

RESOLUTION
AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN
MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE TO POOL NATIONAL
OPIOID LITIGATION SETTLEMENT PROCEEDS FOR OPIOID REMEDIATION

WHEREAS, as of 2019, the opioid epidemic had taken the lives of more than 16,500 North Carolinians, torn families apart, and ravaged communities from the mountains to the coast; and

WHEREAS, the Centers for Disease Control and Prevention estimates the total "economic burden" of prescription opioid misuse alone in the United States is \$78.5 billion a year, including the costs of healthcare, lost productivity, addiction treatment, and criminal justice involvement; and

WHEREAS, Mecklenburg County, among other local governments in North Carolina joined with thousands of other local governments across the country to file lawsuits against opioid manufacturers and pharmaceutical distribution companies to hold those companies accountable for their misconduct; and

WHEREAS, representatives of local North Carolina governments, the North Carolina Association of County Commissioners, and the North Carolina Department of Justice negotiated a settlement on behalf of the State of North Carolina and local governments within the state to provide for the equitable distribution of proceeds resulting from the national settlement; and

WHEREAS, the State and the Local Governments share a common desire to abate, alleviate and remediate the impacts of the misconduct described above throughout North Carolina and in its local communities; and

WHEREAS, a Memorandum of Agreement (MOA) was executed by the North Carolina Department of Justice and agreed upon by local governments which terms of the agreement require any funds received to be utilized only for opioid remediation activities; and

WHEREAS, given the unique role of counties in providing public health services, including those related to fighting drug addiction, some cities and towns have determined that their share of annual distributions, under section B.4.b of the MOA, should be re-directed to the County in which the Town or City is located, and

WHEREAS, under Article 20 of Chapter 160A of North Carolina General Statutes, as amended, cities and counties are authorized to jointly enter into interlocal cooperation undertakings with other local governments for the joint exercise of any power, function, public enterprise, right, privilege, or immunity of local governments in North Carolina;

WHEREAS, pursuant to section B.4.b. of the MOA, the City of Charlotte may direct opioid settlement proceeds governed by the MOA and allocated to the City for remediation to Mecklenburg County along with all rights and responsibilities concerning these proceeds; and.

WHEREAS, Mecklenburg County and the City of Charlotte wish to enter into an Interlocal Agreement, by which the County has agreed to use any opioid settlement proceeds transferred or re-directed from the City for specific strategies identified in Exhibit A of the MOA.

Now Therefore Be It

RESOLVED that the City Council of the City of Charlotte does hereby:

1. Adopt the attached Interlocal Agreement between the City of Charlotte and Mecklenburg County;
2. Authorize the City Manager or his designee to execute the Interlocal Agreement on behalf of the City in substantially the form presented to City Council with technical corrections and minor modifications as he may deem necessary;
3. Authorize the City Manager or his designee to take all actions contemplated in the Interlocal Agreement, including such amendments as are permitted therein; and
4. Directs that this resolution be reflected in the minutes of the Charlotte City Council.

ADOPTED the ____ day of _____, 2023.

Approved as to Form:

City Attorney

ATTEST:

City Clerk