

## RESOLUTION NO. 2023-04-04

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO,  
APPROVING ADDITIONAL SETTLEMENTS WITH PHARMACEUTICAL COMPANIES  
WHICH ARE RELATED TO THE COLORADO OPIOIDS SETTLEMENT MEMORANDUM  
OF UNDERSTANDING (MOU) PREVIOUSLY APPROVED ON OCTOBER 19, 2021 BY  
ADOPTION OF RESOLUTION NO. 2021-10-06**

**WHEREAS**, the Fort Morgan City Council, along with various other Colorado local governments and the State of Colorado, are party Plaintiffs in federal litigation against various pharmaceutical manufacturers and distributors (party "Defendants") regarding the national opioid crisis; and

**WHEREAS**, on August 26, 2021, Colorado Attorney General Philip J. Weiser signed an MOU governing the allocation, distribution, expenditure on behalf of the State of Colorado; and

**WHEREAS**, the City Council of the City of Fort Morgan, Colorado approved and signed the same MOU on October 19, 2021 to allow settlement proceeds to be used for services, programs and other purposes as set forth therein; and

**WHEREAS**, the City Council of the City of Fort Morgan, Colorado also approved and signed associated settlement agreements that had been reached at that time; and

**WHEREAS**, the City of Fort Morgan, Colorado has now been advised of five new settlements that have been reached with Teva Pharmaceutical Industries Ltd. and Allergan Finance, LLC/Allergan Limited, Walmart Inc., CVS Health Corporation/CVS Pharmacy, Inc., and Walgreen Co, and the City must now also approve and sign the associated settlement agreements to release releasing its opioid-related legal claims against the settling Defendants;

**NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:**

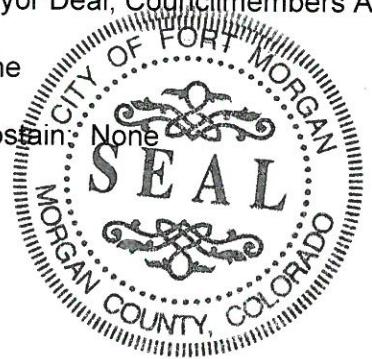
1. Hereby formally approves the Settlement Participation Forms attached hereto as Exhibit K and consisting of Attachments A-E and authorizes the Mayor of the City of Fort Morgan to execute the same.
2. And furthermore hereby approves all future Settlement Participation Forms, following review by the City Attorney, and authorizes the Mayor of the City of Fort Morgan to execute the same.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 4<sup>th</sup> day of April 2023, the vote upon roll call being as follows:

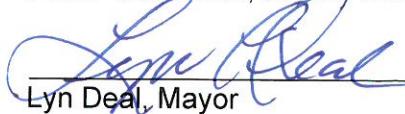
Ayes: Mayor Deal, Councilmembers Anderson, Garcia, Kaper, Parks, Schossow and Urdiales

Nays: None

Absent /Abstain: None



THE CITY COUNCIL OF THE CITY OF  
FORT MORGAN, COLORADO

  
Lyn Deal, Mayor

ATTEST:

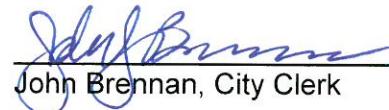
  
John Brennan, City Clerk

STATE OF COLORADO      )  
COUNTY OF MORGAN      )      ss.  
CITY OF FORT MORGAN    )

**CERTIFICATE**

I, John Brennan, City Clerk of the City of Fort Morgan, Colorado, do hereby certify that the above and foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the City Council and is identical to the original thereof appearing in the official records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the City of Fort Morgan this 4<sup>th</sup> day of April, 2023.

  
John Brennan, City Clerk