

Sponsor Brown/Hendler

RESOLUTION NO. 13-14

A RESOLUTION AUTHORIZING THE CITY OF JACKSON TO ENTER INTO AN AGREEMENT RESOLVING ALL PENDING LITIGATION WITH U.S. RAIL CORP AND DECLARING AN EMERGENCY.

WHEREAS, the City of Jackson is engaged in litigation in the Jackson County Court of Common Pleas with U.S. Rail Corp.; and

WHEREAS, the City of Jackson is willing to, at this time, and upon the understanding that U.S. Rail will pay real estate taxes as required by the lease agreement, enter into a mutual release and dismissal of all claims; and

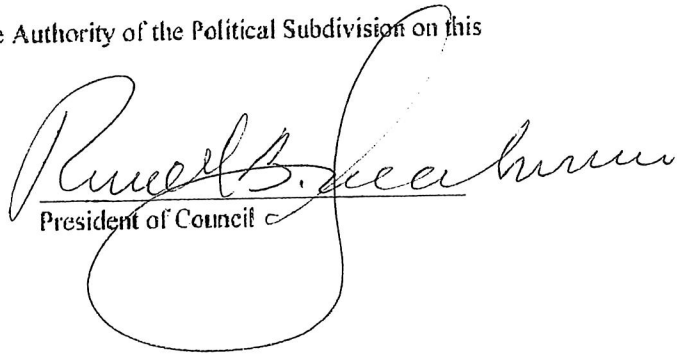
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JACKSON:

SECTION 1: That the City of Jackson hereby authorizes the approval of the Mutual Release, Agreed Entry and Dismissal Notices in forms and terms suitable to the attorney for the City of Jackson, and requiring payment of real estate taxes as required by the terms of the lease.

SECTION 2: This resolution is declared to be an emergency measure for the general health, safety, and welfare of the citizens of the City of Jackson. In the event this Resolution receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Resolution shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

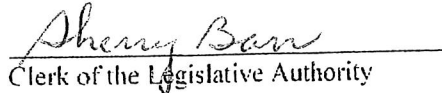
It is hereby found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 10th day of March, 2014.



President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 10th day of March, 2014.



Mayor