

RESOLUTION NO. 27 , 2021

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE ONEOHIO OPIOID SETTLEMENT AND ENTER INTO THE PARTICIPATION AGREEMENT WITH OPIOID DISTRIBUTORS AMERISOURCEBERGEN, MCKESSON AND CARDINAL HEALTH

WHEREAS, opioid distributors AmerisourceBergen, McKesson and Cardinal Health (“the Distributors”) have proposed a joint settlement (“the Settlement”) to the State of Ohio and its political subdivisions pertaining to the Distributors’ shared liability for the distribution of opioids that was a significant cause of the national opioid crisis that lead to mass addiction and overdose deaths that affected both the State of Ohio and the City of Montgomery; and

WHEREAS, under the Settlement, the Distributors will pay up to \$829,000,000 to the State of Ohio and its political subdivisions over Eighteen (18) years, with most of the money received being restricted in use and earmarked for abatement of the opioid epidemic; and

WHEREAS, the Ohio Attorney General has recommended the political subdivisions of the State of Ohio accept the Settlement; and

WHEREAS, the Law Director and the City Manager recommend that Council vote to accept the Settlement and enter into the Participation Agreement (“the Agreement”) with the Distributors as described and incorporated by reference herein.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. Council hereby accepts the recommendation of the City Manager and the Law Director and authorizes approval of the Settlement and execution

of a proposed Participation Agreement on behalf of the City on or before the Settlement deadline currently set for August 13, 2021.

SECTION 2. The City Manager and the Law Director recommend that City Council authorize settlement of any potential claims against the Distributors pursuant to the terms set forth in the Settlement recommended by the Ohio Attorney General.

SECTION 3. The Montgomery Council hereby directs the City Manager to enter into the Agreement on behalf of the City on or before any Settlement deadline.

SECTION 4. The City Manager is hereby authorized to take all steps necessary to resolve these matters in accordance with the terms of the Settlement and Agreement.

SECTION 5. This Resolution shall be in full force and effect immediately upon adoption.

PASSED: August 4 2021

ATTEST: Connie M. Gaylor
Connie M. Gaylor, Clerk of Council

Christopher P. Dobrozsi
Christopher P. Dobrozsi, Mayor

APPROVED AS TO FORM:

Terrence M. Donnellon
Terrence M. Donnellon, Law Director