

RESOLUTION NO. 2022- 19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIDWEST CITY APPROVING PARTICIPATION IN THE DISTRIBUTORS OKLAHOMA SETTLEMENT AGREEMENT

WHEREAS, pharmaceutical opioids have harmed the City of Midwest City, Oklahoma and its citizens; and

WHEREAS, this harm was created and exacerbated by the misconduct and illegal activities of opioid manufacturers and distributors, including McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen (collectively “Settling Distributors”); and

WHEREAS, the City of Midwest City, Oklahoma, with other litigating governments in the State of Oklahoma, filed suit to address and seek recovery for the harms cause to it and its citizens, which suit is Case No. CJ-2019-1596, filed in the District Court of Oklahoma County, State of Oklahoma on March 22, 2019; and

WHEREAS, the Settling Distributors have agreed to settle the claims of the State of Oklahoma and certain Oklahoma subdivisions in the Distributors Oklahoma Settlement Agreement; and

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE MIDWEST CITY COUNCIL, AS FOLLOWS:

THAT that the City of Midwest City, Oklahoma hereby elects to, and approves its participation in, the Distributors Oklahoma Settlement Agreement, authorizes its Mayor, or Vice Mayor, to execute the Settlement Participation Form contained in the Distributors Oklahoma Settlement Agreement as Exhibit G.

THAT the City of Midwest City, Oklahoma further elects to, and approves, its participation in the Memorandum of Understanding Regarding Certain Opioid Litigation Proceeds with the State of Oklahoma (“Sharing Agreement”) and Addendum to the Sharing Agreement Regarding Certain Opioid Litigation Proceeds, and further ratifies its prior actions of legal counsel in executing documents necessary for the City of Midwest City, Oklahoma to participate in the Distributors Oklahoma Settlement Agreement, the Sharing Agreement, and the Addendum to the Sharing Agreement.

PASSED AND APPROVED by the Acting Mayor and Members of the Midwest City Council this 26th day of July, 2022.

CITY OF MIDWEST CITY



ATTEST:

Pat Byrne, Acting Mayor
Vice Mayor

Sara Hancock, City Secretary

APPROVED as to form and legality this 27th day of July, 2022.

Donald D. Maisch, City Attorney