent practicable. The determination by the site design engineer that is infeasible to apply the stormwater runoff quality/reduction standard, on part or all of the project, must be documented with the site plan review documents. If the first 1.0 inch of rainfall can be retained onsite using runoff reduction methods, then additional water quality treatment is not required. If the first 1.0 inch rainfall cannot be retained on site, the remaining runoff from a 1.2 inch rainfall event must be treated to remove at least 80% of the calculated average annual post-development total suspended solids (TSS) load or equivalent as defined in the GSMM or equivalent manual.

SO ORDAINED AND EFFECTIVE, this the _____ day of _____, 2021

FIRST READING, this the _____ day of _____, 2021

SECOND READING, this the _____ day of _____, 2021

By: _____
Greg Hogan, Sole Commissioner

Attest: _____
Tommy Parker, Clerk

AmendChap26122021

C. Amendment: Chapter 26, Article II Noise Control, re muffler requirements and use of engine breaks prohibited – 2nd Reading (documents are stored in the 2021 Auxiliary Files)

AMENDMENT
TO
THE CODE OF MURRAY COUNTY

STATE OF GEORGIA

COUNTY OF MURRAY

WHEREAS, the Commissioner of Murray County has determined that it is in the best interest of the public to amend the Murray County Code, and

WHEREAS the Commissioner of Murray County finds such amendments to be useful, necessary, and proper, and protective of the environment, and the health, welfare, and safety of the public, and

NOW THEREFORE BE IT SO RESOLVED, by the Murray County Commissioner, that the Murray County Code be amended as follows:

Under Chapter 26, Article II Noise Control, Sec. 26-35. Exhausts. shall be amended to read as follows:

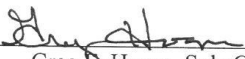
Sec. 26-35. Exhausts.

The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motorboat, or motor vehicle except through a muffler or other device that will effectively prevent loud or explosive noises shall be a violation of this article. The use of a compression release engine brake, compression brake, or decompression brake, shall be a violation of this article.

FIRST READING, this the 2nd day of November, 2021

SECOND READING, this the 24 day of December, 2021

SO ORDAINED AND EFFECTIVE, this the 24 day of December, 2021

By: 
Greg Hogan, Sole Commissioner

Attest: 
Tommy Parker, Clerk to the Commissioner

D. MS4 annual update (documents are stored in the 2021 Auxiliary Files)

**2021 Annual Stormwater Government Officials Updates
Murray County, Chatsworth, and City of Eton**

- **Amnesty Day 2022**

We haven't had Amnesty Day the last two years, and we have good reasons why we haven't been able to do it, but since it is part of our program, we need to either coordinate Amnesty Day in 2022 or replace it with something else in our stormwater program to satisfy our stormwater permit requirements.

- **Post Construction Runoff Reduction Standard**

A new requirement for post – development stormwater runoff has gone into effect this year for sites that require post – construction stormwater management plans. The new standard requires that sites must retain the first one inch of rainfall onsite or determine that it is not feasible to do so. If the site retains the first inch of rainfall, then no additional water quality treatment is required. If it is not feasible then the first 1.2 inches of rainfall must be treated to remove 80% total suspended solids, which is the same as it has always been. Changes to the local stormwater ordinance have been proposed by the Stormwater Coordinator at Chatsworth Water Works Commission to be reviewed by the Municipality. A copy of the letter with proposed changes is attached with this update. This new requirement will have no direct effect on the municipality but could affect site design on some sites by increasing green infrastructure and low impact development practices. These practices usually involve designs that increase stormwater infiltration on the site.

