

ORDINANCE NO. 31 -86

BY: Albert Meyer

An Ordinance to approve the settlement of litigation styled as Seymour, et al. v. City of Bexley and to declare an emergency.

WHEREAS, the City is a party defendant in two lawsuits styled as Seymour, et al. v. City of Bexley, Case No. 85CV-02-5683 and Case No. 86CV-02-704, in the Court of Common Pleas of Franklin County, Ohio; and

WHEREAS, the parties have agreed to settle and dismiss the litigation without the payment of any sums by the City of Bexley; now, therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY,  
OHIO:

Section 1. That the City agree to the settlement and dismissal of said litigation on the condition that the plaintiffs release the City from any and all claims and liabilities and dismiss the litigation with prejudice.

Section 2. That the Mayor and Auditor be, and each of them hereby is, authorized and directed to execute a settlement agreement on behalf of the City in form and substance acceptable to the City's special counsel in such litigation.

Section 3. That this Ordinance is an emergency ordinance necessary for the immediate preservation of the public peace, health and safety and shall go into effect upon its passage and approval by the Mayor.

Passed: May 13, 1986

Attest: John J. Houben  
Clerk of Council

W. Joehmet  
President of Council

APPROVED: May 13, 1986

David H. Madison  
David H. Madison, Mayor

May 13, 1986 - 1<sup>st</sup> reading  
Sup. & Adopt.