

RESOLUTION NO. 2023-28

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO THE PARTICIPATION AGREEMENTS RELATED TO OPIOID SETTLEMENTS WITH TEVA, ALLERGEN, CVS, WALGREENS, AND WALMART

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

WHEREAS, City Council approved Resolution 2021-40 accepting the terms of the One Ohio Memorandum of Understanding pursuant to the National Opioid Settlement Agreement and authorizing the participation in the settlement with distributors AmerisourceBergen, Cardinal, and McKesson; and

WHEREAS, City Council approved Resolution 2022-03 authorizing the participation in the settlement with opioid manufacturers Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Janssen Pharmaceutica, Inc.; and

WHEREAS additional settlement proposals have since been presented to the State of Ohio and Local Governments by opioid distributors Teva, Allergan, CVS, Walgreens, and Walmart to resolve governmental entity claims in the State of Ohio; and

WHEREAS, the City Solicitor and the City Manager recommend participation in these settlement agreements with the distributors as described and incorporated by reference herein.

Be it resolved by the Council of the City of Blue Ash, Ohio,

SECTION I.

Council hereby authorizes the City Manager to enter into the Participation Agreements and take necessary steps to comply with the terms of the settlement agreements related to the opioid settlements with Teva, Allergan, CVS, Walgreens, and Walmart on or before the settlement deadline currently set for April 18, 2023.

SECTION II.

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 III.

This Resolution shall be in full force and take effect immediately upon its adoption.

PASSED this 23<sup>rd</sup> day of March, 2023.

---

Marc Sirkin, Mayor

---

Jamie K. Eifert, Clerk of Council

APPROVED AS TO FORM:

---

Bryan E. Pacheco, Solicitor