

# CONCORD TOWNSHIP BOARD OF TRUSTEES

## November Special Meeting

The Concord Township Board of Trustees met in emergency session on Friday, November 19, 2021 at 1:00 pm at the Concord Township Administrative Building, 6385 Home Road, Delaware, Ohio.

Chairman Johnson called the meeting to order. The roll was called and attending were Trustees Bart Johnson and Joe Garrett.

The purpose of the special meeting was to present an emergency resolution due to a potential settlement with Janssen/Johnson & Johnson which would provide potential funding to governments throughout Ohio to assist in abating the opioid epidemic throughout Ohio.

Mr. Johnson moved and Mr. Garrett seconded to adopt emergency Resolution #21-1119 (attached) to accept the material terms of the One Ohio subdivision settlement pursuant to the One Ohio memorandum of understanding and consistent with the terms of the July 21, 2021 National Opioid Settlement Agreement. Upon roll call vote: Garrett-yes, Johnson-yes. Resolution approved.


Mr. Johnson moved and Mr. Garrett seconded to adjourn the meeting. All in favor; meeting adjourned.

ATTEST

  
\_\_\_\_\_  
Fiscal Officer, Jill Davis

BOARD OF TRUSTEES

  
\_\_\_\_\_  
Bart Johnson

  
\_\_\_\_\_  
Joe Garrett

\_\_\_\_\_  
n/a  
Jason Haney

**CONCORD TOWNSHIP, DELAWARE COUNTY, OHIO**

Resolution No. 21- 1119

AN EMERGENCY RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT

AN EMERGENCY RESOLUTION AUTHORIZING the Township Trustee Bart Johnson to execute the Participation Agreement for the OneOhio Subdivision Settlement with Janssen/Johnson&Johnson pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement available at <https://nationalopioidsettlement.com/>.

WHEREAS, the Concord Township, Delaware County, Ohio (herein "Municipality") is a township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Companies accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and Concord Township, Delaware County, Ohio has adopted, and hereby reaffirms its adoption of, a OneOhio Memorandum of Understanding

("MOU") relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, the Board of Trustees understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Companies; and

WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments; and

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by Janssen/Johnson&Johnson to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement; and

WHEREAS, the Concord Township Board of Trustees wishes to agree to the material terms of the proposed National Settlement Agreement with the Proposed Settlement:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE CONCORD TOWNSHIP, DELAWARE COUNTY, OHIO.

Section 1. That Trustee Bart Johnson is authorized to accept the Proposed Settlement on behalf of the Concord Township Board of Trustees, pursuant to the terms of the OneOhio MOU.

Section 2. That it is found and determined that all formal actions of the Board relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all

deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.


Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of Concord Township, Delaware County, Ohio. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

	Yea	Nay
Bart Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joe Garrett	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Jason Haney	<input type="checkbox"/>	<input type="checkbox"/>

Passed Nov. 19, 2021

Attest:

  
Trustees  


  
Fiscal Officer

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