

**CITY OF WEST ALLIS
RESOLUTION R-2023-0067**

**RESOLUTION TO APPROVE AN OPIOID BANKRUPTCY MEMORANDUM OF
UNDERSTANDING**

WHEREAS, the City of West Allis is engaged in litigation in a pending matter titled In re: Opioid Litigation, MDL 2804 in the United States District Court for the Northern District of Ohio; and

WHEREAS, certain opioid Defendants in Litigation – specifically, In re: Mallinckrodt PLC, et al, (Bankr. D. Del. No. 20-12522 (JTD)), In re: Purdue Pharma L.P., et al., (Bankr. S.D.N.Y. No. 19-23649(RDD)), and In re: Endo International plc, et al., (Bankr. S.D.N.Y. No. 22-22549 (JLG)) – have filed for bankruptcy, which are expected to result in bankruptcy court orders that include National Opioid Abatement Trust (“NOAT”) Agreements and Trust Distribution Procedures (“TDP”); and

WHEREAS, the NOAT TDPs provide, among other things, that the City may enter into a Statewide Abatement Agreement (“SAA”) that, according to the terms of the respective TDP, creates an agreed-upon allocation for the NOAT Funds, as defined in the NOAT Agreement, dedicated to the State; and

WHEREAS, the State of Wisconsin and City intend to have a Memorandum of Understanding (“MOU”) that will constitute a SAA for the purposes of the above referenced bankruptcy proceedings;

NOW THEREFORE, be it resolved by the Council of the City Of West Allis, in the State of Wisconsin, that the attached Wisconsin State-Local Government Opioid Bankruptcy Memorandum of Understanding is hereby approved;

BE IT FURTHER RESOLVED that the city attorney is authorized to execute any document necessary to effectuate the City's participation in the Statewide Abatement Agreement.

SECTION 1: **ADOPTION** “R-2023-0067” of the City Of West Allis Municipal Resolutions is hereby *added* as follows:

ADOPTION

R-2023-0067(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Vince Vitale	_____	_____	_____	_____
Ald. Ray Turner	_____	_____	_____	_____
Ald. Tracy Stefanski	_____	_____	_____	_____
Ald. Marty Weigel	_____	_____	_____	_____
Ald. Suzzette Grisham	_____	_____	_____	_____
Ald. Danna Kuehn	_____	_____	_____	_____
Ald. Thomas Lajsic	_____	_____	_____	_____
Ald. Dan Roadt	_____	_____	_____	_____
Ald. Rosalie Reinke	_____	_____	_____	_____
Ald. Kevin Haass	_____	_____	_____	_____

Attest

Presiding Officer

Rebecca Grill, City Clerk, City Of
West Allis

Dan Devine, Mayor, City Of West
Allis