

RESOLUTION NO. 22-1802

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, JOINING THE STATE OF FLORIDA AND OTHER LOCAL GOVERNMENTAL UNITS AS A PARTICIPANT IN THE FLORIDA OPIOID ALLOCATION AND STATEWIDE RESPONSE AGREEMENT; AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY GOVERNING THE USE OF REGIONAL SETTLEMENT FUNDING; PROVIDING THE TOWN MANAGER WITH AUTHORITY TO EXECUTE AGREEMENTS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Miami Lakes (the “Town”) has suffered harm from the opioid epidemic; and

WHEREAS, the Town recognizes that the entire State of Florida has suffered harm as a result of the opioid epidemic; and

WHEREAS, the State of Florida and various local governments within the State have filed lawsuits that have been consolidated to *In re: National Prescription Opiate Litigation, MDL No. 2804 (N.D. Ohio)* (“Opioid MDL”); and

WHEREAS, the Town is not a litigating participant in the Opioid MDL action, and other than through its participation with the State and County is foreclosed from any opportunity to recover for any losses suffered; and

WHEREAS, although negotiations regarding potential settlements of claims raised against some Opioid MDL defendants are ongoing, other defendants have tentatively reached settlement agreements; and

WHEREAS, pertinent negotiated terms of the Settlement Agreements include (1) the settlement funds will be distributed to the State of Florida over an eighteen (18) year period as part of a global settlement, irrespective of whether the local government filed suit; (2) local

governments must enter into the Florida Opioid Allocation and Statewide Response Agreement (“the Allocation Agreement”), attached hereto as Exhibit “A,” with the Attorney General to received settlements monies, and (3) the Allocation Agreement divided settlement monies into three funds, i.e., City/County Fund, Regional Fund and State Fund; and

WHEREFORE, an interlocal agreement with Miami-Dade County, in substantially the same form as attached hereto as Exhibit “B,” is necessary in order for the Town to participate in the City/County Settlement Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing Recitals are true and correct and incorporated herein by this reference.

Section 2. Approval of the Florida Opioid Allocation and Statewide Response Agreement and Interlocal Agreement with Miami-Dade County. The Town Council hereby finds that it is in the best interest of the Town to execute and accept the terms of the Florida Opioid Allocation and Statewide Response Agreement in substantially the same form as attached hereto as Exhibit “A,” and to execute and accept the terms of the Interlocal Agreement with Miami-Dade County in substantially the same form as attached hereto a Exhibit “B.”

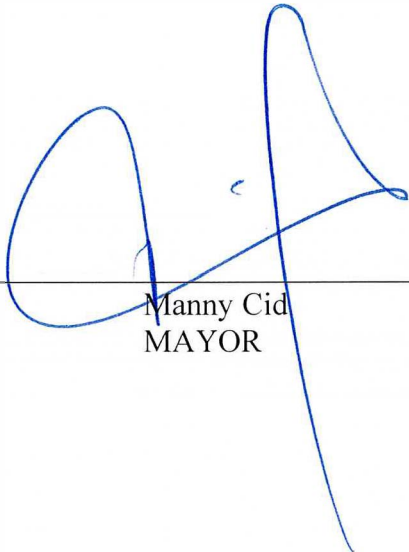
Section 3. **Authorization of Town Officials.** The Town Manager and/or his designee and the Town Attorney and/or his designee are authorized to take all steps necessary to execute Florida Opioid Allocation and Statewide Response Agreement in substantially the same form as attached hereto as Exhibit “A,” and to execute and accept the terms of the Interlocal Agreement with Miami-Dade County in substantially the same form as attached hereto a Exhibit “B.”

Section 4. **Effective Date.** This Resolution shall take effect immediately upon adoption.

Passed and adopted this 11th day of January 2022.

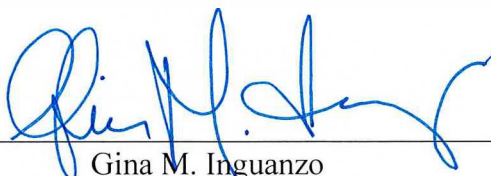
The foregoing resolution was offered by Councilmember Fernandez who moved its adoption. The motion was seconded by Vice Mayor Rodriguez and upon being put to a vote, the vote was as follows:

Mayor Manny Cid	Absent
Vice Mayor Jeffrey Rodriguez	Yes
Councilmember Carlos Alvarez	Yes
Councilmember Luis E. Collazo	Yes
Councilmember Josh Dieguez	Absent
Councilmember Tony Fernandez	Yes
Councilmember Marilyn Ruano	Yes



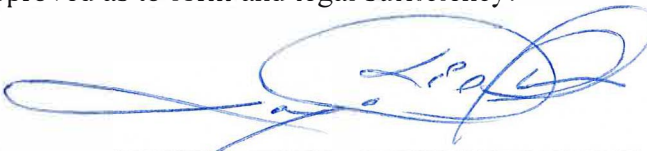
Manny Cid
MAYOR

Attest:



Gina M. Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



Raul Gastesi, Jr.
Gastesi, Lopez, and Mestre, PLLC
TOWN ATTORNEY