

**RESOLUTION NO. 052-2021**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE TOWN OF PALM BEACH TO JOIN WITH THE STATE OF FLORIDA AND OTHER LOCAL GOVERNMENTAL UNITS AS A PARTICIPANT IN THE FLORIDA MEMORANDUM OF UNDERSTANDING AND FORMAL AGREEMENTS IMPLEMENTING A UNIFIED PLAN.**

WHEREAS, The Town of Palm Beach has suffered harm from the opioid epidemic;

WHEREAS, The Town of Palm Beach recognizes that the entire State of Florida has suffered harm as a result of the opioid epidemic; and

WHEREAS, the State of Florida has filed an action pending in Pasco County, Florida, and a number of Florida Cities and Counties have also filed an action In re: National Prescription Opiate Litigation , MDL No. 2804 (N.D. Ohio) (the "Opioid Litigation") and the Town of Palm Beach is not a litigating participant in that action; and

WHEREAS, the State of Florida and lawyers representing certain various local governments involved in the Opioid Litigation have proposed a unified plan for the allocation and use of prospective settlement dollars from opioid related litigation; and

WHEREAS, the Florida Memorandum of Understanding (the "Florida Plan" ) sets forth sets forth a framework of a unified plan for the proposed allocation and use of opioid settlement proceeds and it is anticipated that formal agreements implementing the Florida Plan will be entered into at a future date; and,

WHEREAS, participation in the Florida Plan by a large majority of Florida cities and counties will materially increase the amount of funds to Florida and should improve Florida's relative bargaining position during additional settlement negotiations; and

WHEREAS, failure to participate in the Florida Plan will reduce funds available to the State, Palm Beach County, the Town of Palm Beach, and every other Florida city and county;

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, as follows:

Section 1. That the Town of Palm Beach finds that participation in the Florida Plan would be in the best interest of the Town of Palm Beach and its citizens in that such a plan ensures that almost all of the settlement funds go to abate and resolve the opioid epidemic and each and every city and county receives funds for the harm that it has suffered.

Section 2. That the Town of Palm Beach hereby expresses its support of a unified plan for the allocation and use of opioid settlement proceeds as generally described in the Florida Plan, attached hereto as Attachment "A."

Section 3. That the Town of Palm Beach is hereby expressly authorized to execute the Florida Plan in substantially the form contained in Attachment "A."

Section 4. That the Town of Palm Beach is hereby authorized to execute any formal agreements implementing a unified plan for the allocation and use of opioid settlement proceeds that is not substantially inconsistent with the Florida Plan and this Resolution.

Section 5. That the Clerk be and hereby is instructed to record this Resolution in the appropriate record book upon its adoption.

Section 6. The clerk of the Town of Palm Beach is hereby directed to furnish a certified copy of this Ordinance/Resolution to the Florida League of Cities

Attorney General Ashley Moody c/o John M. Guard

The Capitol, PI-01

Tallahassee, FL 32399-1050

Section 7. This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** in a regular, adjourned session of the Town Council of the Town of Palm Beach assembled this 11th day of May, 2021.

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Danielle H. Moore, Mayor

ATTEST:

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Queenester Nieves, CMC, Town Clerk