

Brookville City Council
Special Meeting
August 10, 2021

The Special Meeting of the Brookville City Council was called to order by Mayor Letner at 6:30 p.m. on August 10, 2021. The meeting was held in the City Council Chambers and virtually using the Cisco Webex application. The Pledge of Allegiance was recited. Members Crane, Fowler, Requarth, Schreier, Wilder and Zimmerlin; Manager Keaton, Law Director Stephan and Clerk Duncan were present.

Law Director Stephan administered the Oath of Office to newly appointed City Council Member Jeffery Requarth.

Roll Call by Clerk Duncan.

Motion by Zimmerlin, second by Fowler to approve the Agenda as presented. All yeas, motion carried.

Law Director Stephan reported this Council Meeting is to consider proposed Resolution No. 21-25, which will accept the terms of the One Ohio Subdivision Settlement. Law Director Stephan stated he attended a meeting a few weeks ago in Columbus where this settlement was discussed. The State of Ohio and various local governments have commenced litigation against McKesson Corporation, Cardinal Health, Inc. and AmerisourceBergen Corporation for their role as distributors in the opioid pharmaceutical supply chain. The One Ohio Subdivision Settlement is designed to resolve these pending claims throughout the State of Ohio and to provide an effective means of distributing any potential settlement funds. The percentage of Ohio cities and counties who agree to this settlement will affect how much money the State of Ohio and its subdivisions will receive. About 45% of the funds are in the form of incentive payments, which provide incentives for higher levels of participation, with the goal of getting funds to communities as fast as possible. If 95% participation is reached, the abatement funds could be flowing to the State of Ohio and its subdivisions as early as this year. The distributors will pay an estimated \$804,000,000 to the State of Ohio and its subdivisions. In terms of direct payments to the City of Brookville, it is estimated the City would receive approximately \$30,548 if 70% participation is reached in Ohio and \$43,641 if 100% participation is reached. More importantly, there is a distribution to a regional foundation that will be centered in Miami Valley, which will support programs to address opioid addiction and the problems associated with that for local subdivisions. At a 70% participation level, they will be receiving more than \$22,000,000, and if we get to 100% participation may be receiving more than \$31,000,000. Law Director Stephan stated the settlement also requires the distributors to make significant changes in how they conduct their business; for example, reporting suspicious orders. Finally, the proposed Resolution is an emergency measure because local governments are required to respond by August 13, 2021. There is a case in Ohio that is set for trial in September and therefore they are trying to get this settlement completed this month. Law Director Stephan stated that he and the City Manager, along with the rest of the Staff, support passing this proposed Resolution that will bring some money to the community. More importantly, for the State of Ohio, they will have a significant amount of money to address this crisis.

Member Requarth inquired whether there are any strings on how we spend the money?

Law Director Stephan replied the funds are probably going to need to be directed towards opioid treatment, or our emergency response to that. Those details are not available yet, but there will be some restrictions on the use of this money.

Motion by Requarth, second by Zimmerlin to read proposed Resolution No. 21-25. All yeas, motion carried.

Motion by Requarth, second by Zimmerlin to accept the first reading and adopt Resolution No. 21-25 entitled "A RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021

NATIONAL OPIOID SETTLEMENT AGREEMENT, AND DECLARING IT AN EMERGENCY.” All yeas, motion carried.

Motion by Zimmerlin, second by Fowler to adjourn. All yeas, motion carried.



Kimberly Duncan, Clerk

Charles Letner, Mayor