

RESOLUTION NO. 6-04
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Robert L. Corbin ON THE 16th DAY OF February, 2004.

A RESOLUTION AUTHORIZING THE MAYOR AND THE CITY MANAGER TO ENTER INTO AN AGREEMENT TO SETTLE PENDING LITIGATION.

WHEREAS, the City and several of its employees and its municipal judge are presently named as parties in the following litigation cases wherein Jo Anne Reno and Joseph Reno are plaintiffs; and

WHEREAS, the plaintiffs and defendants have agreed to settle said cases upon the terms set forth in the body of this Resolution; and

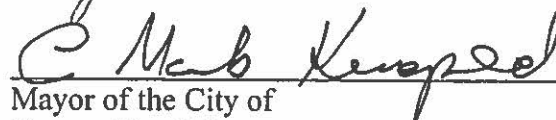
WHEREAS, this Council is of the opinion that the proposed settlement is in the best interests of the citizens of this City.

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section 1. That the Mayor and the City Manager are authorized to enter into a settlement agreement with Jo Anne Reno and Joseph Reno and their attorneys on behalf of the City provided that said agreement contains the following terms and conditions and is approved as to form by the Municipal Attorney:

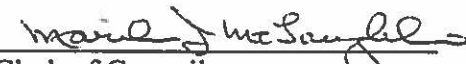
1. That the sum of \$20,000.00 be paid to Jo Anne Reno and Joseph Reno (Renos) by the City through its insurers at the time of the execution of the Release and Settlement Agreement.
2. That the Renos release the City, all City employees and the City Prosecutor for all incidents through the date of execution of the Release and Settlement Agreement.
3. That all pending law suits and appeals be dismissed.
4. That the Renos acknowledge in said Release and Settlement Agreement that any future violations of City ordinances will potentially subject them to criminal liability under the Centerville Zoning Ordinance.
5. That the pending criminal charge against Joseph Reno will be dismissed.
6. That the Renos agree to cease all retail operations at 7777 Cliffview Ct., Centerville, Ohio no later than July 1, 2004 and all business operations at said address no later than August 1, 2004.
7. That all parties be responsible for the payment of their respective attorneys' fees and related expenses.

PASSED THIS 16th day of February, 2004.



Mayor of the City of
Centerville, Ohio

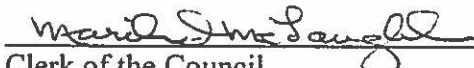
ATTEST:



Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 6-04, passed by the Council of the City of Centerville, Ohio on the 16th day of February, 2004.



Clerk of the Council

Approved as to form, consistency with the
Charter and Constitutional Provisions.
Department of Law
Robert N. Farquhar
Municipal Attorney