

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 29 - 2014

6
7 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
8 SETTLEMENT AGREEMENT IN THE CASE OF *IN RE ESTATE OF*
9 *FERRATO*, AND DECLARING AN EMERGENCY.

10
11 BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State
12 of Ohio, that:

13
14 Section 1. The Mayor is hereby authorized to execute a settlement agreement in the case of
15 *In re Estate of Ferrato*, Summit County Court of Common Pleas, Probate Division, Case No. 2011
16 ES 985, and Ohio Court of Appeals, Ninth District, Case No. 26742.

17
18 Section 2. The Mayor and/or Director of Law, as indicated, are hereby authorized to execute
19 and file such pleadings and documents with the court or other agencies, including, without
20 limitation, a stipulated judgment entry and any other pleadings necessary to effectuate the intent
21 of the parties as set forth in the proposed settlement agreement.

22
23 Section 3. The Director of Finance is hereby authorized to make payment in an amount
24 negotiated by the Mayor and/or Director of Law as settlement of the above case from the
25 Compensated Absences Fund, line item Other Operations and to increase appropriations
26 accordingly.

27
28 Section 4. 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29 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent
30 herewith and which have not previously been repealed are hereby ratified and confirmed.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 5. 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 6. 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.

44
45 Passed: 3/24/2014

46 Mary Ellen Pyke
47 President of Council

48 David Cain
49 Clerk of Council

50
51 Approved: 3-26-14

52 [Signature]
53 Mayor

54 3/10/14