

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY OF DENTON OPTING OUT OF PROPOSED CLASS ACTION SETTLEMENT AGREEMENTS FOR THE AQUEOUS FILM-FORMING FOAM (AFF) PRODUCT LIABILITY LITIGATION (MDL 2872); DISTRICT COURT OF THE DISTRICT OF SOUTH CAROLINA, MASTER DOCKET NO. 2:18-MN-2873-RMG; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of Denton is potentially part of a class of plaintiffs included in proposed class action settlement agreements for the Aqueous Film-Forming Foam (AFF) Product Liability Litigation (MDL 2872); District Court of the District of South Carolina, Master Docket No. 2:18-MN-2873-RMG (the “MDL Action”); and

WHEREAS, two settlement agreements with (i) 3M Company (“3M”) and (ii) E.I. Du Pont de Nemours and Company (n/k/a EIDP, Inc.), DuPont de Nemours Inc., The Chemours Company, The Chemours Company FC, LLC, and Corteva, Inc. (collectively, “DuPont”) have been reached and are under review in the MDL Action; and

WHEREAS, City staff recommend opting out of the above referenced MDL Action settlement agreements; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY RESOLVES:

SECTION 1. The recitals and findings contained in the preamble of this resolution are incorporated into the body of this resolution.

SECTION 2. City Council hereby directs and delegates authority to the City Manager, or their designee, and the City Attorney, or their designee, to take any and all actions required to opt out of the MDL Action settlement agreements.

SECTION 3. This resolution, upon its passage and approval, shall be made effective immediately upon its approval.

The motion to approve this resolution was made by \_\_\_\_\_ and seconded by \_\_\_\_\_; the resolution was passed and approved by the following vote [\_\_\_\_ - \_\_\_\_]:

	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
Mayor Gerard Hudspeth:	_____	_____	_____	_____
Vicki Byrd, District 1:	_____	_____	_____	_____
Brian Beck, District 2:	_____	_____	_____	_____
Paul Meltzer, District 3:	_____	_____	_____	_____
Joe Holland, District 4:	_____	_____	_____	_____

Brandon Chase McGee, At Large Place 5: \_\_\_\_\_

Chris Watts, At Large Place 6: \_\_\_\_\_

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
GERARD HUDSPETH, MAYOR

ATTEST:  
JESUS SALAZAR, CITY SECRETARY

BY: \_\_\_\_\_

APPROVED AS TO LEGAL FORM:  
MACK REINWAND, CITY ATTORNEY

BY: \_\_\_\_\_