



## Legislation Details (With Text)

<b>File #:</b>	RES 2022-020	<b>Name:</b>	Regional Opioid Settlement Interlocal Agreement
<b>Type:</b>	Resolution	<b>Status:</b>	Passed
<b>File created:</b>	1/10/2022	<b>In control:</b>	City Commission
<b>On agenda:</b>	1/27/2022	<b>Final action:</b>	1/27/2022
<b>Title:</b>	A RESOLUTION AUTHORIZING THE MAYOR AND THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE INTERLOCAL AGREEMENT WITH BROWARD COUNTY GOVERNING THE USE OF BROWARD COUNTY REGIONAL OPIOID SETTLEMENT FUNDS TO ENSURE THAT ALL OF THE REGIONAL FUNDS STAY WITHIN BROWARD COUNTY.		

### Sponsors:

**Indexes:** Broward County, Interlocal Agreement, Resolution, Settlement

### Code sections:

**Attachments:** 1. RESOLUTION 2022-020-Opioid Litigation Settlement ILA, 2. EXHIBIT 1-Opioid Litigation Settlement ILA, 3. BACKUP-Resolution 2021-084-Opioid Settlement Participation

Date	Ver.	Action By	Action	Result
1/27/2022	1	City Commission		

## AGENDA ITEM REPORT

### TITLE:

A RESOLUTION AUTHORIZING THE MAYOR AND THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE INTERLOCAL AGREEMENT WITH BROWARD COUNTY GOVERNING THE USE OF BROWARD COUNTY REGIONAL OPIOID SETTLEMENT FUNDS TO ENSURE THAT ALL OF THE REGIONAL FUNDS STAY WITHIN BROWARD COUNTY.

### BACKGROUND:

The City of Coconut Creek is a litigating participant in the action that the State of Florida has filed pending in Pasco County, Florida, and a number of Florida Cities and Counties have also filed an action *In re: National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio) (the "Opioid Litigation"). The State of Florida and lawyers representing certain various local governments involved in the Opioid Litigation have proposed a unified plan for the allocation and use of prospective settlement dollars from opioid related litigation that contains three buckets of money. One bucket pertains to funds that will go to the state, one bucket pertains to funds that will go to the Regional Fund, which provides for the funds to go to either the County or to the Department of Children and Families' ("DCF") Regional Managing Entity, and the last bucket pertains to funds that go to the participating municipalities (which the City voted on previously by Resolution No. 2021-084).

This Interlocal Agreement provides that if Broward County obtains the approval of the sum of the municipalities, totaling at least fifty percent (50%) of the County's population, then the Regional Funds will go to Broward County instead of the Broward Behavioral Health Coalition (DCF's

Managing Entity for this area). The monies ultimately received by the County can only be used for the following core strategies related to abating the harm: a) Naloxone or other FDA-approved drug to reverse opioid overdoses; b) Medication-Assisted Treatment ("MAT") distribution and other opioid-related treatment; c) pregnant and postpartum women; d) expanding treatment for Neonatal Abstinence Syndrome; e) expansion of Warm Hand-Off Programs and Recovery Services; f) treatment for incarcerated population; g) prevention programs; h) expanding Syringe Service Programs; and i) Evidence-based data collection and research analyzing the effectiveness of the abatement strategies within the State. The County operates the Broward Addiction Recovery Center ("BARC"), which provides a lot of the services referenced above; and the County has the Broward County Community Response Team ("BCCRT"), which is a task force made up of members from around the community that advises, plans, and provides for programs relating to the abatement of opioid abuse and other substance abuse throughout Broward County.

## **DISCUSSION:**

By entering into this Interlocal Agreement with Broward County, the County will have to spend the Regional Funds within Broward County; whereas if the funds are allocated to the Broward Behavioral Health Coalition, then the funds would only be required to be spent in Broward County "to the greatest extent practicable" under the statewide unified plan. Therefore, it is in the best interest of the City to ensure that the funds stay within Broward County so that they can be used to address opioid-related impacts within Broward County.

## **RECOMMENDATION:**

Staff recommends approval of this resolution.

**FISCAL IMPACT:** N/A