

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE DOCUMENTS
NECESSARY TO END THE LITIGATION FILED BY JOSHUA SILVERMAN AND
AUTHORIZING THE CLERK-TREASURER TO EXPEND FUNDS TO SETTLE THIS
PENDING LITIGATION, AND DECLARING AN EMERGENCY

WHEREAS, on April 13, 2010, Joshua Silverman filed a complaint in the Franklin County Court of Common Pleas captioned Joshua Silverman v. Ohio State Bureau of Workers' Compensation Admr. Marsha Ryan, et al., Case No. 10CV-04-5658; and

WHEREAS, Joshua Silverman and the Village of Minerva Park now intend, in good faith, and in the interest of full and final compromise, settlement and satisfaction of all claims between them, desire to resolve and settle their differences;

NOW, THEREFORE, be it resolved by the Council of the Village of Minerva Park, Franklin County, State of Ohio, that:

- Section 1. The Clerk-Treasurer is hereby authorized and directed to pay Joshua Silverman the sum of One Thousand Dollars and No Cents (\$1,000.00). Joshua Silverman is solely responsible for the payment of any and all taxes, including penalties and interest, that might be determined to be owed on these amounts.
- Section 2. The Mayor is hereby authorized and directed to enter into and execute a Settlement Agreement and to execute any other documents necessary to resolve and forever end the litigation filed by Joshua Silverman. A copy of the Settlement Agreement, attached hereto as Exhibit A, is made a part hereof as if fully rewritten herein.
- Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Minerva Park that resulted in formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.
- Section 4. All prior resolution(s) or any part thereof, which is(are) inconsistent with this resolution is(are) hereby repealed as to the inconsistent part(s) thereof, and the remainder of said resolution(s) not inconsistent with this resolution shall remain in full force and effect.
- Section 5. Council declares this to be an emergency measure necessary for the public health, safety, and welfare of the residents of the Village of Minerva Park, such emergency arising out of the need to provide support to planners of the Mid-Ohio Regional Planning Commission on a timely basis. Wherefore, this resolution shall take effect and shall be in force upon its passage.

First Reading: Waived February 14, 2011
Second Reading: Waived February 14, 2011
Third Reading: Waived February 14, 2011
Passed: February 14, 2011

Lynn Eisentrout, Mayor, Village of Minerva Park

Attest Suzanne Coulter, Clerk-Treasurer,
Village of Minerva Park

Reviewed by Counsel