

RESOLUTION

14-0527

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF MILLER COUNTY, GEORGIA, PROVIDING FOR AND APPROVING THE CONVEYANCE OF CERTAIN REAL PROPERTY TO HOSPITAL AUTHORITY OF MILLER COUNTY, GEORGIA

WHEREAS, the Board of Commissioners of Miller County, Georgia, a political subdivision of the State of Georgia, proposes to convey to Hospital Authority of Miller County, a public body corporate and politic of under the laws of the State of Georgia, real property to provide for the expansion of the Authority's operations of health care services to the citizens of Miller County, Georgia; and

WHEREAS, the parties hereto acknowledge and agree that the conveyance will insure the continuation and implementation of health care services to the citizens of Miller County, Georgia and surrounding area in the most effective manner and without the ceasing of services; and

WHEREAS, Miller County, by and through its Board of Commissioners and the Hospital Authority of Miller County, Georgia, consent, concur, and agree to the conveyance; and

WHEREAS, the parties hereto are specifically authorized to convey said property pursuant to the provisions of O.C.G.A. § 36-9-3(f); and

NOW THEREFORE BE IT RESOLVED that Miller County, by and through its Board of Commissioners of Miller County, Georgia, in its special called meeting, hereby and in consideration of the premises and the undertakings set forth, authorize the conveyance as follows:

Section 1. **Authorization of Sale and Conveyance.** The sale and conveyance of certain real property as more fully described in Exhibit "A" attached hereto and made a part hereof by reference to the Hospital Authority of Miller County, Georgia by Miller County, Georgia by and through its Board of Commissioners for the sum of THIRTEEN THOUSAND AND NO/100 DOLLARS (\$13,000.00), be and same is hereby authorized and directed.

Section 2. **General Authority.** The Chairman and Clerk are authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out the provisions of this Resolution, and further are authorized to take any and all further actions and execute and deliver any and all other agreements, instruments, certificates, papers and documents as may be necessary or desirable to affect the transactions contemplated by this Resolution. Such other agreements, instruments, certificates, papers and documents shall be in such form and contain such terms and conditions as may be approved by the Chairman of the Board of Commissioners of Miller County, Georgia, and the execution

of such other agreements, instruments, certificates, papers and documents by the Chairman of the Board of Commissioners of Miller County as herein authorized shall be conclusive evidence of any such approval. The Clerk of the Board of Commissioners be and hereby is authorized to attest the signature of the Chairman of the Board of Commissioners of Miller County Georgia, and impress, imprint or otherwise affix the seal of the Board of Commissioners on any of the agreements, instruments, certificates, papers and documents executed in connection with this Resolution.

Section 3. **No Personal Liability.** No stipulation, obligation or agreement herein contained or contained in the contract or any of the other agreements, instruments, certificates, papers and documents executed in connection with this Resolution shall be deemed to be a stipulation, obligation or agreement of any officer, director, agent, or employee of the Board of Commissioners in their individual capacity, and no such officer, director, agent, or employee of the Board of Commissioners shall be subject to personal liability or accountability by reason of the adoption of this Resolution or the performance of the actions hereby authorized.

Section 4. **Severability of Invalid Provisions.** If any one or more of the agreements or provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such covenants, agreements, or provisions shall be null and void and shall be deemed separate from the remaining agreements and provisions and shall in no way effect the validity of any of the other agreements, instruments, certificates, papers or documents executed in connection with this Resolution.

Section 5. **Conflicts and Ratification.** Any and all resolutions or parts of resolutions in conflict with this Resolution are to the extent of such conflict hereby repealed, and this Resolution shall take immediate effect and shall be in full force and effect from and after its adoption. Any and all prior actions of the County or Board of Commissioners or their officers in connection with the transactions contemplated by this Resolution are hereby approved, ratified and confirmed.

Section 6. **Effective Date.** This Resolution shall become effective immediately upon its adoption.

ADOPTED, this 27th day of May, 2014.

MILLER COUNTY BOARD OF COMMISSIONERS

BY: Kreg Freeman
CHAIRMAN

ATTEST: Dorrah Poore
CLERK