- **Public Works Stormwater GIS**

The Stormwater Coordinator with Chatsworth Water is installing free GIS software called QGIS on computers at public works or associated offices. The software is a mapping software that has the stormwater structures owned or maintained by the municipality. The structures consist of catch basins, pipes, and ditches that carry stormwater from right of way. The software should allow the public works department to identify structures by their ID number for tracking of inspection and maintenance. It is not required that public works use the software, but it is required that we report which structures are inspected and maintained each year, along with the percent inspected. We are required to inspect 100% of structures every five years, have a plan in place as to how we will accomplish those inspections, and report all inspections and maintenance each year in our annual report. It is recommended that we track inspection and maintenance based on the ID number of the structures, because it is the easiest way to isolate the structures; otherwise, we are relying on descriptive text, such as nearest address, which may include multiple structures.

E. Resolution: Supporting reform to Georgia's annexation dispute resolution law (documents are stored in the 2021 Auxiliary Files)

RESOLUTION

Supporting Reform to Georgia's Annexation Dispute Resolution Law

WHEREAS, annexation of unincorporated areas by municipalities may be appropriate to provide public services not otherwise available from the county, but may be abused when its primary objectives are to expand a city's tax base or circumvent a county's land use plan or zoning ordinance;

WHEREAS, the pressure from growth and development is expected to increase in the future and annexation for land use changes may adversely impact neighboring residents, disrupt a county's land use plan, cause significant service delivery challenges, and/or strain existing county infrastructure;

WHEREAS, city governments are neither elected by nor accountable to unincorporated residents and may not duly consider their concerns in making land use decisions impacting them;

WHEREAS, in 2007 the Georgia General Assembly established an annexation dispute resolution procedure to try to help balance these interests while respecting everyone's property rights;

WHEREAS, this dispute resolution procedure has not been changed since its enactment and is long overdue for revisions to further avoid the negative impact on Georgia citizens;

WHEREAS, in 2021, the Georgia House of Representatives adopted House Resolution 222, establishing a Study Committee on Annexation to review the dispute resolution procedure; and

WHEREAS, the House Study Committee held hearings around the state, solicited recommendations from impacted annexation stakeholders, and has issued its final report and recommendations.

NOW, THEREFORE, BE IT RESOLVED by the Murray County Commissioner that this body urges the Georgia General Assembly to follow the recommendations of the 2021 House Study Committee on Annexation and adopt meaningful reforms to Georgia's annexation dispute resolution law during the 2022 legislative session. These changes should:

- revise the procedures of the annexation dispute resolution process;
- empower the Department of Community Affairs to administer this process more effectively; and
- better balance the oftentimes conflicting interests among counties, cities, incorporated and unincorporated citizens, and developers seeking different land uses through annexation. As only State law can help reach this balance, State law must be changed to respect all parties and persons impacted by Georgia's continued population growth.

BE IT FURTHER RESOLVED that a copy of this Resolution be delivered to each member of the Georgia House of Representatives and Senate representing Murray County and made available to ACCG, the public and press.

ADOPTED, THIS 7th **DAY OF** December, 2021


Greg Hogan,
MURRAY COUNTY COMMISSIONER

F. Resolution: Agreeing to be bound by the memorandum of Understanding between the State of Georgia and certain manufacturers accountable for the opioid epidemic (documents are stored in the 2021 Auxiliary Files)

RESOLUTION NO. 01207

A RESOLUTION OF MURRAY COUNTY, GEORGIA ("COUNTY") AGREEING TO BE BOUND BY THE MEMORANDUM OF UNDERSTANDING BETWEEN THE STATE OF GEORGIA AND CERTAIN LOCAL GOVERNMENT ENTITIES CONCERNING THE NATIONAL DISTRIBUTOR AND J&J SETTLEMENTS AND DIRECTING THE EXECUTION OF THE "ACKNOWLEDGMENT AND AGREEMENT TO BE BOUND BY MEMORANDUM OF UNDERSTANDING," "SUBDIVISION DISTRIBUTOR SETTLEMENT PARTICIPATION FORM," AND "JANSSEN SETTLEMENT PARTICIPATION FORM."

