

ORDINANCE NO. 2022-02

**AN ORDINANCE TO ESTABLISH
AN OPIOID ADVISORY COMMITTEE**

The County Council of Floyd County, Indiana finds as follows:

WHEREAS, it is estimated that the misuse of opioids annually kill more people than car accidents, with addiction resulting in increased public health and social welfare costs;

WHEREAS, it is also estimated that the number of infants born with opioid dependence has more than quadrupled in the past decade;

WHEREAS, following large national settlements with Purdue Pharma, it is expected that Floyd County, Indiana may receive funds to compensate it for the harms resulting from the opioid crisis;

WHEREAS, the Floyd County, Indiana County Council (“County Council”) is responsible for overseeing fiscal matters, determining proper policy, and setting priorities for the allocation and expenditure of county funds;

WHEREAS, the County Council wishes to fulfill its responsibilities and ensure that any funds received from a Purdue Pharma settlement are put to the best possible use to properly address the opioid epidemic in Floyd County;

WHEREAS, the County Council appreciates the public health disaster caused by the opioid crisis, the harm it continues to cause to the Floyd County community, its youth and parents, and the need for Floyd County’s citizens to feel both free and safe;

WHEREAS, the County Council believes that the best way to accomplish this goal is to form a Committee consisting of stakeholders and experts to provide a strategy for combatting this crisis and suggesting, should settlement funds be received, how best to use those funds to solve the opioid epidemic in Floyd County; and

WHEREAS, the County Council of Floyd County, Indiana finds it to be in the County’s best interest to establish this Committee.

NOW THEREFORE, BE IT ORDAINED by the County Council of Floyd County, Indiana, that:

1. There is hereby established the Floyd County Opioid Advisory Committee (“Committee”) pursuant to Floyd County’s Home Rule Authority (IC 36-1-3).

2. Committee Purpose

- a. It shall be the purpose of the Committee to assist Floyd County, its residents and businesses as follows:
 - i. To bring together individuals, private organizations, County departments, and County officials to focus on the opioid crisis;
 - ii. To provide public education and awareness focused on the opioid crisis;
 - iii. To research and implement solutions to the opioid crisis;
 - iv. To provide advice regarding the expenditure of funds, including those potentially received from the Purdue Pharma lawsuits, other future settlements, or other allocations the County may receive, relating to the opioid epidemic;

3. Committee Membership

- a. The Committee shall consist of the number of members as the Floyd County Council and Floyd County Board of Commissioners (“Floyd County Government”) jointly deem appropriate, who shall serve at the pleasure of Floyd County Government, and be appointed as follows:
 - i. The members shall be at least eighteen (18) years of age and be residents of Floyd County, Indiana.
 - ii. The members shall be appointed as follows:
 - 1. The Floyd County Council shall appoint two members.
 - 2. The Floyd County Commissioners shall appoint one member;
 - 3. The Floyd County Sheriff shall appoint one member.
 - 4. The Floyd County Health Department shall appoint one member.
 - 5. Members appointed via Section 3(a)(ii)(1-4) of this Ordinance shall elect two members who are either:
 - a. Public stakeholders, but who are not members of the Board of Commissioners or County Council, or

- b. Community members who have specialized expertise in the opioid crisis.

4. Membership Duties

- a. The committee shall have no legal obligations, responsibilities, duties, or governmental authority, and committee membership shall not constitute a public office.
- b. The Committee shall serve in an advisory role to assist Floyd County Government in planning and organizing educational Community Conversations throughout the year regarding Opioid abuse, collaborate with stakeholders, gather community information relating to Opioid issues and concerns, and report its activities to the Floyd County Board of Commissioners and Floyd County Council on at least an annual basis.
- c. To research and implement solutions to the opioid crisis;
- d. To provide advice regarding the expenditure of funds, including those potentially received from the Purdue Pharma lawsuits, other future settlements, or other allocations the County may receive, relating to the opioid epidemic;

5. Membership Terms

- a. Committee members shall serve for two-year terms, with terms commencing on the 1st day of January of a given year, except as otherwise provided herein.
- b. The terms of initial committee members shall be as follows:
 - i. The initial appointments by the County Council shall be for two- and four-year terms, respectively.
 - ii. The initial appointment by the Board of Commissioners of a member from the Board of Commissioners shall be for a two-year term.
 - iii. The two additional initial appointments by the Board of Commissioners shall be for two- and four-year terms, respectively.
 - iv. The initial appointment by the Floyd County Sheriff shall be for a three-year term.

- v. The initial appointment by the Floyd County Health Department shall be for a one-year term.
- c. A member may only serve two consecutive terms before he/she is required to step aside. Thereafter, that member may not be reappointed until he/she serves a two or more-year absence from the committee. Reappointments shall be made by the appointing authority.
- d. It shall be the responsibility of the Committee to promptly notify the appointing authority of any vacancies, whether mid-term, or end of term.
- e. If a seat becomes vacant mid-term, the member appointed to fill the vacancy shall serve out the remainder of the vacating person's term.
- f. If any appointing authority fails to appoint a member as outlined herein within sixty days, the authority shall be deemed to waive said appointment and the Committee shall be entitled to appoint the member instead.

6. Committee Organization

- a. Meetings shall be held monthly.
- b. Meetings shall be open to the public in accordance with IC 5-14-1.5-1 *et seq.*
- c. At its first regular meeting in each year, the committee shall elect a president and a vice-president. The vice-president shall have authority to act as the president of the committee during the absence or disability of the president. The committee may select a secretary either from within or without its own membership.
- d. The committee may make other rules regarding procedure in accordance with Indiana law.

7. Fund Established

- a. There is hereby established an Opioid Abuse Action Fund.
- b. Said fund shall be a restricted, non-reverting fund.
- c. The fund's purpose is to accept monies Floyd County receives from opioid crisis related grants, donations, and legal settlements.

d. Expenditures from this fund shall be used to combat, prevent, and alleviate the effects of opioid abuse in Floyd County.


8. All other ordinances, resolutions, or parts thereof in conflict with the provisions and intent of this ordinance are hereby repealed.

9. This ordinance shall be in full force and effect from and after its passage, and approval, according to the laws of the State of Indiana.

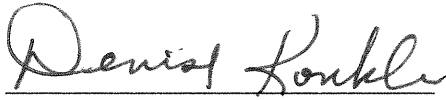
ADOPTED by the Floyd County Council, this 14th day of June, 2022.

FLOYD COUNTY COUNCIL

“AYES”



Dale Bagshaw, President

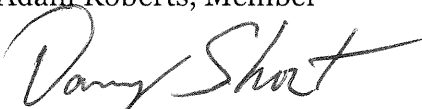


Denise Konkle, Vice President

Tony Toran, Member



Adam Roberts, Member



Danny Short, Member

Brad Striegel, Member

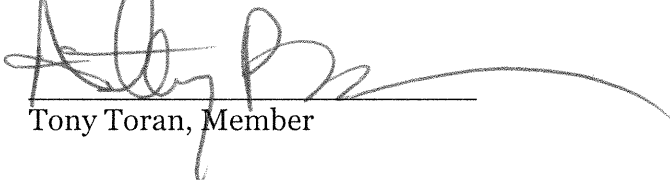


Connie Moon, Member

“NAYS”

Dale Bagshaw, President

Denise Konkle, Vice President



Tony Toran, Member

Adam Roberts, Member

Danny Short, Member



Brad Striegel, Member

Connie Moon, Member

ATTEST:

Jaqueline Wenning
Jaqueline Wenning, Auditor