

2  
3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. 85 - 2012

6  
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF LAW TO  
8 ENTER INTO A SETTLEMENT AGREEMENT REGARDING THE  
9 LEGAL CLAIM OF ASSOCIATED MATERIALS, LLC, AND  
10 DECLARING AN EMERGENCY.

11  
12 WHEREAS, on June 12, 2012, Associated Materials, LLC filed a legal claim against the City of  
13 Cuyahoga Falls relative to events occurring on June 5, 2012; and

14  
15 WHEREAS, the parties have negotiated a proposed resolution of all of the issues involved in  
16 the claim,

17  
18 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County  
19 of Summit, and State of Ohio, that:

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21 Section 1. The Director of Law is hereby authorized to execute a settlement agreement  
22 relative to the above-captioned claim, on the basis of the proposal negotiated and presented to  
23 City Council on October 8, 2012.

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25 Section 2. The Director of Finance is hereby authorized and directed to make payment for  
26 same from the Electric Fund.

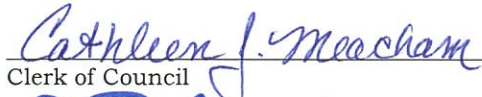
27  
28 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions  
29 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent  
30 herewith and which have not previously been repealed are hereby ratified and confirmed.

31  
32 Section 4. It is found and determined that all formal actions of this Council concerning and  
33 relating to the passage of this ordinance were taken in an open meeting of this Council and that  
34 all deliberations of this Council and of any committees that resulted in those formal actions were  
35 in meetings open to the public, in compliance with all legal requirements including Chapter 107  
36 of the Codified Ordinances.

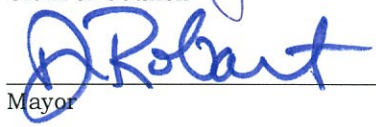
37  
38 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the  
39 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga  
40 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the  
41 members elected or appointed to Council, it shall take effect and be in force immediately upon its  
42 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest  
43 period allowed by law.

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45  
46 Passed: 10-8-12

47   
48 President of Council

49   
50 Clerk of Council

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52  
53 Approved 10/9/12

54   
55 Mayor