

GARDEN GROVE CITY COUNCIL

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE,
CALIFORNIA, APPROVING PARTICIPATION IN THE NATIONAL OPIOID SETTLEMENT
AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL RELATED
DOCUMENTS

WHEREAS, a settlement has been reached in multi-district litigation in Ohio brought by states and cities against the three largest opioid distributors—McKesson, Cardinal Health and Amerisource Bergen — and the opioid manufacturer Janssen Pharmaceuticals, Inc. (a subsidiary of Johnson & Johnson); and

WHEREAS, the proposed settlement (Settlement) consists of an agreement with the opioid distributors and an agreement with Janssen; and

WHEREAS, under the terms of the Settlement \$21 billion will be paid by the opioid distributors over an 18-year period and Janssen will pay \$5 billion over a 7-year period to states, cities, and counties; and

WHEREAS, under the terms of Settlement, California is scheduled to receive approximately \$2.2 billion, some of which will be distributed to cities and counties; and

WHEREAS, although the City is not a litigating entity involved in this litigation, as a City with at least 10,000 residents, it may opt-in and receive the benefits of the Settlement in exchange for releasing its claims against the opioid distributors and Janssen; and

WHEREAS, the more cities with populations greater than 10,000 in population, such as the City, which opt-in to the agreement will enable their respective counties and states to receive more funds under the incentive structure of the Settlement; and

WHEREAS, opting-in to the settlement will enable to the City receive funds from the Settlement, which can be used to treat opioid use disorder and for other specified purposes related to opioid abatement costs, as defined; and

WHEREAS, the City wishes to agree to the material terms of the proposed Settlement in order to receive monetary payments over an 18-year period to fund opioid abatement costs; and

WHEREAS, jurisdictions must opt-in to the Settlement before January 2, 2022.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDEN GROVE HEREBY RESOLVES AND ORDERS AS FOLLOWS:

SECTION 1. Participation in the National Opioid Settlement. The City Council hereby approves and elects to "opt in" to the settlement agreements reached with distributors McKesson, Cardinal Health, and Amerisource Bergen and with manufacturer Janssen Pharmaceuticals, Inc., a subsidiary of Johnson & Johnson, relating to the National Multi-District Opioid Litigation, as a full participant.

SECTION 2. City Manager Appointment. The City Manager is hereby appointed as the City's Authorized Representative and authorizes the City Manager to take all necessary and reasonable actions to effectuate the City's participation in the settlement and sign all necessary agreements and documents, each following review and approval of the City Attorney.