



Huntsville, Alabama

305 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 7/25/2024

File ID: TMP-4435

Department: Legal

Subject:

Type of Action: Approval/Action

Resolution authorizing the City of Huntsville to join the State of Alabama and other local governments as participants in Settlement Agreements with Kroger in opioid litigation.

Choose an item.

Finance Information:

Account Number: TBD

City Cost Amount: NA

Total Cost: NA

Special Circumstances:

Grant Funded: NA

Grant Title - CFDA or granting Agency: NA

Resolution #: NA

Location: (list below)

Address: NA

District: District 1 ☐ District 2 ☐ District 3 ☐ District 4 ☐ District 5 ☐

Additional Comments:

RESOLUTION NO. 24-_____

A RESOLUTION AUTHORIZING HUNTSVILLE TO JOIN THE STATE OF ALABAMA AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN CURRENT AND FUTURE OPIOID SETTLEMENTS

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Alabama, and Huntsville, Alabama.

WHEREAS, Huntsville has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

WHEREAS, the State of Alabama and some Alabama local governments have filed lawsuits against opioid manufacturers, distributors, and retailers (“Opioid Litigation”);

WHEREAS, the State of Alabama has entered into Settlement Agreements with The Kroger Co., and its related entities (“Kroger”), which include the claims for the State of Alabama’s local governments;

WHEREAS, Huntsville finds the terms of the Kroger Settlement Agreements acceptable and in the best interest of the community;

WHEREAS, the State of Alabama has prepared and presented Settlement Sign-On Agreements to the local governments and Huntsville finds the terms of the Sign-On Agreements acceptable and in the best interest of the community;

WHEREAS, the current Settlement Agreements and Sign-On Agreements will detail the allocation of Settlement Funds, which Huntsville finds acceptable and in the best interest of the community;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF HUNTSVILLE, ALABAMA,

Section 1. That Huntsville finds that participation in the Kroger Opioid Settlements is in the best interest of Huntsville and its citizens.

Section 2. That Huntsville hereby expresses its support for the Settlement of Opioid claims against Kroger and the allocation and use of Settlement Funds as generally described in the Settlement Agreement and Sign-On Agreement because such a plan would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 3. That Huntsville's Mayor is expressly authorized to execute the Kroger Settlement Sign-On Agreements and to execute any formal agreements necessary to implement the Settlements and plan for the allocation and use of Settlement Funds.

Section 4. That Huntsville's Mayor is hereby expressly authorized to execute any formal agreement and related documents evidencing Huntsville's agreement to the settlement of its Kroger claims and litigation related to the Opioid Epidemic.

Section 5. That Huntsville's Mayor is authorized to take such other action as necessary and appropriate to effectuate Huntsville's participation in the Kroger Settlements related to the Opioid Epidemic.

Section 6. This Resolution is effective upon adoption, the welfare of Huntsville, Alabama requiring it.

ADOPTED this the 25th day of July, 2024.

President of the City Council
of the City of Huntsville,
Alabama

APPROVED this the 25th day of July, 2024.

Mayor of the City of
Huntsville, Alabama