

STAFF REPORT

Date: April 12, 2023

To: Mayor and City Council

Thru: Doug Thornley, City Manager

Subject: Staff Report (For Possible Action): Approval of Subdivision Participation and Release Form in connection with the CVS-Nevada Settlement pursuant 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 approve the attached Subdivision Participation and Release Form, Exhibit A, in connection with the CVS-Nevada Settlement pursuant to The One Nevada Agreement on Allocation of Opioid Recoveries (the "One Nevada Agreement")

Alignment with Strategic Plan:

Public Safety

Previous Council Action:

June 8, 2022 - Council approved Amendment No. 2 to the One Nevada Agreement.

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

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

Discussion:

The AGO negotiated a settlement with CVS, separate and apart from the national settlement and the total Nevada abatement amount is \$151,858,772.26. The settlement will be paid in equal installments over 10 years beginning in 2023. The City is expected to receive approximately \$1,098,385.28, or \$109,838.53 per annum. The AGO will not make any disbursements until it receives an executed Subdivision Participation and Release Form, Exhibit A, from the City.

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:

None.

Recommendation:

Staff recommends Council approve the Subdivision Participation and Release Form, Exhibit A, and authorize the Mayor to execute on behalf of the City.

Proposed Motion:

I move to approve staff recommendation.

Attachments:

CVS Exhibit A (fillable)

CVS-Nevada Settlement Agreement (Term Sheet and Exhibits)