

Village of Bensenville
Board Room
12 South Center Street
Bensenville, Illinois 60106
Counties of DuPage and Cook

MINUTES OF THE VILLAGE BOARD OF TRUSTEES MEETING
August 28, 2018

CALL TO ORDER: 1. President DeSimone called the meeting to order at 6:30 p.m.

ROLL CALL: 2. Upon roll call by Village Clerk, Nancy Quinn, the following Board Members were present:

Carmona, Franz, Jaworska, Lomax, Panicola

Absent: Perez

A quorum was present.

Staff Present: E. Summers, F. Kosman, M. Patel, A. Thakkar, S. Viger, C. Williamsen

PUBLIC COMMENT: **Paul DeMichele – 17W275 Rodeck Lane**
Mr. DeMichele submitted a petition to the Village Board regarding parking along Green Street and Center Street in downtown Bensenville. The petition submitted has been attached to the minutes as “Exhibit A”. Mr. DeMichele also asked the Village Board to reconsider consent agenda item #11.

Gina Mellenthin – 4N150 Pine Grove Road
Ms. Mellenthin asked the Village Board to reconsider consent agenda item #11.

Garry Gardner – 17W131 Woodland
Mr. Gardner addressed the Village Board in regards to consent agenda item #11.

Doug Lavine – 4N386 Ridgewood Avenue
Mr. Lavine asked the Village Board to start their meetings at 7:00pm to allow more people to attend. Mr. Lavine addressed the Village Board regarding consent agenda item #11.

Christopher Colon – 17W047 White Pines Road
Mr. Colon addressed the Village Board in regards to consent agenda item #11.

**APPROVAL OF
MINUTES:**

3. The August 14, 2018 Village Board Meeting minutes were presented.

Motion:

Trustee Franz made a motion to approve the minutes as presented. Trustee Carmona seconded the motion.

All were in favor. Motion carried.

**WARRANT NO.
18/15:**

4. President DeSimone presented **Warrant No. 18/15** in the amount of \$639,563.40.

Motion:

Trustee Panicola made a motion to approve the warrants as presented. Trustee Lomax seconded the motion.

ROLL CALL:

AYES: Carmona, Franz, Jaworska, Lomax, Panicola

NAYS: None

All were in favor. Motion carried.

President DeSimone asked to move Village Manager's Report to this portion of the meeting. There were no objection from the Village Board.

**MANAGERS
REPORT:**

**Resolution No.
R-113-2018:**

5. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-113-2018** entitled a **Resolution Authorizing the Retention of Edelson PC as Special Legal Counsel in Connection with Litigation Related to the Opioid Crisis.**

Mr. Alfred Murray of Edelson PC presented to the Village Board an overview of proposed retention agreement and scope of representation. The presentation has been attached to the minutes as "Exhibit B".

There were no questions from the Village Board.

Motion:

Trustee Jaworska made a motion to approve the resolution as presented. Trustee Carmona seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Jaworska, Lomax, Panicola

NAYS: None

All were in favor. Motion carried.

Motion: 5. Trustee Perez made a motion to approve the Consent Agenda as presented. Trustee Lomax seconded the motion.

All were in favor. Motion carried.

Ordinance No.
36-2018:

An Ordinance Approving a Variance (shed, size) for Kamil Matyja, located at 751 S. Center Street. (Consent Agenda)

Ordinance No.
37-2018:

An Ordinance Declaring Sin Bin Hockey Shop Inventory and Equipment as Village Owned Surplus Property. (Consent Agenda)

Resolution No.
R-104-2018:

Resolution Authorizing a Master License Agreement with Universal Film Exchanges, LLC. (Consent Agenda)

Resolution No.
R-105-2018:

Resolution to Authorize Payment of \$28,337.82 to DuPage County for the First Capital Installment Payment of the Police Records Management System's Component of the Du Page Justice Information System. (Consent Agenda)

Ordinance No.
38-2018:

An Ordinance Approving an Amended Mutual Aid Agreement for the Northern Illinois Police Alarm System (NIPAS). (Consent Agenda)

Resolution No.
R-106-2018:

Resolution Authorizing the Execution of an Agreement with the Suburban Bus Division of the Regional Transportation Authority (PACE) for Participation in the Ride DuPage Program. (Consent Agenda)

Resolution No.
R-107-2018:

Resolution Authorizing the Execution of a License Agreement with MCI metro Access Transmission Services Corp., d/b/a Verizon Access Transmission Services to install Telecommunications within the Village of Bensenville Right-of-Way. (Consent Agenda)

Resolution No.
R-108-2018:

Resolution Approving an Acquisition of Necessary Right of Way, Permanent and/or Temporary Easements from Mr. Roland Zablocki of 702 W Green St (PIN 03-14-301-007) in the Not-to-Exceed Amount of \$12,750 Related to the Church Rd TAP-TCM Project. (Consent Agenda)

