

Date of Meeting: October 26, 2021

### CLOSED SESSION MOTION

Mr. Mayor, I move that the City Council convene in closed executive session at this time to discuss the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the City would be adversely affected; actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiation or litigating posture of the City; and a specific legal matter requiring the provision of legal advice; specifically, potential investment of public funds for development on the west end of the City; potential settlement of litigation involving the opioid epidemic; and potential enforcement actions against a utility that has reliability concerns for the public; pursuant to Sections 2.2-3711(A)(6), (A)(7) and (A)(8) of the Code of Virginia.

### POST EXECUTIVE SESSION MOTIONS

Mr. Mayor, I move that the City Council reconvene in open session

Mr. Mayor, I move that the City Council adopt the resolution regarding the Closed Executive Session previously circulated to Council.

Mr. Mayor, I move that the City Council adopt the attached resolution approving of the City's participation in the proposed settlement of opioid-related claims against McKesson, Cardinal Health, AmerisourceBergen, Janssen and their related corporate entities, and directing the City Attorney and/or the City's outside counsel to execute the documents necessary to effectuate the City's participating in the settlements.

Mr. Mayor, I move that the City Council authorize the City Manager to execute a Second Amendment to the Development and Financing Agreement between the City, Landmark Holdings, LLC, and Inova Health Care Services in substantial conformance with the attached proposed second amendment including the environmental remediation cost sharing among the parties as well as environmental indemnification amendments to the Ground Lease between Inova Health Care Services and the City's Industrial Development Authority.