

The DeKalb County Commission met in **Special Session** on Tuesday December 20, 2021 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were President Ricky Harcrow, Lester Black and Chris Kuykendall. Shane Wootten and Terry Harris were absent.

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The meeting was called to order by President Harcrow with Mr. Harcrow delivering the invocation.

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It was moved by Mr. Kuykendall, seconded by Mr. Black with all members voting affirmatively, motion carrying to dispense with the reading of the minutes and to accept them as presented in written format.

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### **Opioid Settlement Resolution**

President Harcrow addressed the audience stating today's meeting is a "Special" called meeting for the purpose of adopting a resolution authorizing the County to participate in a settlement with Endo Pharmaceuticals, Inc. as negotiated by the Alabama Attorney General's Office in regards to a class action lawsuit as a result of the opioid epidemic. He stated that the minutes from the last meeting would be reviewed and approved at the Jan. 11<sup>th</sup> meeting. He then called on County Administrator, Matt Sharp to give an overview of the resolution.

Mr. Sharp stated that the settlement is a \$40,000,000 settlement. The state will receive 60% (\$15 million) and local governments will be splitting 40% (\$10 million) on a formula based on opioid prescriptions. As it filters down to individual county governments, DeKalb County's gross distribution would be \$53,133 (less attorney fees which will leave approximately \$35,000). Guidance on how exactly the funds may be spent is being determined. This is the first of several settlements that may be happening and participation is at the recommendation of the Attorney General's office. Mr. Sharp made the request to adopt the Opioid Settlement resolution and for authorization to sign the necessary documents.

Mr. Kuykendall made a motion to approve. Mr. Black seconded the motion. All members voting affirmatively, motion carried for permission to sign any necessary documents and to adopt the following Opioid Settlement Resolution:

**RESOLUTION NO. 21-1220-01**

**A RESOLUTION AUTHORIZING THE COUNTY OF DEKALB TO JOIN THE STATE OF ALABAMA AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN THE ENDO SETTLEMENT**

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Alabama, and the County of DeKalb, Alabama.

WHEREAS, the County of DeKalb has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

WHEREAS, the State of Alabama and some Alabama local governments have filed lawsuits against opioid manufacturers, distributors, and retailers ("Opioid Litigation");

WHEREAS, the State of Alabama has entered into a Settlement Agreement with Endo Health Solutions Inc. and Endo Pharmaceuticals Inc. ("Endo"), which includes the claims for the State of Alabama's local governments, and the County of DeKalb finds the terms of the Settlement Agreement acceptable and in the best interest of the community;

WHEREAS, the State of Alabama has proposed an Endo Settlement Sign-On Agreement to the local governments and the County of DeKalb finds the terms of the Sign-On Agreement acceptable and in the best interest of the community;

WHEREAS, the Settlement Agreement and Sign-On Agreement detail the allocation of Settlement Funds, which the County of DeKalb finds acceptable and in the best interest of the community;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF  
THE COUNTY OF DEKALB, ALABAMA,

Section 1. That the County of DeKalb finds that participation in the Endo Settlement,  
Settlement Agreement and Sign-On Agreement is in the best interest of the County of DeKalb and

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its citizens because such a plan would ensure an effective structure for the commitment of  
Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That the County of DeKalb hereby expresses its support for the Endo Settlement  
and allocation and use of Settlement Funds as generally described in the Settlement Agreement  
and Sign-On Agreement.

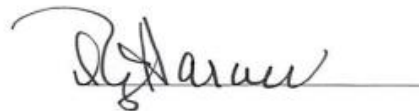
Section 3. That the County of DeKalb's Chief Executive Officer ("Commission  
President" Ricky Harcrow) is hereby expressly authorized to execute the Endo Settlement  
Sign-On Agreement and the Commission President is hereby authorized to execute any formal  
agreements necessary to implement the Endo Settlement and plan for the allocation and use of  
Settlement Funds.

Section 4. That the Commission President is hereby expressly authorized to execute any  
formal agreement and related documents evidencing the County of DeKalb's agreement to the  
settlement of claims [and litigation] specifically related to Endo.

Section 5. That the Commission President is authorized to take such other action as necess  
ary and appropriate to effectuate the County of DeKalb's participation in the Endo Settlement.

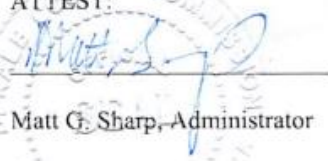
Section 6. This Resolution is effective upon adoption, the welfare of the County of DeKalb,  
Alabama requiring it.

ADOPTED this the 20th day of December, 2021.



Ricky Harcrow, President

ATTEST:



Matt G. Sharp, Administrator

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President Harcrow notified the audience that the next meeting will be on Tuesday, January 11, 2021 and asked for a motion to adjourn.

Mr. Black made a motion to adjourn. The President declared no objections and ordered the meeting adjourned.

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Ricky Harcrow, President

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ABSENT  
Shane Wootten, Commissioner District I

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ABSENT  
Terry Harris, Commissioner District II

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Chris Kuykendall, Commissioner District III

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Lester Black, Commissioner District IV