WHEREAS, the County initiated litigation against certain manufacturers and distributors of prescription opioids in *In re: National Prescription Opiate Litigation*, MDL 2804, to hold them accountable for the opioid epidemic and to seek equitable and monetary relief;

WHEREAS, opioid distributor defendants McKesson Corporation, AmerisourceBergen Corporation, and Cardinal Health, Inc. ("Settling Distributors"), and opioid manufacturer defendants Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. ("J&J") have separately reached settlement frameworks (otherwise known as the "National Distributor Settlement" and "J&J Settlement") with certain states and local government entities that the State of Georgia and Georgia's local government entities have the option to join;

WHEREAS, the State of Georgia and certain Georgia local government entities seek to enter a Memorandum of Understanding that would enable them to join the National Distributor and J&J Settlements and maximize the recovery to the State of Georgia and Georgia local government entities from those settlements; and

WHEREAS, the County desires to agree to be bound by the Memorandum of Understanding and to participate in the National Distributor and J&J Settlements.

NOW, THEREFORE, BE IT RESOLVED BY THE MURRAY COUNTY BOARD OF COMMISSIONERS, AS FOLLOWS:

Section 1. The County Board of Commissioners, as the governing body of the County, hereby agrees to be bound by the Memorandum of Understanding between the State of Georgia and certain Georgia local government entities concerning the National Distributor and J&J Settlements.

Section 2. The County Board of Commissioners, as the governing body of the County, hereby agrees to participate in the National Distributor and J&J Settlements.

Section 3. The County Board of Commissioners hereby appoints Tommy Parker, County Manager, as the duly-appointed representative of the County for the purposes of agreeing to be bound by the Memorandum of Understanding and participating in the National Distributor and J&J Settlements.

EXHIBIT "A"

Acknowledgment and Agreement to Be Bound By Memorandum of Understanding

Section 4. The County Board of Commissioners directs the duly-appointed representative of the County to execute the "ACKNOWLEDGMENT AND AGREEMENT TO BE BOUND BY MEMORANDUM OF UNDERSTANDING," attached hereto and incorporated herein as Exhibit A.

Section 5. The County Board of Commissioners directs the duly-appointed representative of the County to execute the "Subdivision Distributor Settlement Participation Form," attached hereto and incorporated herein as Exhibit B.

Section 6. The County Board of Commissioners directs the duly-appointed representative of the County to execute the "Janssen Settlement Participation Form," attached hereto and incorporated herein as Exhibit C.

Section 7. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. This Resolution shall be in full force and effect from and after its adoption as provided by law.

This Resolution was introduced, seconded and adopted at a duly convened meeting of the Murray County Board of Commissioners, held on December 7, 2021.

 Sole Commissioner
Chairman, Board of Commissioners

ATTEST:

County Attorney

EXHIBIT 1

ACKNOWLEDGEMENT AND AGREEMENT
TO BE BOUND BY MEMORANDUM OF UNDERSTANDING

WHEREFORE, the undersigned, as a duly-appointed representative of the below-referenced entity, acknowledges the following:

- Murray County, Georgia has received the State of Georgia and Local Governments: Memorandum of Understanding Concerning National Distributor and Johnson & Johnson Opioid Settlements.
- The undersigned is a duly-appointed representative of Murray County, Georgia, and has the authority to execute this document and bind Murray County, Georgia to the Memorandum of Understanding.
- Murray County, Georgia is either represented by legal counsel, or has the ability to obtain advice from legal counsel, concerning the contents and implication of the Memorandum of Understanding.
- The undersigned, on behalf of Murray County, Georgia, understands and acknowledges the terms of the Memorandum of Understanding, and Murray County, Georgia agrees to be bound by its terms.
- No party is under duress or undue influence.



