

**TOWN OF EMPIRE, COLORADO  
RESOLUTION NO. 22-17**

**A RESOLUTION OF THE TOWN OF EMPIRE, COLORADO APPROVING THE  
COLORADO REGIONAL OPIOID INTERGOVERNMENTAL AGREEMENT**

**WHEREAS**, the Town of Empire (“Town”) is a statutory municipality organized under the laws of the State of Colorado; and

**WHEREAS**, opioid addiction and dependence caused by opioid manufacturers and distributors has ravaged Colorado communities; and

**WHEREAS**, on August 26, 2021, the Colorado Attorney General Phil Weiser signed the Colorado Opioids Settlement Memorandum of Understanding (“Colorado MOU”); and

**WHEREAS**, the Colorado MOU provides a framework to settle Colorado legal claims on behalf of Colorado governments against the “Big 3” opioid distributors (AmerisourceBergen, Cardinal Health, and McKesson) and opioid manufacturer Johnson & Johnson; and

**WHEREAS**, the Colorado MOU provides settlement funds for “Approved Purposes” broadly focused on abatement strategies to combat the opioid epidemic; and

**WHEREAS**, the settlement funds amount to approximately \$400 million with 20% of that total being distributed to participating local governments; and

**WHEREAS**, settlement funds will only be made available to participating local governments when 95% participation by certain local governments has been reached; and

**WHEREAS**, if the Colorado MOU is successful, settlement funds could be made available as soon as July 2022; and

**WHEREAS**, the Town executed the Colorado MOU; and

**WHEREAS**, the Colorado MOU establishes a framework for distributing and sharing the settlement proceeds throughout Colorado; and

**WHEREAS**, the procedures established by the Colorado MOU include a requirement that each Region (i.e., Clear Creek County, Gilpin County and Jefferson County) seat a Regional Council in accordance with the provisions of the Colorado MOU; and

**WHEREAS**, in accordance with the Colorado MOU, Clear Creek County, Gilpin County and Jefferson County and the municipalities within those counties have drafted a intergovernmental agreement (“IGA”) creating Region 10 attached hereto as **Exhibit A** and incorporated by reference; and

**WHEREAS**, Region 10 Regional Council consists of representatives appointed by the Boulder participating local governments, to oversee procedures leading to a request of opioid funds and procedures for allocating the region's share.

**WHEREAS**, the Town of Empire Board of Trustees (the "Board") desires to Approve the IGA establishing the BCROC; and

**WHEREAS**, the Board further authorizes the Mayor, in consultation with the Town Clerk and Town Attorney, to take all other actions necessary to implement the IGA and Participate in Region 10 as necessary.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF EMPIRE, COLORADO:**

Section 1. The above recitals are hereby incorporated by reference.

Section 2. The Town Board of Trustees hereby:

- (a) Authorizes the Mayor to Execute the IGA on behalf of the Town and for the Town Clerk to attest to their signature.
- (b) Further authorizes the Mayor, in consultation with the Town Clerk and Town Attorney, to take all other actions necessary to implement the IGA and participate in Region 10.

Section 3. This Resolution shall take effect immediately upon adoption.

**ADOPTED THIS 27<sup>th</sup> DAY OF SEPTEMBER 2022**

TOWN OF EMPIRE

By: Wendy Koch  
Wendy Koch, Mayor

ATTEST:

By: J Piel  
Jeanette Piel, Town Clerk

Attachments

**Exhibit A – Region 10 IGA**