Resolution No.
R-109-2018:

Resolution Authorizing the Execution of an Engineering Services Agreement with Bollinger, Lach & Associates for the Church Rd TAP-TCM Project (Grove to IL-19) in the Not-to-Exceed Amount of \$115,720.01. (Consent Agenda)

Resolution No.
R-110-2018:

Resolution Authorizing the Execution of a Contract with Globe Construction Inc. of Addison, IL for the 2018 MFT Sidewalk Removal & Replacement Program in the not-to-exceed amount of \$40,000. (Consent Agenda)

Resolution No.
R-111-2018:

Resolution Authorizing the Execution of a Design Engineering Services Contract for the White Pines Water Main Replacement Project with Christopher B. Burke Engineering, Ltd. in the Not-to-Exceed Amount of \$437,323.26. (Consent Agenda)

Resolution No.
R-112-2018:

Resolution Authorizing the Execution of a Design Engineering Services Agreement for the 2019 Village Watermain Improvements Project with James J. Benes & Associates, Inc. in the Not-to-Exceed Amount of \$69,232. (Consent Agenda)

Motion:

Trustee Lomax made a motion to approve the Consent Agenda as amended. Trustee Franz seconded the motion.

ROLL CALL:

AYES: Carmona, Jaworska, Franz, Lomax, Panicola

NAYS: None

All were in favor. Motion carried.

Police

Department: Police Chief, Frank Kosman, introduced new Police Officer Anderson Davies to the Village Board and the Community.

**PRESIDENT'S
REMARKS:**

President DeSimone thanked all for their public comments. President DeSimone addressed concerns raised.

President DeSimone announced the last music in the park is on August 29th.

President DeSimone announced the Village is seeking a tree donation for its annual tree lighting event.

President DeSimone thanked all that participated in the Village's CMPA open house event on August 27th.

**VILLAGE ATTORNEY
REPORT:**

Village Attorney, Joseph Montana, had no report.

**EXECUTIVE
SESSION:**

Village Attorney, Joseph Montana, stated there was not a need for Executive Session.

ADJOURNMENT:

Trustee Carmona made a motion to adjourn the meeting. Trustee Jaworska seconded the motion.

All were in favor. Motion carried.

President DeSimone adjourned the meeting at 7:09 p.m.

Nancy Quinn
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 11th day, September 2018

PETITION FOR PUBLIC PARKING

We, the undersigned, being local business owners and customers of Bensenville, do not want our Green Street and Center Street diagonal parking converted to parallel parking. The accompanying loss of spaces would be catastrophic to our retail businesses.

SIGNATURE	STREET AND NUMBER	CITY	COUNTY	STATE
1. <i>Margaret Que</i>	9343 N. KINGS AVE	Franklin Park	Elk	IL
2. <i>John Chere</i>	1109 George St	Bensenville	DuPage	IL
3. <i>Martha Cavender</i>	35 E Van Buren	Villa Park	DuPage	IL
4. <i>Jonny Hendel</i>	414 Grace St	Bensenville		IL
5. <i>Tina Colantonio</i>	732 Dennis Dr	Bensenville	DuPage	IL
6. <i>Georgia Bedding</i>	1110 Medinan St	Bensenville	DuPage	IL
7. <i>Debra Biont</i>	16 W 625 Crest	Bensenville	DuPage	IL
8. <i>Karen Kayner</i>		Bens 411	DuPage	IL
9. <i>June McCirone</i>	442 Evergreen	Elmhurst	DuPage	IL
10. <i>Galley Bedding</i>	3415 Northwood Lane	Alsip	Will	IL
11. <i>Bernie Bohannon</i>	325 S. York Rd	Billerica	DuPage	IL
12. <i>Julie Indme</i>	15 Glenbrook Ct.	Oak Brook	DuPage	IL
13. <i>Debra Bedding</i>				IL
14. <i>Sail Krumm</i>	1404 Clove Ct	411 Prospect	Cook	IL
15. <i>[Signature]</i>	29 S. Center St	Bensenville	DuPage	IL
16. <i>Kris Gledin</i>	17 N. O. BLANK Rd	Bensenville	DuPage	IL
17. <i>Eric Ditzgeard</i>	3 N 550 Crown & 1/2	Elmhurst	DuPage	IL
18. <i>Karen Kayner</i>	4 N 386 Hawthorne	Bensenville	DuPage	IL
19. <i>Deann House</i>	16 W 620 Red Oaks	Bensenville	DuPage	IL
20. <i>Ingela Wille</i>	2108 Barron	Bensenville	DuPage	IL
<i>Barri Cool</i>	854 S Church	Bensenville	DuPage	

