

County Council of Cuyahoga County, Ohio

Resolution No. R2020-0060

Sponsored by: Council President Brady	A Resolution authorizing and ratifying the County Executive to execute the One Ohio Memorandum of Understanding and any related documentation, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the people of the State of Ohio and its communities have been harmed by the actions taken by certain corporations and entities within the opioid pharmaceutical supply chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain local governments in Ohio, through their elected representatives and counsel, are separately engaged in litigation seeking to hold accountable certain corporations and entities within the opioid pharmaceutical supply chain for the damage caused by their actions; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and local governments in Ohio, through their elected representatives, share a common desire to abate and alleviate the impact of actions taken by certain corporations and entities within the opioid pharmaceutical supply chain; and

WHEREAS, the State of Ohio and its local governments have drafted a One Ohio Memorandum of Understanding (“MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the One Ohio MOU has been collaboratively drafted to ensure the maintenance of all individual claims while also allowing the State of Ohio and its local governments to cooperate in exploring all possible means of resolution; and

WHEREAS, nothing in the One Ohio MOU binds any party to any specific outcome and any proposed resolution reached under the One Ohio MOU will require acceptance and approval by the State of Ohio and local governments; and

WHEREAS, the Cuyahoga County Council wishes to agree to the non-binding One Ohio MOU; and

WHEREAS, the Cuyahoga County Council desires to ratify the County Executive to execute the One Ohio MOU and any related documentation; and

WHEREAS, it is further necessary that this Resolution become immediately effective.

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

SECTION 1. The Cuyahoga County Council hereby authorizes and ratifies, as if the same were duly authorized at the time of its execution, the One Ohio MOU agreeing to cooperate with the State of Ohio and other local governments in exploring all possible means of resolution with corporations or entities within the opioid pharmaceutical supply chain for the damage caused by their actions throughout the State of Ohio.

SECTION 2. The County Executive is hereby authorized to execute a settlement agreement and any other documents to effectuate the One Ohio MOU in accordance with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution 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 Ms. Brown, the foregoing Resolution was duly adopted.

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

Nays: None

County Council President

Date

County Executive

Date

Clerk of Council

Date

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