

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, AUTHORIZING THE CITY'S PARTICIPATION IN A NATIONAL OPIOID SETTLEMENT INVOLVING SIX REGIONAL DISTRIBUTORS/DISPENSER DEFENDANTS (REMNANT DEFENDANTS); AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE COMBINED SUBDIVISION SETTLEMENT AND RELEASE FORM AND OTHER SETTLEMENT DOCUMENTS

WHEREAS, the City of Pflugerville, Texas ("City") is a home rule municipal corporation formed and organized pursuant to the constitution and laws of the State of Texas; and

WHEREAS, the people of the State of Texas and its communities, including residents of the City, have been harmed through the national and statewide epidemic caused by the sale, use, and distribution of opioids; and

WHEREAS, the City has previously been provided information indicating that certain drug companies and their corporate affiliates, parents, subsidiaries, and such other defendants as may be added to the litigation have engaged in fraudulent and reckless marketing as well as fraudulent distribution of opioids that have resulted in addictions and overdoses; and

WHEREAS, these actions, conduct, and misconduct have resulted in the death of many Texans and has resulted in the devastation of families and communities across the State; and

WHEREAS, local governments have been on the front lines of the opioid crisis, which has resulted in significant financial costs to them related to the expenditures and continuing costs for healthcare services, social services, law enforcement and the criminal justice systems; and

WHEREAS, a new national opioid settlement has been reached with six regional distributors/dispenser defendants ("Remnant Defendants Settlement"): Associated Pharmacies, Inc (and American Associated Pharmacies); J M Smith Corporation; Louisiana Wholesale Drug Company, Inc.; Morris and Dickson Co.; North Carolina Mutual Wholesale Drug Company, Inc.; and United Natural Foods, Inc. (including its subsidiaries SuperValu and Advantage Logistics) ("Six Remnant Defendants"); and

WHEREAS, there is one settlement agreement covering the combined settlement with the Six Remnant Defendants; and

WHEREAS, if effectuated, the proposed Remnant Defendants Settlement will result in the Six Remnant Defendants paying a combined \$97,625,000.00 in cash for purposes of abating the opioid epidemic, such funds to be used for the Core Strategies and Approved Uses set forth in the Remnant Defendant Settlement Agreement; and

WHEREAS, the City Council finds and determines that it is in the best interest of the health, safety, and welfare of the City to participate in the Remnant Settlement Agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS:

Section 1. The City Council authorizes the City Manager to participate in the Remnant Settlement Agreement by executing the Combined Subdivision Participation and Release Form, where such execution and submission will affirmatively cause the City to “opt in” to the Settlement; and further authorizes the City Manager to take any additional actions necessary to implement the intent of this Resolution, subject to review by the City Attorney of the additional settlement documents.

Section 2. The recitals contained in the preamble are found to be true, and such recitals are made a part of this Resolution for all purposes and are adopted as part of the judgment and finding of the City Council.

Section 3. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or its application to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

Passed and approved this ____ day of _____, 2026.

CITY OF PFLUGERVILLE, TEXAS

Doug Weiss, Mayor

ATTEST:

Trista Evans, City Secretary

APPROVED AS TO FORM:



Michael C. Hayes, City Attorney

EXHIBIT A
SUBDIVISION PARTICIPATION FORMS