

CITY OF EVERMAN, TEXAS

RESOLUTION NO. 2024-12-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO THE KROGER TEXAS OPIOID SETTLEMENT AND AUTHORIZING THE SUBMISSION OF THE TEXAS SETTLEMENT SUBDIVISION PARTICIPATION AND RELEASE FORM REGARDING THE KROGER TEXAS OPIOID SETTLEMENT AGREEMENT AND FULL RELEASE OF ALL CLAIMS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Everman has previously adopted and approved the Texas Term Sheet and Allocation Schedule regarding the Global Opioid Settlement through the Office of the Attorney General; and

WHEREAS, the City of Everman has received notice of a settlement through the Office of the Texas Attorney General relating to opioid claims against Kroger (the "Kroger Settlement"); and

WHEREAS, the City of Everman can participate in this settlement by adopting and submitting to the Office of the Texas Attorney General on or before December 29, 2024, the Texas Settlement Subdivision Participation and Release Form, attached hereto and incorporated herein by this reference as Exhibit "A" (the "Release Form");

WHEREAS, the City Council of the City of Everman, Texas, (i) finds there is a substantial need for repayment of opioid-related expenditures and payment to abate opioid-related harms in and about the City of Everman, (ii) supports the addition of the Kroger Settlement to those previously adopted; and (iii) supports the adoption and approval the Release Form and finds it to be in the public interest to approve such settlement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS, THAT:

SECTION 1. The City Manager is hereby authorized on behalf of the City to enter into the opioid settlement with Kroger, as that term is defined above and to sign and submit or cause to be submitted said Release Form, attached hereto and incorporated herein by this reference as Exhibit "A" to the Texas Attorney General by email at opioids@oag.texas.gov before December 29, 2024.

SECTION 2. The City Manager is authorized to act on behalf of the City to agree to such future opioid settlement agreements and release of claims negotiated and recommended by the Texas Attorney General that provide for distribution of settlement funds to the City.

SECTION 3. This Resolution shall become effective immediately upon passage.

PASSED AND APPROVED THIS ____ DAY OF DECEMBER, 2024.

APPROVED:

Ray Richardson, Mayor

ATTEST:

Mindi Parks, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney

Exhibit A

[Texas Settlement Subdivision Participation and Release – Kroger]

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