Resolution No. R-08-04

COMMON COUNCIL OF THE CITY OF NEW ALBANY
RESOLUTION TO TERMINATE LITIGATION

WHEREAS: the previous Council determined that it would be prudent and advisable to test the legality of certain contracts entered into between the New Albany Sewer Board and the New Albany Storm Water Drainage Board;

and

WHEREAS: the current Council has determined that the cost of pursuing such litigation would not be justifiable and that such litigation should be terminated before further cost and expense is incurred;

NOW THEREFORE:

Be it resolved as follows:

Legal Counsel for the Common Council is hereby directed to take such steps as may be necessary to terminate the litigation initiated pursuant to Resolution R-07-30.

PASSED AND ADOPTED by the Common Council of the City of New Albany, Indiana this 17 day of January, 2008.

JEFFREY GAHAN, President
Common Council, City of New Albany

ATTEST:

MARCEY J. WISMAN, City Clerk

The foregoing Resolution was passed by the Common Council of The City of New Albany, Indiana on Jan. 18, 2008 and was presented by me to the Mayor of The City of New Albany, Indiana on Jan. 19, 2008 at New Albany, Indiana.

MARCEY J. WISMAN, City Clerk
City of New Albany, Indiana

Approved and signed by me Douglas B. England, Mayor of The City of New Albany, Indiana this 18 day of January, 2008.

Douglas B England

DOUGLAS B. ENGLAND, Mayor
City of New Albany, Indiana

STATE OF INDIANA)
) SS:
COUNTY OF FLOYD)

I, Marcey J. Wisman, City Clerk of The City of New Albany, Indiana, do hereby certify the above and foregoing is a full, true and complete copy this Resolution passed by the Common Council of The City of New Albany, Indiana on the 17 day of January, 2008 by a vote of _____ ayes and _____ nays, which was signed by the Mayor of The City of New Albany, Indiana on the 18 day of January, 2008 and now remains on file and on record in my office.

Witness my hand and the Official Seal of The City of New Albany, Indiana on this 18 day of January, 2008.

Marcey J. Wisman

MARCEY J. WISMAN, City Clerk
City of New Albany, Indiana