

PLAIN TOWNSHIP BOARD OF TRUSTEES

Special Meeting

2600 Easton St. NE  
Canton, OH 44721

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August 6, 2021

SPECIAL MEETING

OPENING: The special meeting was called to order at 12:30 p.m.

ATTENDANCE:

Scott Haws, Brook Harless, Rob Steinberg, Eric Williams, Lisa Campbell,  
Chuck Shalenberger, Rob Steinberg, JP Neff  
Media: None.

FISCAL OFFICER PRO-TEM:

#21-391 Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark  
County, Ohio, to appoint Lisa Campbell as Fiscal Officer Pro Tem.  
Seconded by Mrs. Harless.  
Vote: Mr. Haws, yes; Mr. Sabo, yes ; Mrs. Harless, yes

AGENDA: The agenda was presented and accepted.

NEW BUSINESS:

#21-392 Authorize the signing of the One Ohio Subdivision Participation Form  
1.

Motion by Mr. Haws,  
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has  
been invited to participate in the Ohio-specific Opioid Proposed Settlement;

WHEREAS, the One Ohio Participation form is required to be executed and  
submitted prior to inclusion in the Ohio-specific Opioid Proposed Settlement;

NOW THEREFORE BE IT HEREBY RESOLVED by the Plain Township Board  
of Trustees, Stark County, Ohio that the Plain Township Board of Trustees  
authorizes the signing of the One Ohio participation form.

Seconded by Mr. Sabo

Vote: Mr. Haws, Yes; Mrs. Harless, Yes; Mr. Sabo,  
Opioid Settlement

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**PLAIN TOWNSHIP BOARD OF TRUSTEES, STARK COUNTY, OHIO**

Resolution No. R-2021-\_\_\_\_\_

AN EMERGENCY RESOLUTION TO ACCEPT THE MATERIAL TERMS OF THE ONE OHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONE OHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT

AN EMERGENCY RESOLUTION AUTHORIZING the Law

**AN EMERGENCY RESOLUTION AUTHORIZING the President of the Board, Scott Haws, to execute the Participation Agreement for the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation (“Settling Distributors”) pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement available at <https://nationalopioidsettlement.com/>.**

**WHEREAS, Plain Township, Stark County, Ohio (herein “Municipality”)** is a township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and

alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and Plain Township has adopted, and hereby reaffirms its adoption of, a **OneOhio Memorandum of Understanding (“MOU”)** relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, the Plain Township Board of Trustees understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Supply Chain Participants; and

WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments; and

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by distributors **AmerisourceBergen, Cardinal, and McKesson (collectively the “Settling Distributors”)** to resolve governmental entity claims in the State of Ohio

using the structure of the One Ohio MOU and consistent with the material

terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement; and

WHEREAS, the Plain Township Board of Trustees wishes to agree to the material terms of the proposed National Opioid Distributor Settlement Agreement **with the Settling Distributors (the “Proposed Settlement”)**:

NOW THEREFORE, BE IT ORDAINED BY THE PLAIN TOWNSHIP BOARD OF TRUSTEES, STARK COUNTY, OHIO.

Section 1. That the Law Director, Eric J. Williams, hereby accepts, or is authorized to accept the Proposed Settlement on behalf of Plain Township, Stark County, Ohio , pursuant to the terms of the OneOhio MOU.

Section 2. That it is found and determined that all formal actions of the Board of Trustees relating to the adoption of this resolution were adopted in an open meeting of this Board of Trustees, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 3. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of Plain Township. The reason for the emergency is to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

Seconded by Mr. Sabo.

Vote: Mr. Haws, yes; Mr. Sabo, yes; Mrs. Harless, yes.

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ADJOURNMENT:

#21-394

Motion by Mr. Haws,  
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees,  
Stark County, Ohio, to adjourn at 12:32 P.M.  
Seconded by Mr. Sabo.  
Vote: Mr. Haws, yes; Mr. Sabo, yes; Mrs. Harless, yes.

\_\_\_\_\_  
John A. Sabo  
Trustee

\_\_\_\_\_  
Brook N. Harless  
Trustee

\_\_\_\_\_  
Scott Haws  
Trustee

ATTEST: \_\_\_\_\_  
Lisa Campbell  
Fiscal Officer Pro-Tem