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1. <i>Patricia J. Guy</i>	245 Montclare	Wood Dale	DuPage	IL
2. <i>[Signature]</i>	175 N. Edgewood	Wood Dale	DuPage	IL
3. <i>Phil Weidner</i>	175 N. Edgewood	Wood Dale	DuPage	IL
4. <i>Linda Weiskopf</i>	175 N. Edgewood	Wood Dale	DuPage	IL
5. Ben Weiskopf	175 N. Edgewood	Wood Dale	DuPage	IL
6. <i>Kimberly Gibbons</i>	378 Elizabeth Dr	Wood Dale	DuPage	IL
7. <i>John Prouvanzano</i>	403 E. Stone	Addison	60101	IL DuPage
8. <i>Ann Marie Scuito</i>	139 Prospect Ave.	Wood Dale	DuPage	IL
9. <i>Lynne Squens</i>	422 E. Memorial	Birle	DuPage	IL
10. <i>Milly Anne</i>	236 Mohawk	Bensenville	DuPage	IL
11. <i>Patricia DuBois</i>	815 S Addison	Bensenville	DuPage	IL
12. <i>[Signature]</i>	6601 N. Olmsted 2E	Chicago	Cook	IL
13. <i>Jan Candre</i>	233 S. Center	Bensenville	DuPage	IL
14. <i>Frank Candre</i>	233 S. Center	"	"	IL
15. <i>[Signature]</i>	400 Pine Drive	Bensenville	DuPage	IL
16. <i>Georgi Giza</i>	440 E. Montrose	Wood Dale	DuPage	IL
17. <i>Ed L. Housh</i>	140 Harvey Ave	Wood Dale	DuPage	IL
18. <i>Kathleen Smith</i>	628 Victoria Ln	Wood Dale	DuPage	IL
19. <i>Wendy Christopher</i>	22 N. Ashby Way	Bensenville	DuPage	IL
20. <i>Ray Chapman</i>	22 N. Ashby Way	Bensenville	DuPage	IL

Kate Owen 2017 Linden PK Ridge Cook IL
Cheryl Tibbitts 1218 Spruce Ave Wood Dale DuPage IL
[Signature] 169 S. Fawcett Bensenville, DuPage, IL


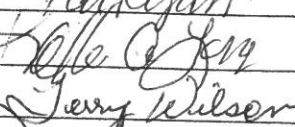
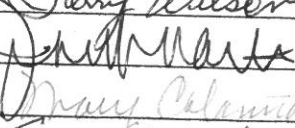
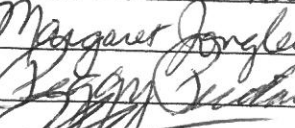
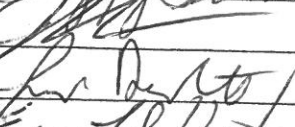
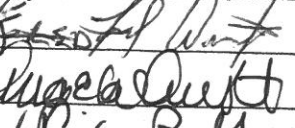
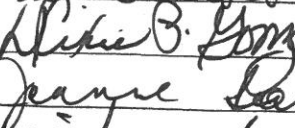
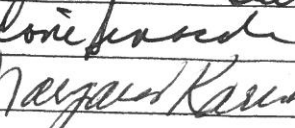
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SIGNATURE	STREET AND NUMBER	CITY	COUNTY	STATE
1. <i>A. Stummel</i>	35 Center	Ben	Dupage	IL
2. <i>R.R. Robinson</i>	17/19 S. Center	BN	Dupage	IL
3. <i>Joe E. Mann</i>	370 Foster Ave	Wood Dale	Dupage	IL
4. <i>Neil</i>	130 Madison	Bensenville	Dupage	IL
5. <i>Douglas D. Dwyer</i>	428 S. Walnut St	Bensenville	ILL	IL
6. <i>Pete Fish</i>	325 York Rd #320	Bensenville	Dupage	IL
7. <i>Andrea J. J. J.</i>	500 E. Kensington St	Bensenville	Dupage	IL
8. <i>Jan S. J.</i>	1043 Washington St	Bensenville	Dupage	IL
9. <i>Jan S. J.</i>	3642 Sunset	F, P	COOK	IL
10. <i>Anna L. J.</i>	436 N. Central	Wood Dale	Dupage	IL
11. <i>Kathleen E. J.</i>	1007 Glendale	Bensenville	Dupage	IL
12. <i>John G. J.</i>	71 W. Green St	Bensenville	Dupage	IL
13. <i>Frank E. J.</i>	3022 Sunset Dr	Franklin Park	COOK	IL
14. <i>Mike R.</i>	15 W. 621 Petricis Ln	Elmhurst	Dupage	IL
15. <i>John D. J.</i>	3 Madison Ctr	MADISON	"	IL
16. <i>William D. J.</i>	17 CHATTENDOR SQ	ROSELLE	DUPAGE	IL
17. <i>Lawrence M. J.</i>	3 Wheaton Center	Wheaton	Dupage	IL
18. <i>Charles E. J.</i>	39 Swift Naperville	Naperville	Dupage	IL
19. <i>John P. J.</i>	Mobile	Mobile	Mobile	IL
20. <i>Ray P. Frougton</i>	4404, N. MALLARD COVE	MASON	OH. WARREN	IL

