

# CITY of ALBUQUERQUE

## TWENTY SIXTH COUNCIL

COUNCIL BILL NO. R-25-128 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Tammy Fiebelkorn, Renée Grout, Nichole Rogers and Dan Champine

1 RESOLUTION

2 APPROVING AND ADOPTING THE LOCAL GOVERNMENT COORDINATING  
3 COMMISSION JOINT OPIOID SETTLEMENT IMPLEMENTATION PLAN; AND  
4 APPROPRIATING OPIOID SETTLEMENT FUNDS.

5 WHEREAS, the County of Bernalillo (“County”) and City of Albuquerque  
6 (“City”) each participated in litigation against pharmaceutical manufacturers,  
7 distributors and retailers seeking compensation for the harm done as a result  
8 of the opioid epidemic; and

9 WHEREAS, that litigation resulted in settlement agreements under which  
10 the City and the County are to receive both lump sum and ongoing annual  
11 payments; and

12 WHEREAS, the City and the County have already begun receiving funds  
13 through those settlement agreements, and will continue to receive payments  
14 over the next 15 years (“Opioid Settlement Funds”), as outlined in the  
15 Settlement Distribution Schedule attached as Exhibit A in Attachment 1; and

16 WHEREAS the City and the County anticipate receiving approximately \$150  
17 million in Opioid Settlement Funds, in total; and

18 WHEREAS, the Opioid Settlement Funds are the direct result of harm  
19 perpetrated on our community by drug manufacturers, distributors, retailers,  
20 and other parties; and

21 WHEREAS, in October 2023, the City Council adopted R-23-174 wherein the  
22 City and County committed to combining opioid settlement resources and  
23 planning to further strengthen our ability to meet the biggest opioid use  
24 disorder needs in our community while avoiding duplication of effort and  
25 building a strong and coordinated support network; and

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1 WHEREAS, the City and County engaged Vital Strategies to develop a  
2 strategic plan for the use of Opioid Settlement Funds; and

3 WHEREAS, on October 16, 2024, Vital Strategies provided a comprehensive  
4 report for the County and the City to develop a focused expenditure plan for  
5 the Opioid Settlement Funds, which is attached as Exhibit B in Attachment 1;  
6 and

7 WHEREAS, Albuquerque Public Schools (“APS”) prepared a report of  
8 Substance Use/Misuse Prevention and Intervention Programs and Curriculum  
9 SY 24-25 and Funding Proposal, which is attached as Exhibit C in Attachment  
10 1; and

11 WHEREAS, the Local Government Coordinating Commission (“LGCC”) has  
12 developed a Joint Opioid Settlement Implementation Plan: Policy Guidance for  
13 Strategic Implementation (“Implementation Plan”) that outlines its  
14 recommendations, which is attached as Attachment 1; and

15 WHEREAS, the LGCC reviewed Vital Strategies’ analysis and  
16 recommended eight (8) categories for the City, County, and APS to target the  
17 Opioid Settlement Funds:

18 (1) Connecting Disconnected Youth (*Vital Strategies Strategic Priority*  
19 *Recommendation 17*)

20 (2) Comprehensive Education (*Vital Strategies Strategic Priority*  
21 *Recommendation 16*)

22 (3) Peer Support Expansion (*Vital Strategies Strategic Priority*  
23 *Recommendation 27*)

24 (4) Recovery Housing (*Vital Strategies Strategic Priority*  
25 *Recommendation 25*)

26 (5) Community-Based Treatment Access and Quality (*Vital Strategies*  
27 *Strategic Priority Recommendation 23*)

28 (6) Leveraging the Sobering Center (*Vital Strategies Strategic Priority*  
29 *Recommendation 15*)

30 (7) Naloxone Access Expansion (*Vital Strategies Strategic Priority*  
31 *Recommendation 19*)

32 (8) Expand Mobile Crisis Response Services (*Vital Strategies Strategic*  
33 *Priority Recommendation 13*)

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1 WHEREAS, the LGCC recommends the Implementation Plan be adopted  
2 and implemented by the Albuquerque City Council, Bernalillo County Board of  
3 Commissioners, and APS Board of Education; and

4 WHEREAS, the Implementation Plan will provide guidance to the City and  
5 County so they may direct the expenditures of Opioid Settlement Funds  
6 towards priorities that will alleviate the impact of the opioid epidemic; and

7 WHEREAS, R-23-174 requires City Council approval for all Opioid  
8 Settlement Fund appropriations (Fund 201).

9 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF  
10 ALBUQUERQUE:

11 SECTION 1. The City of Albuquerque hereby approves the Joint Opioid  
12 Settlement Implementation Plan recommendations from the Local Government  
13 Coordinating Commission, as attached hereto as Attachment 1. The Bernalillo  
14 County Commission and the Albuquerque Public Schools Board of Education  
15 are encouraged to adopt the Implementation Plan.

16 SECTION 2. The Joint Opioid Settlement Implementation Plan is hereby  
17 adopted by the City of Albuquerque and shall govern the use of Opioid  
18 Settlement Funds in conjunction with the provisions of R-23-174, *Establishing*  
19 *a Policy for the Expenditure of Opioid Settlement Monies*. This Implementation  
20 Plan is attached hereto as Attachment 2.

21 SECTION 3. PROGRAMMING. The departments of Finance and  
22 Administrative Services and Health, Housing, and Homelessness (HHH) shall  
23 create two programs within Fund 201, consistent with the recommendations  
24 adopted in the Joint Opioid Settlement Implementation Plan, as follows:

25 Capacity and Sustainability

26 Provider Program

27 SECTION 4. The following amounts are hereby appropriated to the  
28 following programs:

29 LG Abatement Fund 201

30 Health, Housing, and Homelessness

31 Capacity and Sustainability 2,000,000

32 These funds are designated to provide one-time, non-recurring funding to  
33 support the growth, training, and long-term viability of small and medium-

1 sized service providers addressing the opioid crisis, ensuring sustainable  
2 service delivery beyond the duration of settlement funding.

3 Provider Program 10,000,000

4 These funds are designated to establish a competitive grant process to fund  
5 shovel-ready capital projects and services for nonprofit service providers,  
6 prioritizing facility expansion and infrastructure improvements that enhance  
7 the capacity and sustainability of opioid-related treatment, harm reduction,  
8 and recovery services; and requiring that the grant program be jointly  
9 managed by the City of Albuquerque and Bernalillo County to ensure a  
10 coordinated, equitable, and efficient funding process, and avoid duplication.

11 SECTION 5. HHH shall enter into a Memorandum of Understanding (MOU)  
12 with Albuquerque Public Schools to provide \$1.8 million dollars from the LG  
13 Abatement Fund 201, consistent with the recommendations adopted in the  
14 Joint Opioid Settlement Implementation plan, for expansion of the Crossroads  
15 program.

16 SECTION 6. COMPILATION. Attachment 2, the Joint Opioid Settlement  
17 Implementation Plan, shall be compiled as a new Article 8 in Chapter 4 of the  
18 Code of Resolutions of Albuquerque, New Mexico, titled "Joint Opioid  
19 Settlement Implementation Plan."

20 SECTION 7. SEVERABILITY. If any section, paragraph, sentence, clause,  
21 word or phrase of this Resolution is for any reason held to be invalid or  
22 unenforceable by any court of competent jurisdiction, such decision shall not  
23 affect the validity of the remaining provisions of this Resolution. The Council  
24 hereby declares that it would have passed this Resolution and each section,  
25 paragraph, sentence, clause, word or phrase thereof irrespective of any  
26 provision being declared unconstitutional or otherwise invalid.