



REQUEST FOR COUNCIL ACTION

MEETING DATE: February 6, 2023

PREPARED BY: Administration

AGENDA ITEM: Opt-in to nationwide opioid litigation settlement – Resolution No. 23-032

PREVIOUS ACTIONS:

At the meeting on November 1, 2021 the City Council approved Resolution No. 21-153 authorizing and directing staff and legal counsel to execute required documents for the City of Maple Grove to opt-in to nationwide opioid litigation settlement.

RECOMMENDED COUNCIL ACTION:

Motion to adopt Resolution No. 23-032 authorizing and directing staff and legal counsel to execute required documents for the City of Maple Grove to opt in to a nationwide opioid litigation settlement.

COMMENTS:

In 2021, the City of Maple Grove received notice that Minnesota opted to participate in the nationwide settlement of all opioid litigation brought by states and local political subdivisions against the three largest distributors of pharmaceuticals (McKesson, Cardinal Health, and AmerisourceBergen) as well as one manufacturer (Janssen Pharmaceuticals, Inc.) and its parent company (Johnson & Johnson). At that time, the City Council authorized and directed staff and legal counsel to execute required documents in order for the city to opt-in to that nationwide opioid litigation settlement.

Now, there is a proposed nationwide settlement agreement that has been reached against two pharmaceutical manufacturers, Teva and Allergan, and three pharmacies, CVS, Walgreens, and Walmart. Settlements total over \$20 billion, with approximately \$17 billion to be used by participating states and cities to remediate and abate the impacts of the opioid crisis.

City staff's recommendation is that Maple Grove opt-in to the nationwide opioid settlement, and the City Council authorize legal counsel (Justin Templin) as the designated representative for Maple Grove. Thereby, City Attorney Templin would receive communications, complete the registration process, and execute documents on

behalf of the city related to the settlements. The registration process must be completed no later than April 18, 2023.

For the opt-in, the necessary documents and instructions for next steps will come from the Minnesota Attorney General. The opt-in does not guarantee eligibility or particular payout directly to Maple Grove. More information regarding specific allocations will be available on an ongoing basis as agreements are reached and the numbers of participants are finalized.

The City Council will be kept up to date with regard to the settlement process, potential award for the City of Maple Grove, and any subsequent actions required on behalf of the City Council.

ATTACHMENTS:

Attachment A – Resolution No. 23-032