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SIGNATURE	STREET AND NUMBER	CITY	COUNTY	STATE
1. 	4358 Arborview Dr	Lisle	DuPage	IL
2. P.S. Hardie	14 S. GLENVIEW AVE	LOMBARD	DuPage	IL
3. Pat Ryan*	31269 Emerald Ave	ELMHURST	DuPage	IL
4. 	424 W. 1st	Bensenville	DuPage	IL
5. Jerry Wilson	100 W. Roosevelt Ave.	Bensenville	DuPage	IL
6. 	17004 NORTH ST.	Bensenville	DuPage	IL
7. Tina Colantonio	1209 Green Valley	Bensenville	DuPage	IL
8. BEV LARSON	732 Dennis Dr	Bensenville	DuPage	IL
9. Sister Eleanor Bloch	2385 DIVISION	Bensenville	"	IL
10. Margaret Jorgensen	1024 S. YORK ST.	Bensenville	DuPage	IL
11. 	450 Albion Ave	Roselle	Cook	IL
12. George Jorgensen	1108 Hellside	Bensenville	DuPage	IL
13. 	120 E GEORGE	Bensenville	DuPage	IL
14. Mr. DeLo	301 E RIO OAK	Bensenville	DuPage	IL
15. 	175 N. Edgewood Ave	Wood Dale	DuPage	IL
16. Angela Quitt	119 David Dr.	Bensenville	DuPage	IL
17. 	16 W. 740 Red Oak	Ben.	" "	IL
18. Marie B. Gonsky	374 Boulder	Ben.	" "	IL
19. 	305 Hawthorne	Bensenville	DuPage	IL
20. Donald Kaur	117 E Memorial	Bensenville	DuPage	IL

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SIGNATURE	STREET AND NUMBER	CITY	COUNTY	STATE
1. Shirley J. Bailey	471359 Pine Grove Ave	Bensenville	Dupage	IL
2. Jacob Kaurin	445 3. Judson	Bensenville	Dupage	IL
3. My	175 N. Edgewood Ave	Wood Dale	Dupage	IL
4. Ben Weston	175 N. Edgewood Ave	Wood Dale	Dupage	IL
5. Linda Westberg	175 N. Edgewood Ave	Wood Dale	Dupage	IL
6. Fred Westberg	175 N. Edgewood Ave	Wood Dale	Dupage	IL
7. Pat Dean	245 E. Normandy	Addison	Dupage	IL
8. Kathy Smith	628 Victoria	Wood Dale	Dupage	IL
9. Sally Grace	236 Moffatt	Bensenville	Dupage	IL
10. Vicky Green	236 Moffatt	Bensenville	Dupage	IL
11. Colleen McCoy	130 E. Grand	Elmhurst	Dupage	IL 60126
12. Marilyn Jacobson	130 E. Grand	Elmhurst	Dupage	IL 60126
13. Lisa Welch	283 S. Oakland St.	Elmhurst	Dupage	IL 60126
14. Shelly Kelly	4306 Franklin Ave.	Franklin Park		IL 60131
15. Joanne Hendon	414 S. Grace	Bensenville	Dupage	IL
16. Pamela Jones	181 Rose	Bensenville	Dupage	IL
17. Ellen Marie Smith	139 Prospect Ave.	Wood Dale	Dupage	IL 60191
18. Nancy Green	465 Dominion	"	"	IL 60191
19. Kathy Rich	717 5th Ave.	Addison	"	IL 60101
20.				IL

