

RESOLUTION NO. 2022-1500

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ATCHISON COUNTY, KANSAS, APPROVING THE EXECUTION AND DELIVERY OF AN AGREEMENT TO RELEASE AND ASSIGN THE COUNTY'S OPIOID CLAIMS TO THE KANSAS ATTORNEY GENERAL AND CERTIFYING COSTS ATTRIBUTABLE TO SUBSTANCE ABUSE AND ADDICTION MITIGATION IN EXCESS OF \$500.

WHEREAS, in 2021, the Kansas Legislature enacted HB 2079, the Kansas Fights Addiction Act (the "Act"), authorizing litigating municipalities such as Atchison County, Kansas to access opioid litigation settlement funds and become eligible for certain state grants by entering an agreement releasing the county's opioid litigation claims to the Attorney General and assigning any future opioid litigation claims to the Attorney General (the "Agreement"); and

WHEREAS, Atchison County has sustained damages related to the opioid epidemic; and

WHEREAS, on December 14, 2021 the Board of County Commissioners adopted Resolution 2021-1489, committing the County to joint statewide litigation by entering into a Memorandum of Understanding between the County, the Attorney General, the League of Kansas Municipalities, and the Kansas Association of Counties, and authorizing the execution of an "Agreement to Release and Assign Claims" on behalf of the County.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ATCHISON COUNTY, KANSAS:

Section 1. Ratification of Agreement. Atchison County hereby ratifies the Memorandum of Understanding between the County, the Attorney General, the League of Kansas Municipalities, and the Kansas Association of Counties executed December 14, 2021, as well as the "Agreement to Release and Assign Claims" executed the same day on behalf of the County.

Section 2. Certification of Costs and Expenses. County hereby certifies that it has incurred costs and expenses related to substance abuse or addiction mitigation in excess of \$500 and the County can utilize the opioid litigation settlement funds for the lawful purposes established in the Kansas Fights Addiction Act and the settlement agreements.

Section 3. Authorization to execute and Deliver Documents. The Chairman of the Board of County Commissioners, the County Clerk, and the County Counselor are hereby authorized to execute, seal, attest and deliver such documents, certificates and instruments as may be necessary and desirable to certify these costs and expenses or similar costs and expenses, for and on behalf of Atchison County.

Section 4. Effective Date. This Resolution shall be in full force and effect from and after its adoption.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS of Atchison County,
Kansas, this 22nd day of March, 2022.



By: Eric Noll
Eric Noll, Chairman

By: _____
Jack Bower, 1st District Commissioner

By: Casey Quinn
Casey Quinn, 3rd District Commissioner

ATTEST:

Michelle Phillips
Michelle Phillips, Atchison County Clerk