

**TOWN OF FOREST HEIGHTS
TOWN MAYOR
SPECIAL MEETING**

Monday, January 24, 2022

7:30 pm

Virtual Meeting ID 845-8112-0491

Dial-In 301-715-8592

Agenda

1. Call to Order
2. Roll Call of Council
3. Moment of Silence
4. Pledge of Allegiance to the Flag of the United States of America
5. Approval of Agenda
6. Public Period
7. Legislation
 - a. Resolution 3-22 A resolution of the mayor and council authorizing the mayor to execute a national settlement agreement with Jassen and the distributors in the pending opioid litigation.
8. Adjournment

**RESOLUTION 03-22
THE TOWN OF FOREST HEIGHTS**

A RESOLUTION OF THE MAYOR AND COUNCIL AUTHORIZING THE MAYOR TO EXECUTE A NATIONAL SETTLEMENT AGREEMENT WITH JASSEN AND THE DISTRIBUTORS IN THE PENDING OPIOID LITIGATION

Introduced By: Mayor Calvin Washington

WHEREAS, pursuant to Resolution 53-19, the Town Council along with several other Maryland municipalities previously retained on contingency the law firms of Shapiro Sher Guinot & Sandler, P.A., and Theodora Oringher P.C., and Andrews & Thornton, in civil suit against those legally responsible for the wrongful manufacture and distribution of prescription opiates and damages caused; and

WHEREAS, national litigation regarding the impact of the distribution and use of Opioids has resulted in proposed settlement agreements with Jassen and the Distributors (Johnson & Johnson, Amerisource Bergen, Cardinal Health and McKesson (“National Settlements”), and special counsel recommends that the Town accept the offer to settle with Upper Marlboro, slated to receive an amount of \$37,858.55, and participate with other Maryland jurisdictions in the State Subdivision Agreement negotiated by the Office of the Attorney General of Maryland; and

WHEREAS, the Maryland Attorney General has proposed a State-Subdivision Agreement to implement the distribution of funds to local governments in Maryland received through the National Settlements; and

WHEREAS, under the National Settlements and State-Subdivision Agreement, attached hereto as an exhibit, the Town will receive funds and be eligible for grants to combat Opioid use within the Town; and

WHEREAS, the Board has determined that entry into the National Settlements and State-Subdivision Agreement is in the best interests of the Town and its residents.

NOW THEREFORE BE IT RESOLVED, that the Town Council hereby approves and authorizes the Mayor to finalize and execute the National Settlements and State-Subdivision Agreement, incorporated herein by reference as Exhibit 1; and

BE IT FURTHER RESOLVED, that the Town Administrator shall further transmit the acknowledgement form to the Md. Attorney General through special counsel.

AND BE IT FURTHER RESOLVED, that the Mayor is further authorized to sign this Resolution on behalf of the Council and any related documentation including any necessary documentation or acknowledgements for obtaining said funding.

AND BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

PASSED this ___ day of January 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

<u>ROLL CALL VOTE</u>	<u>YEA/NAY/ABSTAIN/ABSENT</u>
WASHINGTON	_____
BROWNSON	_____
NOBLE	_____
BARNES	_____
HINES	_____
LILLY	_____
ATKINSON	_____

ATTEST:

THE TOWN OF FOREST HEIGHTS,
MARYLAND

Sherletta Hawkins, Town Clerk

By: _____
Calvin Washington, Mayor

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the ___ day of January 2022 with ___ Aye votes and ___ Nay votes the aforesaid Resolution ___-22 passed.

Sherletta Hawkins, Town Clerk

[Exhibit 1- State Subdivision settlement agreement/MOU, with Exhibit A of said agreement, proposed State legislation, and the form needed to file with the Md. OAG/Special Counsel by the deadline]

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**Exhibit A:
Estimated Distributions by Subdivision -- 100% Participation**

County	Qualifying Subdivision	Share of 25% Subdivision Fund (Total: \$120,403,037.92)	Share of 45% Abatement Fund (Total: \$216,725,468.26)	Total Maximum
ASSUMPTIONS: 1) Estimated shares from both Distributors' and J&J settlements, assuming 100% participation by subdivisions; 2) counties with subdivisions that will also receive direct distributions have had their total population discounted by the populations of those subdivisions to avoid double counting FORMULA: 25% of \$ Allocation based on population + 75% of \$ Allocation based on PEC formula				
Allegany	Allegany County, Maryland	\$1,667,944.92	\$3,002,300.85	\$4,670,245.77
Allegany	Cumberland City, Maryland	\$242,946.63	\$437,303.93	\$680,250.56
Allegany	Frostburg City, Maryland	\$59,925.37	\$107,865.67	\$167,791.04
Anne Arundel	Anne Arundel County, Maryland	\$11,344,135.90	\$20,419,444.62	\$31,763,580.52
Anne Arundel	Annapolis City, Maryland	\$413,207.15	\$743,772.87	\$1,156,980.02
Baltimore City	Baltimore City, Maryland	\$21,915,719.43	\$39,448,294.98	\$61,364,014.41
Baltimore County	Baltimore County, Maryland	\$20,153,941.69	\$36,277,095.04	\$56,431,036.73
Calvert	Calvert County, Maryland	\$1,991,145.60	\$3,584,062.08	\$5,575,207.68
Caroline	Caroline County, Maryland	\$695,949.18	\$1,252,708.53	\$1,948,657.72
Carroll	Carroll County, Maryland	\$3,419,321.97	\$6,154,779.54	\$9,574,101.50
Carroll	Westminster City, Maryland	\$132,547.37	\$238,585.27	\$371,132.64
Cecil	Cecil County, Maryland	\$3,816,607.10	\$6,869,892.79	\$10,686,499.89
Cecil	Charlestown, Maryland	\$7,215.09	\$12,987.15	\$20,202.24
Cecil	Elkton Town, Maryland	\$157,617.34	\$283,711.21	\$441,328.55
Cecil	North East Town, Maryland	\$34,383.46	\$61,890.22	\$96,273.68
Cecil	Perryville Town, Maryland	\$38,343.07	\$69,017.52	\$107,360.59
Charles	Charles County, Maryland	\$2,588,488.86	\$4,659,279.94	\$7,247,768.80