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1. <i>Roberta Keldett</i>	114 Green St	Bensenville	DuPage	IL
2. <i>Engie Wilk</i>	208 Barron	Bensenville	DuPage	IL
3. <i>Jean Mitani</i>	309 Barron St	Bensenville	DuPage	IL
4. <i>Marce Tash</i>	1042 Dolores	Bensenville	DuPage	IL
5. <i>Gloria</i>	7 Barrington Crt.	LITH	McHenry	IL
6. <i>Ludlow Johnson</i>	8974 N. Chestnut	River Grove	Cook	IL
7. <i>John</i>	245 Noma Dr	ADAMS	DuPage	IL
8. <i>Mary Ann Richter</i>	809 S. Golfview	MT Prospect	Cook	IL
9. <i>Janet Pato</i>	3737 Highland	Bensenville	DuPage	IL
10. <i>John A. Cicca</i>	237 W. Walnut	Bensenville	DuPage	IL
11. <i>Shirley Reuss</i>	321 Charlotte	Elk, IL	Cook	IL
12. <i>Ray Olson</i>	822 N. Forest St	Bensenville	DuPage	IL
13. <i>John Christopher</i>	22 N. Ashby Way	Bensenville	DuPage	IL
14. <i>Karen Olson</i>	120 E. Van Buren	Villa Park	IL	IL
15. <i>LAVREN PIETRO</i>	1123 N. ELLIS ST	Bensenville	DuPage	IL
16. <i>Barry Hull</i>	164 Eagle Point	FOX LAKE	IL	IL
17. <i>BARB HULL</i>	164 EAGLE POINT RD	FOX LAKE	LAKE	IL
18. <i>Paula Rebeck</i>	3N435 PATRICIA LN.	ELMHURST	DU PAGE	IL
19. <i>Karen Amatore</i>	1001 MEDINAH ST.	BENSENVILLE	DUPAGE	IL
20. <i>Claire Cooper</i>	448 A. Grace St.	Bensenville	DuPage	IL

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1. <i>Ann Marie Scuto</i>	139 PROSPECT AVE.	WOOD DALE	DuPAGE	IL
2. <i>Marilyn Kolby</i>	322 Marshall	B Villa	DuPage	IL
3. <i>Judith M. Fink</i>	556 N. LaSalle	Northlake	Cook	IL
4. <i>Betty Benney</i>	920 Medinah St.	Bensenville	DuPage	IL
5. <i>Jan Galeana</i>	920 Medinah St	Bensenville	DuPage	IL
6. <i>Shirley Bailey</i>	4N 359 Pine Avenue	Bensenville	DuPage	IL
7. <i>[Signature]</i>	367 Montrose	Wood Dale	DuPage	IL
8. <i>[Signature]</i>	169 S. Franzen St.	Bensenville	DuPage	IL
9. <i>[Signature]</i>	2320 Buckingham	WOODDALE	DuPage	IL
10. <i>Alberta Murawski</i>	227 Thomas	WD	DuPage	IL
11. <i>[Signature]</i>	268 Sunnyside	Wood Dale	DuPage	IL
12. <i>Christina McCauley</i>	750 John St.	Bensenville	DuPage	IL
13. <i>[Signature]</i>	112 David Dr	Bensenville	DuPage	IL
14. <i>[Signature]</i>	2026 Cypress	Wood Dale	DuPage	IL
15. <i>Begonia Ryan</i>	480 KNOXWOOD DR	WOOD DALE	DuPAGE	IL
16. <i>Carol T. Delmud</i>	2264 S. Elizabeth St	LOMBARD	DuPage	IL
17. <i>[Signature]</i>	791 John St	Bensenville	DuPage	IL
18. <i>[Signature]</i>	325 York Rd	BENS	DuPage	IL
19. <i>[Signature]</i>	726 PERRYWOOD LN	BENS	DuPage	IL
20. <i>Barbara Gray</i>	301 Montclair St	WD	DuPage	IL
<i>Bob Keller</i>	777 Plantwood Lane	Bens.	DuPage	

Dear Chiefs ~ we are trying to
 stop parallel parking please sign
 for me.

for
 Callen

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1. J. Jina	440 E. Montrose	Wood Dale	DuPage	IL
Eileen C Benson	604 Catherine Ct	Wood Dale	DuPage	IL
Brian W. Winkler	100 W Roosevelt Ave	B'Ville	DuPage	IL
4. Jacquelyn Jachin	191 N Waters Edge	Granville W.D.	DuPage	IL
5. Peggy Harte	2025 W. Parkview	HE	COOK	IL
6. M. H. Harte	460 S. Harvard	Villa Park	DuPage	IL
7. John Harte	104 W Green St	Bensenville	DuPage	IL
8. Axel Nava	104 W Green St	Bensenville	DuPage	IL
9. Rocio Galeana	104 W Green St	Bensenville	DuPage	IL
10. Adan Nava	104 W Green St	Bensenville	DuPage	IL
11. Marilyn O'Reilly	885 Hillcrest Blvd.	Hoffman Est	Cook	IL
12. F. J. Jachin	4 N 114th	Bensenville	DuPage	IL
13. Robert J. Jachin	100 W Roosevelt St	Bensenville	DuPage	IL
14. Larry Wilson	100 Roosevelt St	Bensenville	DuPage	IL
15. Maria Colantuoni	1009 Green Valley	Bensenville	DuPage	IL
16. J. Marcussen	240 J. York Rd	Bensenville	DuPage	IL
17. J. Harte	1533 Ascot Rd	ADDISON	DuPage	IL
18. Carrie M. Berkich	417 N. Walnut St.	ITasca	DuPage	IL
19. Beth Storti	100 W Green St	Bensenville	DuPage	IL
20. Annette Storti	100 W Green St	Bensenville	DuPage	IL