Name Tommy Parker
Title County Manager
Date 12/07/2021
Entity Murray County, Georgia

EXHIBIT "B"

Subdivision Distributor Settlement Participation Form

Subdivision Distributor Settlement Participation Form

Governmental Entity: Murray County Government	State: Georgia
Authorized Official: Tommy Parker	
Address 1: 121 N. 4th Ave	
Address 2: P O Box 1129	
City, State, Zip: Chatsworth, GA, 30705	
Phone: 706-517-1400 X-1367	
Email: tparker@murraycountyga.gov	

The governmental entity identified above ("Governmental Entity"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated July 21, 2021 ("Distributor Settlement"), and acting through the undersigned authorized official, hereby elects to participate in the Distributor Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Distributor Settlement, understands that all terms in this Participation Form have the meanings defined therein, and agrees that by signing this Participation Form, the Governmental Entity elects to participate in the Distributor Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, secure the dismissal with prejudice of any Released Claims that it has filed.
3. The Governmental Entity agrees to the terms of the Distributor Settlement pertaining to Subdivisions as defined therein.
4. By agreeing to the terms of the Distributor Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Distributor Settlement solely for the purposes provided therein.
6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Distributor Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Distributor Settlement.

7. The Governmental Entity has the right to enforce the Distributor Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Distributor Settlement, including, but not limited to, all provisions of Part XI, and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Distributor Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Distributor Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Distributor Settlement.
10. In connection with the releases provided for in the Distributor Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release, and that if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Distributor Settlement.

1. Nothing herein is intended to modify in any way the terms of the Distributor Settlement, to which Governmental Entity hereby agrees. To the extent this Participation Form is interpreted differently from the Distributor in any respect, the Distributor Settlement controls.
11. The effective date of this Participation Form shall be the date on which the State of Georgia enters into the Distributor Settlement. In the event that the State of Georgia elects not to enter into the Distributor Settlement, this Participation Form shall be null and void and shall confer no rights or obligations on the State of Georgia, the Released Entities (as defined in the National Settlement Agreement dated July 21, 2021), or the Governmental Entity.

I have all necessary power and authorization to execute this Participation Form on behalf of the Governmental Entity.

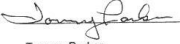
Signature: 
Name: Tommy Parker
Title: County Manager
Date: 12/07/2021

EXHIBIT "C"

Janssen Settlement Participation Form

Janssen Settlement Participation Form

Governmental Entity: Murray County Government	State: Ga
Authorized Official: Tommy Parker	
Address 1: 121 N. 4th Ave	
Address 2: P O Box 1129	
City, State, Zip: Chatsworth, GA, 30705	
Phone: 706-517-1400 X-1367	
Email: tparker@murraycountyga.gov	

The governmental entity identified above ("Governmental Entity"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated July 21, 2021 ("Janssen Settlement"), and acting through the undersigned authorized official, hereby elects to participate in the Janssen Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Janssen Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Janssen Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed.
3. The Governmental Entity agrees to the terms of the Janssen Settlement pertaining to Subdivisions as defined therein.
4. By agreeing to the terms of the Janssen Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Janssen Settlement solely for the purposes provided therein.
6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Janssen Settlement.
7. The Governmental Entity has the right to enforce the Janssen Settlement as provided therein.

8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Janssen Settlement, including but not limited to all provisions of Section IV (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Janssen Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Janssen Settlement shall be a complete bar to any Released Claim.

9. In connection with the releases provided for in the Janssen Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:


General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Janssen Settlement.

10. Nothing herein is intended to modify in any way the terms of the Janssen Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Janssen Settlement in any respect, the Janssen Settlement controls.

11. The effective date of this Participation Form shall be the date on which the State of Georgia enters into the Janssen Settlement. In the event that the State of Georgia elects not to enter into the Janssen Settlement, this Participation Form shall be null and void and shall confer no rights or obligations on the State of Georgia, the Released Entities (as defined in the National Settlement Agreement dated July 21, 2021), or the Governmental Entity.

I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature: 
Name: Tommy Parker
Title: County Manager
Date: 12/07/2021

ADJOURNMENT:

Executed this 7th day of December 2021

ATTEST:

Tommy Parker, County Clerk

Greg Hogan, Commissioner

In Attendance: Greg Hogan, Tommy Parker, Anthony Noles, Billy Childers, Barry Gentry, Jimmy Davenport, Charles Lutin, Jimmy Espy, Donna Flood, Dickie Barnes