

RESOLUTION TO APPROVE SETTLEMENT AGREEMENT AND MUTUAL RELEASE

Whereas, the Council for the Village of West Lafayette, Ohio has a legal matter in litigation with Winelco, Inc. and Mack Industries, Inc.; and,

Whereas, the matter has been resolved subject to payment to subcontractors of Winelco, Inc. by Winelco, Inc., by Mack Industries, Inc., or by the Village of West Lafayette, Ohio, on behalf of the contractor;

NOW THEREFORE, BE IT RESOLVED as follows:

Section I: The Village Council for West Lafayette, Ohio approves the settlement agreement attached hereto upon advice and recommendation of legal counsel.

Section II: The Village Council for West Lafayette, Ohio believes the settlement agreement to be in the best interest of the citizens of West Lafayette, Ohio.

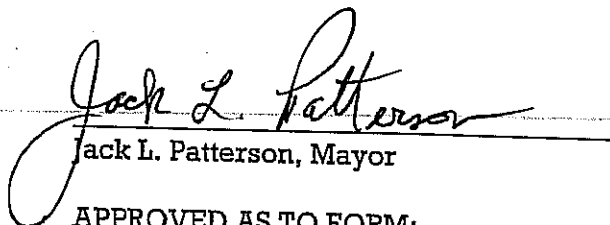
Section III: The Village Council for West Lafayette, Ohio has determined based upon competent and credible information that funds are available to complete terms of the settlement.

Section IV: The Village Council for West Lafayette, Ohio has determined the mutual release to be acceptable and in the best interest of the citizens of the Village of West Lafayette, Ohio.

Section V: Mayor, Jack L. Patterson, is hereby authorized and directed to sign said Settlement Agreement and Mutual Release upon his examination and advice of legal counsel.

Section VI: That this resolution shall be and is hereby declared to be an emergency measure necessary for the health, safety, and welfare of the citizens of West Lafayette, Ohio, and for reason that this legal matter needs to be resolved without further delay for subcontractors to be paid, the project completed, and the lien contra the Village of West Lafayette to be released. This resolution shall be in full force and effect immediately upon passage, signing by the Mayor, and posting by the Fiscal Officer.

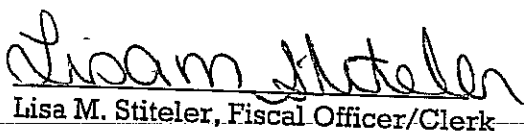
PASSED IN COUNCIL THIS 20th day of May, 2013


Jack L. Patterson, Mayor

APPROVED AS TO FORM:

William M. Owens, Solicitor
for the Village of West Lafayette, Ohio

ATTEST:


Lisa M. Stiteler, Fiscal Officer/Clerk