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1. Donna Colombani	411 Hiawatha	WD	DuPage	IL
2. J. Hendle	414 Grace	Bensenville	DuPage	IL
3. Samuel Spina	150 Jefferson Lane	Streamwood	Cook	IL
4. Emilie P. Ott	325 S. York Rd. 602	Bensenville	DuPage	IL
5. Susan M. Sacco	466 Dunlap Street	Wood Dale	DuPage	IL
6. Blanka Horal	264 S. CENTER	BENSENVILLE	DuPage	IL
7. Katherina A. Sui	146 S. MASON ST.	Bensenville	DuPage	IL
8. Susan Greene	335 N. Trangen	Buile	Illuppi	IL
9. J. Carpenter	3x1280 W. 43rd	Elmhurst	DuPage	IL
10. Shauna Johnson	129 W. Belmont Ave	Buile	DuPage	IL
11. Crystal Batten	3820 N. Newland	Chicago	Cook	IL
12. Bobbie R. R. R.	11 W. Green St	Bensenville	DuPage	IL
13. John Klein	18 Woodlawn Ave	Joliet	Will	IL
14. Linda Wreck	325 S. York Rd	Bens	DuPage	IL
15. Lynn Dubman	11 W. Green St.	Bensenville	DuPage	IL
16.				IL
17.				IL
18.				IL
19.				IL
20.				IL

The Opioid Epidemic

The Devastating Impact on Illinois Communities and
their Budgets, and What's Being Done to Turn it Around

The Opioid **Epidemic**

Prescription opioids—like Oxycodone (OxyContin®) and Hydrocodone (Vicodin®)—are devastating the nation. An American dies from an opioid overdose every sixteen minutes. And prescription opioid overdose deaths in America now outnumber firearm homicides.

In addition to the pain caused to individuals and families affected by the epidemic, communities across the United States have shouldered real costs in trying to combat the epidemic.



Per 100,000 population
0 5 10 15 20 25

United States, overdose deaths involving opioids, by county (2015)

62,500

People die each year
from opioid overdoses

\$1 Trillion

Estimated economic cost of
the opioid epidemic from
2001–2017

259M

Opioid prescriptions written in
2014 alone

\$500 Billion

Projected economic losses from
2018–2020 to combat the crisis

The Opioid Epidemic

A recent study from Altarum estimated that in 2017, the economic burden of prescription opioid abuse in the United States exceeded **\$115 billion**, consisting of:

- Lost Productivity
 - Employee absenteeism and presenteeism
 - Employee assistance programs
 - Job placement and unemployment dropout prevention
- Increased Health Care Costs
 - Prescription costs
 - Medical costs associated with treating addiction, including clinics
 - Treatments for children of opioid addicts
 - Administrative burden for processing opioid-related claims
- Increased Criminal Justice Costs
 - Increase in policing opioid-related crimes
 - Opioid-related crimes clogging court dockets and operation of drug court
 - Increased police and fire calls for opioid overdoses
 - Drug testing and probation
 - First responder training, including on overdose reversal drugs
 - Overcrowding in jails
 - Substance abuse treatment for prisoners
- Child and Family Assistance Programs
- Education Programs
- Miscellaneous

\$66 Billion

\$25 Billion

\$9 Billion

\$7 Billion

\$5 Billion

Unknown

The Impact on **Illinois**

According to the Illinois Department of Human Services, the opioid crisis has had a particularly devastating impact on Illinois. Opioid overdoses in Illinois now claim more lives than homicides and car accidents combined. Unfortunately, opioid-related deaths went up 82% from 2013 through 2016.



1,826

In 2016, there were over 2,278 drug-related overdose deaths. Over 80% (1,826) were opioid-related.

66%

Illinois emergency rooms saw a 66 percent spike in opioid overdose visits since last year

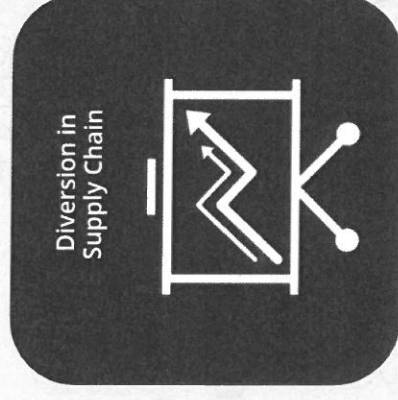
Clamping Down on the Opioid Epidemic

In an effort to clamp down on the epidemic, hundreds of lawsuits have been filed against opioid manufacturers and distributors, seeking to hold them responsible for the costs incurred by communities nationwide.

