

**RESOLUTION NO. 2020-20**

**A RESOLUTION AUTHORIZING A CONTRACT WITH BRENNAN, MANNA & DIAMOND, LLC AND REITZ, PAUL & SHORR PERTAINING TO THE PENDING PURDUE PHARMA L.P. BANKRUPTCY AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Village of Hiram may be entitled to past and future damages related to the settlement of the class action claims against Purdue Pharma L.P. related to misfeasance, nonfeasance and malfeasance in the manufacturing, selling and advertising of opioids; and

**WHEREAS**, Purdue Pharma, L.P. has filed for Chapter 11 bankruptcy in the United States Bankruptcy Court for the Southern District of New York; and

**WHEREAS**, the Village of Hiram must protect its interests in the claims against Purdue Pharma L.P. by filing a Proof of Claim against Purdue Pharma L.P. related to the past and future damages incurred by the Village of Hiram for costs incurred for Child Welfare & Adolescent Services, Drug Treatment Programs, Education & Prevention Programs, Health Care, Law Enforcement & Criminal Justice, and Lost Tax Revenue resulting from Opioid use in the Village; and

**WHEREAS**, Brennan, Manna & Diamond, LLC and Reitz, Paul & Shorr have presented their credentials and have been determined by this Council to be an appropriate choice to represent the Village's interests in the Purdue Pharma L.P. bankruptcy proceeding; and

**WHEREAS**, the Village Council wants to ratify the administration actions taken by the Mayor to procure and select legal representation for the Village of Hiram in the Purdue Pharma L.P. bankruptcy proceedings.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Village of Hiram, County of Portage, State of Ohio, two thirds or more of its members thereto concurring that:

**SECTION 1.** The actions taken by the Village Mayor to procure and select representation related to the Purdue Pharma, L.P. bankruptcy claims are hereby ratified, confirmed and approved. The Council expressly ratifies the actions taken to approve the Contract for Legal Services to be provided by Brennan, Manna & Diamond LLC and Reitz, Paul & Shorr on behalf of the Village of Hiram.

**SECTION 2.** That the Mayor and the Fiscal Officer are authorized to accept and execute the Contract for Legal Services to be provided by Brennan, Manna & Diamond LLC and Reitz, Paul & Shorr on behalf of the Village of Hiram, substantially in conformity with the attached Exhibit A.

**SECTION 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that the deliberations of the 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 including Section 121.22 of the Revised Code of the State of Ohio.

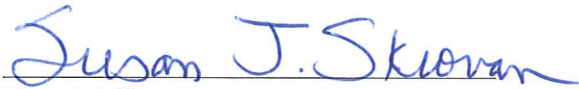
**SECTION 4.** This Resolution is hereby declared to be an emergency measure necessary to ratify the actions taken to file a proof of claim on behalf of the Village before the deadline of July 30, 2020 established by the bankruptcy court, all to preserve the public health, safety, morals and general welfare of the inhabitants of the Village and for the further reason that it is essential that the Village Council authorize the Contract for Legal Services necessary to protect the Village's interests in the pending Purdue Pharma bankruptcy proceedings for which reason this Resolution shall go into full force and effect immediately upon its passage by two-thirds (2/3's) of the members of Council.

PASSED IN COUNCIL as an emergency this 11th day of August, 2020.



Mayor Lou Bertrand

ATTEST:



Fiscal Officer Susan J. Skrovan

Approved as to Form:



Village Solicitor Thomas Reitz

I SUSAN SKROVAN Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing Resolution or Ordinance No. 2020-20 has been duly posted in the required 5 places.

8/26/20  
Date



Fiscal Officer, Village of Hiram