

STAFF REPORT

Date: October 9, 2024

To: Mayor and City Council

Through: Jackie Bryant, Interim City Manager

Subject: Staff Report (For Possible Action): Approval of Amendment No. 3 to the One Nevada Agreement on Allocation of Opioid Recoveries.

From: Jonathan Shipman, Chief Deputy City Attorney

Department: City Attorney's Office

Summary:

Nevada Attorney General Aaron D. Ford and the Attorney General's Office ("AGO") requests Council approval of the attached Amendment No. 3 to the Nevada One Agreement on Allocation of Opioid Recoveries.

Consent Review	Yes	No
1. Is this item an annual or standard item that comes before Council for regular approval?	X	
2. Is this item an agreement required based on an item previously approved by Council?	X	
3. Is this item included in the current budget approved and adopted by Council?		X
Other Considerations		
What percent of the total City budget does this item represent?	N/A	

Alignment with Strategic Plan:

Public Safety

Previous Council Action:

There is no recent Council action relevant to this item.

Background:

On June 8, 2022, Council approved Amendment No. 2 to the One Nevada Agreement.
On February 9, 2022, Council approved Amendment No. 1 to the One Nevada Agreement authorizing settlement with specific opioid distributors and manufacturers.

On July 28, 2021, Council approved the One Nevada Agreement on Allocation of Opioid Recoveries.

Discussion:

The One Nevada Agreement on Allocation of Opioid Recoveries listed numerous defendants in Exhibit C. However, those defendants were known defendants named in one or more of the signatories' litigation at the time the One Nevada Agreement was executed. Because the AGO has identified additional potential and actual defendants who we allege have contributed to the opioid epidemic and its impact on Nevada, and because there are unnamed Sackler entities, it has become necessary to amend the One Nevada Agreement to include those names in an additional exhibit, Exhibit G.

Accordingly, please see attached Amendment No. 3 to the One Nevada Agreement on Allocation of Opioid Recoveries, which includes Exhibit G, for approval and execution.

Financial Implications:

Under the One Nevada Agreement on Allocation of Opioid Recoveries, the City may spend funds recovered under the settlement for "Opioid Remediation" purposes; specifically, for the "[c]are, treatment, and other programs and expenditures[...] designed to (1) address the misuse and abuse of opioid products, (2) treat or mitigate opioid use or related disorders, or (3) mitigate other alleged effects of, including on those injured as a result of, the opioid epidemic.

Legal Implications:

Legal review completed for compliance with City procedures and Nevada law.

Recommendation:

Staff recommends Council approve Amendment No. 3 to the One Nevada Agreement on Allocation of Opioid Recoveries.

Proposed Motion:

I move to approve staff recommendation.

Attachments:

Amendment No. 3.