While different cases have taken different approaches, the general facts and allegations are similar and fall into **two broad categories of claims**:



- Manufacturers have **engaged in fraudulent and deceptive practices** that have causes excessive opioid prescription rates



- Distributors **have engaged in negligent and/or intentional conduct leading to vast amounts of diversion** (*i.e.*, non-prescription sale and consumption) in the opioid supply chain

Clamping Down on the Opioid Epidemic

Specific causes of action vary by case and by defendant category, but generally include:

- Violations of consumer protection statutes;
- Public nuisance claims;
- Negligence;
- Common law fraud;
- Unjust enrichment; and
- Violations of Medicaid Program Integrity laws.

In addition to counties, municipalities, and tribal entities, at least ten states have separately filed suits in different jurisdictions.

THE MAJOR MANUFACTURERS

Purdue Pharma L.P.

Allergan, PLC (Watson Pharma)

Teva Pharmaceuticals Industries Ltd. (Cephalon)

Johnson & Johnson (Janssen Pharmaceuticals)

Endo Health Solutions

Mallinckrodt PLC

THE MAJOR DISTRIBUTORS

McKesson Corporation

Cardinal Health, Inc.

Amerisource Bergen Corp.

Clamping Down on the Opioid Epidemic

All of the pending federal actions were recently consolidated into an MDL in the Northern District of Ohio.

- At a hearing on January 9, 2018, the MDL Court stated that “federal court is probably the least likely branch of government to try and tackle” the epidemic. See *In Re: National Prescription Opiate Litigation*, MDL No. 2804 at Dkt. 58 (N.D. Ohio).
- Nevertheless, after a lengthy, behind-closed-doors meetings with lead counsel, the MDL Court announced that it contacted some select State Attorneys General in an effort to have them back off of state court litigation in favor of an injunctive-based settlement.

- We agree that non-litigation solutions, like changes in prescription practices, are crucial to abating this epidemic.
- But we also believe that the pharmaceutical companies must compensate communities for the devastating economic impact they caused—including costs already shouldered by communities fighting the epidemic.

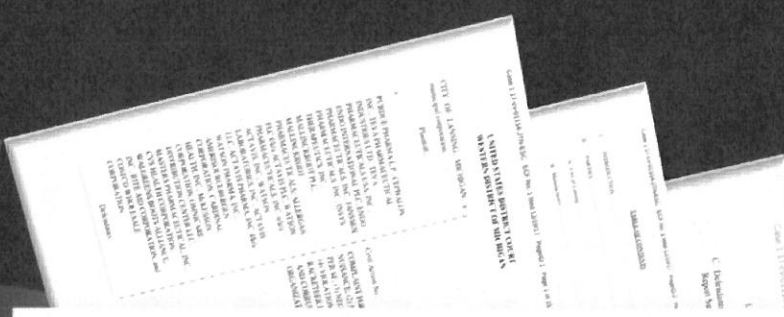


See *In Re: National Prescription Opiate Litigation*, MDL No. 2804 at Dkt. 58 (N.D. Ohio).

The **Federal Approach**

Most of the governments involved in the MDL are pursuing **all** their claims through the MDL and are now "parked," sitting alongside hundreds of other communities.

We disagree with this approach.

