

RESOLUTION NO. 5589-21

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS RELATED TO THE NATIONAL OPIOID SETTLEMENT.

WHEREAS, local governments have been on the frontlines of the opioid epidemic, which has devastated Oregon cities and counties and caused ongoing devastation by the uncontrolled and misleading distribution of millions of addicting opioid pills;

WHEREAS, over 3,000 lawsuits have been filed by cities and counties across the country against opioid manufacturers, distributors, and marketers of opioid drugs;

WHEREAS, ten Oregon counties and the City of Portland filed suit against McKesson, Cardinal Health and AmerisourceBergen (“Distributors”), and manufacturer Janssen Pharmaceuticals, Inc. and its parent company Johnson & Johnson (collectively “J&J”);

WHEREAS, the multiple lawsuits throughout the nation were consolidated and a National Settlement framework was negotiated to settle claims with the Distributors and J&J;

WHEREAS, it is estimated the State of Oregon will receive up to a maximum of \$330 million under terms of a National Settlement;

WHEREAS, to maximize the settlement funds for the State of Oregon, non-litigating local governments must agree to the National Settlement;

WHEREAS, the State of Oregon and local governments have further negotiated an Allocation Agreement to govern the distribution of Oregon’s portion of the National Settlement funds; and

WHEREAS, under the Allocation Agreement, the City of Tualatin could receive National Settlement funds if the City signs both the National Settlement documents and State Allocation Agreement.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUALATIN, OREGON, that:

Section 1. The City Manager, in consultation with the City Attorney, is directed to review the terms and conditions of the National Settlement documents and State Allocation Agreement to determine if it is in the City’s best interest to participate in the National Settlement and State Allocation Agreement.

Section 2. If the City Manager determines it is in the City’s best interest to participate in the National Settlement and State Allocation Agreement, the City Manager is delegated the authority to sign the National Settlement documents, the State Allocation Agreement, and any other documents necessary to effectuate their purpose.

Section 3. This resolution is effective upon adoption.

Adopted by the City Council this ____ day of _____, 2021.

CITY OF TUALATIN, OREGON

BY _____
Mayor

APPROVED AS TO FORM

ATTEST:

BY _____
City Attorney

BY _____
City Recorder