

RESOLUTION NO. 044-22R

A RESOLUTION ACCEPTING OPIOID SETTLEMENT FUNDS AND AUTHORIZING THE FINANCE DIRECTOR TO ESTABLISH A SPECIAL FUND DESIGNATED AS THE "ONEOHIO OPIOID SETTLEMENT FUND" FOR THE CITY OF SANDUSKY, ERIE COUNTY, OHIO; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City Commission approved 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 authorized participation in the proposed settlement and execution of the related participation forms by Ordinance No. 21-126, passed on August 9, 2021; and

WHEREAS, the City has been notified by the Ohio Attorney General that the first payment of funds from the OneOhio Settlement with the opioid distributors McKesson Corporation, Cardinal Health, Inc. and AmerisourceBergen Corporation is being distributed to eligible local governments including the City of Sandusky; and

WHEREAS, the State Auditor has recommended that each participating subdivision accepting funds from the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc. and AmerisourceBergen Corporation provide legislation that the local government's share of the Ohio Settlement Funds will be placed in a separate fund and be used only for the approved purposes as required by the OneOhio MOU; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to establish the fund as soon as possible as the City is in the process of receiving the settlement funds; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of Municipal Departments, including the Department of Finance, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission hereby accepts the OneOhio Opioid Settlement Funds pursuant to the OneOhio MOU and authorizes and directs the Finance Director to place said funds in a separate fund identified as the "OneOhio

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Opioid Settlement Fund” to be used only for the approved purposes required by the OneOhio MOU.

Section 2. This City Commission authorizes and directs the Finance Director to establish a special fund designated as the "OneOhio Opioid Settlement Fund" pursuant to and in accordance to the OneOhio MOU and Section 5705.09(F) of the Ohio Revised Code.

Section 3. The Finance Director is further authorized to do all things necessary and proper to manage the resources in the fund consistent with the provisions of the fund and the law.

Section 4. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 6. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST: _____

CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: August 22, 2022