

TEMPORARY RESOLUTION NO. 64-24

PERMANENT RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF LANCASTER, OHIO, TO ACCEPT THE MATERIAL TERMS OF THE NEW NATIONAL OPIOID SETTLEMENT WITH KROGER CO.

WHEREAS, the City of Lancaster, Ohio (herein "Municipality") is a municipal corporation 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, have 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, therefore, the State of Ohio has chosen to participate in a new proposed national opioid settlement with opioid pharmaceutical supply chain participant Kroger Co.; and

WHEREAS, consistent with the previously entered settlements, proceeds from these settlements will be allocated and distributed in accordance with the OneOhio Memorandum of Understanding which the City adopted in Permanent Resolution No. 37-20; and,

WHEREAS, City Council wishes to agree to the material terms of the proposed New National Opioid Settlements with Kroger Co.; now, therefore,

BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That the Mayor is hereby authorized to settle the City's claims against Kroger Co. by participating in the New National Opioid Settlement on behalf of the City of Lancaster, Ohio.

SECTION 2. That the Mayor is further authorized to execute any and all documents necessary to facilitate the New National Opioid Settlement on behalf of the City of Lancaster, Ohio, with Kroger Co. consistent with the OneOhio Memorandum of Understanding allocation and distribution of funds.

SECTION 3. 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 4. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

President of Council

Clerk: _____

Mayor

Offered by: _____

Second by: _____

Requested by Finance Committee