

County Council of Cuyahoga County, Ohio

Ordinance No. O2020-0005

Sponsored by: Councilmembers Brady and Schron	An Ordinance amending Cuyahoga County Code Section 725.01 to clarify that any interest generated by the Opioid Mitigation Fund shall be transferred monthly to the Opioid Mitigation Fund, and declaring the necessity that this Ordinance become immediately effective.
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WHEREAS, Cuyahoga County Code Section 725 empowers Council “to immediately establish a separate fund, called the Opioid Mitigation Fund, for the purpose of collecting and expending any and all funds received by Cuyahoga County as part of any action related to the matter of In Re: National Prescription Opiate Litigation, United States District Court, Northern District of Ohio, Eastern Division, Case No. 1:2017-md-02804. All such monies received as the result of a settlement agreement, trial verdict, court order or some other action related to this lawsuit shall be automatically transferred from the General Fund to the Opioid Mitigation Fund;” and

WHEREAS, the Council determined it was necessary to clarify in Cuyahoga County Code Section 725 that any interest generated by the Opioid Mitigation Fund shall be transferred monthly to the Opioid Mitigation Fund; and

WHEREAS, it is necessary that this Ordinance, as amended, become immediately effective; and

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. Section 725.01 of the Cuyahoga County Code is hereby amended as follows (additions are marked in bold and underlined; deletions are stricken):

Section 725.01 Fund Established

The Fiscal Officer is hereby directed to immediately establish a separate fund, called the Opioid Mitigation Fund, for the purpose of collecting and expending any and all funds received by Cuyahoga County as part of any action related to the matter of In Re: National Prescription Opiate Litigation, United States District Court, Northern District of Ohio, Eastern Division, Case No. 1:2017-md-02804. All such monies received as the result of a settlement agreement, trial verdict, court order or some other action related to this lawsuit shall be automatically transferred

from the General Fund to the Opioid Mitigation Fund. **Any interest generated by the Opioid Mitigation Fund shall be transferred monthly to the Opioid Mitigation Fund.**

SECTION 2. It is found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by Mr. Brady, seconded by Mr. Schron, the foregoing Ordinance was duly enacted.

Yeas: Schron, Conwell, Jones, Brown, Stephens, Simon, Baker, Miller, Tuma, Gallagher and Brady

Nays: None

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County Council President	Date
_____	_____
County Executive	Date
_____	_____
Clerk of Council	Date

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