

**WHITELAND TOWN COUNCIL
RESOLUTION NO. 2024-08**

**A RESOLUTION APPROVING INTERLOCAL AGREEMENT FOR OPIOID
SETTLEMENT FUNDS GRANT PROGRAM AND TRANSFER OF OPIOID FUNDS**

WHEREAS, Johnson County, Indiana, by and through its Board of Commissioners (“County”) is a government organization providing services to the citizens of Johnson County, Indiana;

WHEREAS, the state of Indiana is set to receive approximately nine hundred twenty five million dollars (\$925,000,000) over 18 years as part of several settlements against drug manufacturer Johnson & Johnson and national distributors Cardinal Health, McKesson and AmerisourceBergen, in addition to distributors Allergan, Teva, Walgreens, CVS, and Walmart, for their roles in the opioid crisis;

WHEREAS, the settlement funds are governed by Ind. Code §§ 4-6-15 whereby funds in both the Local Unrestricted Opioid Settlement Account and Local Abatement Opioid Settlement Account are continuously appropriated to the state Attorney General's office for distribution to participating cities, counties, and towns by formula; and

WHEREAS, under the terms of Ind. Code § 4-6-15-4, the funds are distributed to each political subdivision whereby those cities and towns receiving less than \$5,000 annually in abatement funding will have their distribution sent to the County directly, although Whiteland, to date, has received direct payments of its restricted settlement funds, totaling at least \$10,663.93; and

WHEREAS, based on the information provided to the County by the Office of the Attorney General, the County is set to receive over five million dollars (\$5,000,000) over the course of the settlement disbursement to promote innovative, collaborative, community-driven, cross-sector responses to substance opioid use disorder issues as allowed under **Exhibit E** of the National Opioid Settlement document outlining the approved abatement uses to serve the citizens of the County; and

WHEREAS, the Johnson County Board of Commissioners, in collaboration with other local municipalities, is making available funding opportunities across Johnson County through a grant program, specifically the Johnson County Opioid Remediation Grant Program, to support evidence-based prevention, treatment, recovery, harm reduction, behavioral health workforce, enforcement, jail treatment, recovery residences, and other services and initiatives as allowed under **Exhibit E** of the National Opioid Settlement document; and

WHEREAS, the Town of Whiteland, Indiana, by and through its Town Council (herein after referred to as “Town”), is a government organization providing services to the citizens of Whiteland and is a disposing agent as that term is contemplated pursuant to Ind. Code § 36-1-11-2; and

WHEREAS, based on the information provided to the County by the Office of the Attorney General, the Town is set to receive over forty-five thousand dollars (\$45,000) over the course of the settlement disbursement in both restricted and unrestricted funds; and

WHEREAS, Johnson County is a disposing agent as that term is contemplated pursuant to I.C. 36-1-11-2; and

WHEREAS, the Town and Johnson County have authority by law to dispose of and transfer property including cash, under Ind. Code § 36-1-11-8 to each other; and

WHEREAS, the Town is agreeable to its share of the restricted settlement funds, through 2024, in the amount of Ten Thousand Six Hundred Sixty-Three and 93/100 Dollars (\$10,663.93), being transferred to the County in support of its collaborative grant fund program in an effort to serve as many County and Town residents as possible; and

WHEREAS, Johnson County desires to receive the Towns's portion of its restricted settlement funds through 2024 to assist in providing services to Whiteland residents pursuant to the approved uses for the funds allowed under **Exhibit E** of the National Opioid Settlement document; and

WHEREAS, Ind. Code § 36-1-11-8 authorizes the transfer of cash between governmental entities upon terms and conditions agreed upon by the entities as evidenced by the adoption of substantially identical resolutions by the governing body of each entity; and

WHEREAS, Johnson County and the Town have agreed that the County shall receive the Town's portion of its restricted settlement funds through 2024 exclusively for the Johnson County Opioid Remediation Grant Program; and

WHEREAS, upon the County's adoption of a substantially identical resolution hereto, the County shall receive the Towns's portion of its restricted settlement funds through 2024 exclusively for the Johnson County Opioid Remediation Grant Program.

NOW THEREFORE BE IT RESOLVED, by the Town of Whiteland, Indiana, by and through its Town Council, that Whiteland does hereby adopt the above recitals as findings of fact; and as follows:

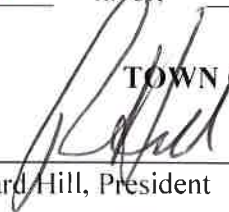
1. Upon the adoption of a substantially identical resolution by the Johnson County Commissioners, the Town Council and Whiteland Clerk Treasurer are hereby authorized and directed to take any and all actions necessary to appropriate and transfer to the County, Whiteland's restricted settlement funds, through 2024, in the amount of Ten Thousand Six Hundred Sixty-Three and 93/100 Dollars (\$10,663.93).

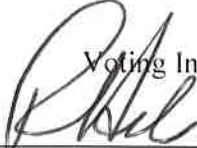
2. Pursuant to Ind. Code § 36-1-7, the Interlocal Cooperation Agreement by and between the County and the Town, and Franklin, Bargersville, Edinburgh, New Whiteland, Prince's Lakes, and Trafalgar, attached hereto, is approved.

3. This Resolution shall be in full force and effect upon adoption.

Adopted this 10th day of September, 2024, by a vote of 5 in favor, 0 opposed.


TOWN OF WHITELAND, INDIANA, TOWN COUNCIL


Richard Hill, President


Richard Hill

Voting Opposed

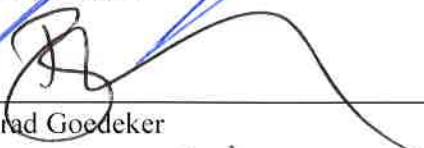
Richard Hill


Tim Brown

Tim Brown


Joseph Saylor

Joseph Saylor


Brad Goedecker

Brad Goedecker


Debra L. Hendrickson

Debra L. Hendrickson

Attest:


Melissa A. Fraser, Clerk-Treasurer