

RESOLUTION NO. 15 , 2023

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT THE OPIOID SETTLEMENT AND ENTER INTO THE PARTICIPATION AGREEMENT WITH OPIOID MANUFACTURERS TEVA AND ALLERGAN AND PHARMACIES/DISTRIBUTORS CVS, WALGREENS AND WALMART

WHEREAS, opioid manufacturers Teva and Allergan (“Manufacturers”), and CVS, Walgreens and Walmart (“Pharmacies”) have proposed a joint settlement (“Settlement”) to various states, local subdivisions and special districts including the State of Ohio and its political subdivisions pertaining to the Manufacturers’ and Pharmacies’ 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 Manufacturers and Pharmacies will pay an amount up to an estimated \$20,000,000 to be allocated among the states including the State of Ohio and its political subdivisions, which Settlement payments will be over several 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 Manufacturers and Pharmacies 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 and Release on behalf of the City on or before the Settlement deadline currently set for April 18, 2023.

SECTION 2. The Montgomery Council hereby directs the City Manager to enter into the Participation Agreement on behalf of the City on or before any Settlement deadline.

SECTION 3. 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 4. This Resolution shall be in full force and effect immediately upon adoption.

PASSED: April 5, 2023

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

Craig D. Margolis
Craig D. Margolis, Mayor

APPROVED AS TO FORM:

Terrence M. Donnellon
Terrence M. Donnellon, Law Director