

(Mayor Potter)

CITY OF KIRTLAND

RESOLUTION NO.: 23-R-6

A RESOLUTION AUTHORIZING THE CITY OF KIRTLAND TO “OPT-IN” TO THE NATIONAL OPIOID SETTLEMENTS WITH TEVA, ALLERGAN, CVS, WALGREENS, AND WALMART, AND DECLARING AN EMERGENCY

WHEREAS, the City of Kirtland, Ohio (herein “Municipality”) is a municipal entity 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 Supply Chain Participants 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, Teva, an Opioid Pharmaceutical Supply Chain Participant, has agreed to a national opioid settlement an the amount up to \$3.34 billion over 13 years; and

WHEREAS, Allergan, an Opioid Pharmaceutical Supply Chain Participant, has agreed to a national opioid settlement an the amount up to \$2.02 billion over 7 years; and

WHEREAS, CVS, an Opioid Pharmaceutical Supply Chain Participant, has agreed to a national opioid settlement an the amount up to \$4.90 billion over 10 years; and

WHEREAS, Walgreens, an Opioid Pharmaceutical Supply Chain Participant, has agreed to a national opioid settlement an the amount up to \$5.52 billion over 15 years; and

WHEREAS, Walmart, an Opioid Pharmaceutical Supply Chain Participant, has agreed to a national opioid settlement an the amount up to \$2.74 billion within 6 years; and

WHEREAS, the State of Ohio has opted in to these settlements, and, in order for the City of Kirtland to be an eligible subdivision and obtain any funds, must also opt-in to these settlements;

WHEREAS, the settlement amount for each political subdivision will be determinative upon the amount of states and subdivisions opt-in; and

WHEREAS, Council wishes to opt-in to the proposed settlements.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Kirtland, County of Lake and State of Ohio, that:

Section 1. That Council hereby requests its Director of Law to take any and all steps necessary to opt-in and participate in the settlements with Teva, Allergan, CVS, Walgreens, and Walmart. Council hereby authorizes its Law Director to execute any and all forms or documents in the furtherance of this authorization.

Section 2. That it is found and determined that all formal actions of the Council relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council 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 the City of Kirtland. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

First Reading: _____

Second Reading: _____

Third Reading: _____

DATE PASSED: _____

President of Council

Submitted to the Mayor for his
Approval on this _____ day of
_____, 2023.

ATTEST:

Approved by the Mayor, this ____
day of _____,
2023.

Clerk of Council

Opt-in to National Opioid Settlement with Teva, Allergan, etc.

Mayor Kevin F. Potter