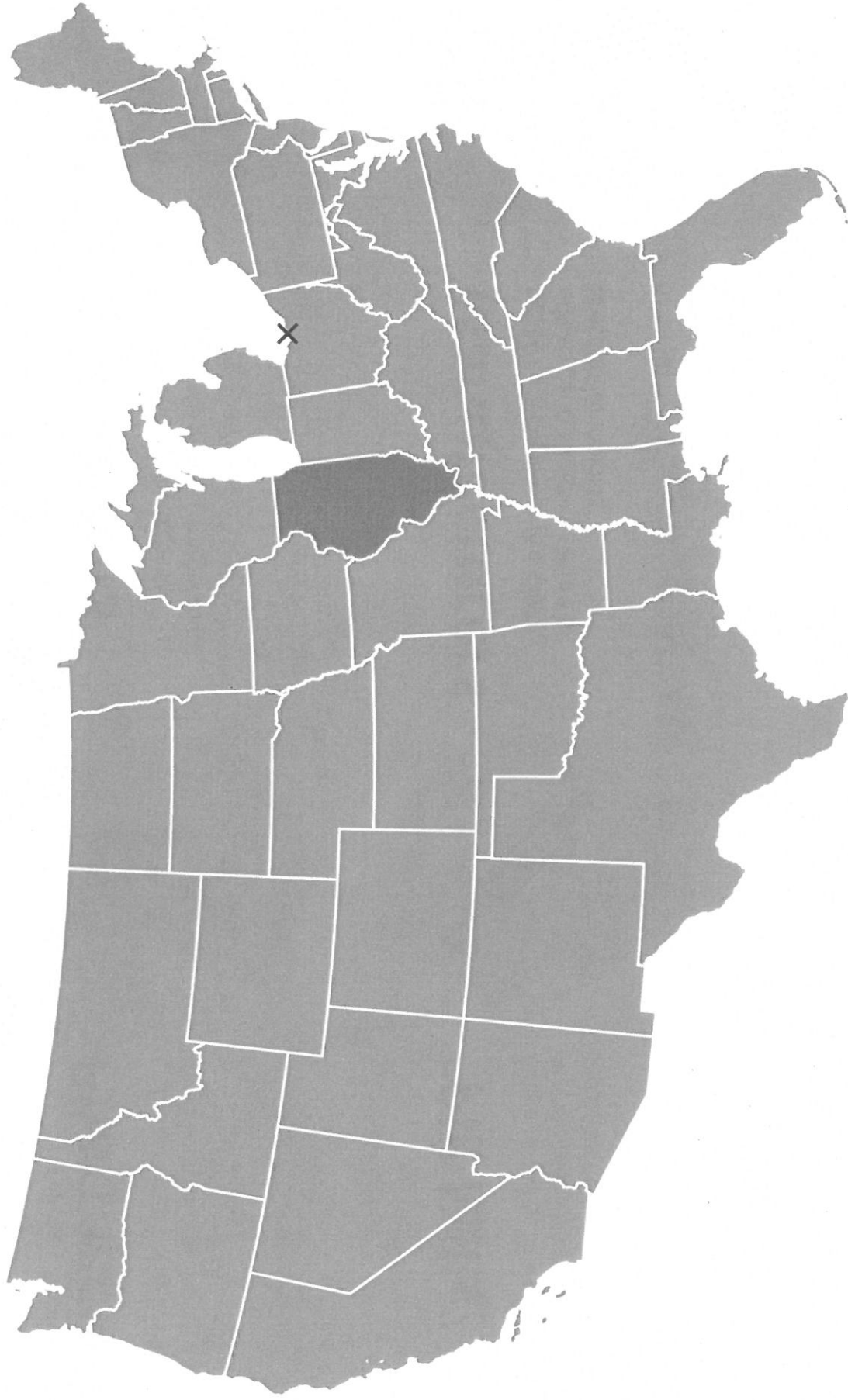


PURDUE PHARMA L.P., CEPHALON, INC., TEVA PHARMACEUTICAL INDUSTRIES LTD., TEVA PHARMACEUTICALS USA, INC., ENDO INTERNATIONAL PLC, ENDO PHARMACEUTICALS, INC., JANSSEN PHARMACEUTICALS, INC., INSYS THERAPEUTICS, INC., MALLINCKRODT PLC, MALLINCKRODT PHARMACEUTICALS, ALLERGAN PLC f/k/a ACTAVIS PLC, WATSON PHARMACEUTICALS, INC. n/k/a ACTAVIS, INC., WATSON LABORATORIES, INC., ACTAVIS LLC, ACTAVIS PHARMA, INC. f/k/a WATSON PHARMA, INC., AMERISOURCEBERGEN CORPORATION, CARDINAL HEALTH, INC., MCKESSON CORPORATION, OMNICARE DISTRIBUTION CENTER LLC, MASTERS PHARMACEUTICAL, INC., CVS HEALTH CORPORATION, WALGREENS BOOTS ALLIANCE, INC., RITE AID CORPORATION, and COSTCO WHOLESALE CORPORATION.

Defendants.

Our **Approach**

Illinois communities should **pursue their claims in state court** and monitor federal MDL.



Our **Approach**

The following are the four primary categories of entities involved:



Distributors

Liabile for pumping excess
opioids into Illinois communities



Manufacturers

Liabile for lying about the safety,
efficacy, and addictive nature of
prescription opioids



Pharmacies

Liabile for systematically filling
invalid opioid prescriptions



"Pill Mills"

Liabile for prescribing opioids
for non-medical or unapproved
purposes

Our **Approach**

AP Associated Press

**“Illinois disqualifies doctor known as
‘Dr. Million Pills’”**

**“[A]n Illinois doctor known as ‘Dr.
Million Pills’ . . . lavishly prescrib[ed]
opioid pain pills without examining
patients”**

by Carla K. Johnson



Our **Approach**

Pill Mill Defendants

- Pill mills **must be shut down** as soon as possible for public safety.
- Pill mills are the key to keeping Illinois communities' lawsuits in Illinois state court.
- In exchange for reduced civil liability, these defendants may also provide important information as to the sales and distribution practices of major distributors