

**ORDINANCE NO. 2012- 3579**

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AND DELIVER ON BEHALF OF THE CITY OF FREMONT AN EASEMENT TO CRAIG MILLER AND STEVEN MILLER IN CONNECTION WITH SETTLEMENT OF COMMON PLEAS CASE NO. 10-CV-894, AND DECLARING AN EMERGENCY.**

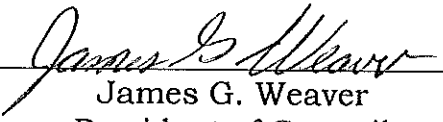
**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FREMONT, STATE OF OHIO:**

**SECTION 1.** That the Mayor is hereby authorized to execute and deliver on behalf of the city an easement to Craig Miller and Steven Miller, in a form approved by the law director, in connection with settlement of the litigation in Sandusky County Common Pleas Case No. 10-CV-894, the easement premises described as follows:

Situated in the City of Fremont, County of Sandusky and State of Ohio, and being so much of Inlot 2155 that is reasonably necessary for grantees to make the necessary repairs to the south face of the exterior wall at 205 S. Front Street, Fremont, Ohio, as contemplated between the parties in said settlement, or that is necessary in the future to maintain said wall after said initial repairs.

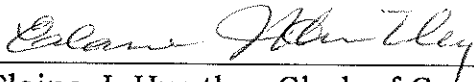
**SECTION 2.** The immediate operation of the provisions of this ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the City of Fremont. Said emergency being that unless the settlement is immediately approved, the city may be exposed to substantial risk of increased damages it may have to pay in the future.

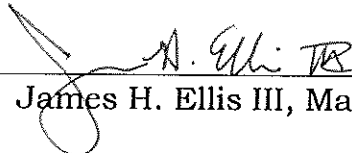
This ordinance, provided it receives a two-thirds yea or nay vote of all the members elected to the Fremont City Council, is hereby declared to be an emergency measure and this ordinance shall be in full force and effect from and after its passage by the Council of the City of Fremont, approval by the Mayor, and publication and posting as required by law.

  
James G. Weaver  
President of Council

PASSED: 4-5-12  
Effective Date: 4-5-12

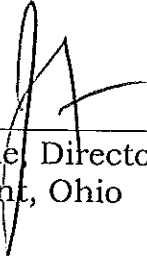
YEAS: 7 NAYS: 0

  
Elaine J. Huntley, Clerk of Council

  
James H. Ellis III, Mayor

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Approved as to form:



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James F. Melle, Director of Law  
City of Fremont, Ohio