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County	Qualifying Subdivision	Share of 25% Subdivision Fund (Total: \$120,403,037.92)	Share of 45% Abatement Fund (Total: \$216,725,468.26)	Total Maximum
Dorchester	Dorchester County, Maryland	\$453,447.22	\$816,204.99	\$1,269,652.20
Dorchester	Cambridge City, Maryland	\$78,807.79	\$141,854.02	\$220,661.80
Dorchester	Vienna Town, Maryland	\$1,492.20	\$2,685.96	\$4,178.15
Frederick	Frederick County, Maryland	\$4,089,287.37	\$7,360,717.26	\$11,450,004.63
Frederick	Frederick City, Maryland	\$497,937.52	\$896,287.54	\$1,394,225.07
Garrett	Garrett County, Maryland	\$437,780.15	\$788,004.26	\$1,225,784.41
Garrett	Grantsville Town, Maryland	\$4,013.13	\$7,223.64	\$11,236.77
Garrett	Mountain Lake Park Town, Maryland	\$10,506.54	\$18,911.76	\$29,418.30
Garrett	Oakland Town, Maryland	\$10,782.32	\$19,408.17	\$30,190.49
Harford	Harford County, Maryland	\$5,763,815.54	\$10,374,867.97	\$16,138,683.51
Harford	Aberdeen City, Maryland	\$113,421.17	\$204,158.11	\$317,579.28
Harford	Bel Air Town, Maryland	\$79,491.59	\$143,084.86	\$222,576.45
Harford	Havre De Grace City, Maryland	\$111,153.38	\$200,076.09	\$311,229.47
Howard	Howard County, Maryland	\$4,555,243.23	\$8,199,437.82	\$12,754,681.05
Kent	Kent County, Maryland	\$519,662.47	\$935,392.45	\$1,455,054.92
Montgomery	Montgomery County, Maryland	\$12,193,120.45	\$21,947,616.82	\$34,140,737.27
Montgomery	Gaithersburg City, Maryland	\$360,520.42	\$648,936.76	\$1,009,457.18
Montgomery	Rockville City, Maryland	\$394,136.50	\$709,445.71	\$1,103,582.21
Montgomery	Takoma Park City, Maryland	\$105,913.59	\$190,644.45	\$296,558.04

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Prince George's	Prince Georges County, Maryland	\$10,075,953.46	\$18,136,716.22	\$28,212,669.68
Prince George's	Bowie City, Maryland	\$315,750.86	\$568,351.54	\$884,102.39
Prince George's	College Park City, Maryland	\$164,681.30	\$296,426.35	\$461,107.65
Prince George's	Cottage City, Maryland	\$7,939.76	\$14,291.56	\$22,231.32
Prince George's	Forest Heights Town, Maryland	\$13,520.91	\$24,337.64	\$37,858.55
Prince George's	Greenbelt City, Maryland	\$149,035.93	\$268,264.67	\$417,300.59
Prince George's	Hyattsville City, Maryland	\$102,267.60	\$184,081.68	\$286,349.28
Prince George's	Laurel City, Maryland	\$154,751.18	\$278,552.13	\$433,303.31
Prince George's	New Carrollton City, Maryland	\$70,031.51	\$126,056.72	\$196,088.22
Prince George's	North Brentwood Town, Maryland	\$2,633.93	\$4,741.07	\$7,374.99
Prince George's	Seat Pleasant City, Maryland	\$26,237.83	\$47,228.09	\$73,465.92
Prince George's	Upper Marlboro Town, Maryland	\$3,994.47	\$7,190.04	\$11,184.50
Queen Anne's	Queen Annes County, Maryland	\$917,434.01	\$1,651,381.21	\$2,568,815.22
Somerset	Somerset County, Maryland	\$477,472.14	\$859,449.85	\$1,336,921.99
St. Mary's	St Mary's County, Maryland	\$1,800,900.67	\$3,241,621.21	\$5,042,521.89
Talbot	Talbot County, Maryland	\$544,311.42	\$979,760.56	\$1,524,071.98
Talbot	Easton Town, Maryland	\$139,903.25	\$251,825.85	\$391,729.11
Washington	Washington County, Maryland	\$3,304,318.50	\$5,947,773.29	\$9,252,091.79
Washington	Hagerstown City, Maryland	\$364,845.88	\$656,722.59	\$1,021,568.47

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Wicomico	Wicomico County, Maryland	\$1,859,422.26	\$3,346,960.07	\$5,206,382.34
Wicomico	Salisbury City, Maryland	\$285,689.67	\$514,241.40	\$799,931.07
Worcester	Worcester County, Maryland	\$1,127,877.15	\$2,030,178.88	\$3,158,056.03
Worcester	Berlin Town, Maryland	\$34,091.54	\$61,364.78	\$95,456.32
TOTALS		\$120,403,037.92	\$216,725,468.26	\$337,128,506.18