

VILLAGE OF WINDHAM
OHIO
RESOLUTION NO.R-2011-33

**A RESOLUTION APPROVING A MEDIATION SETTLEMENT AGREEMENT
BETWEEN ROBERT CAETTA AND THE VILLAGE OF WINDHAM AND
DECLARING AN EMERGENCY**

WHEREAS, an employee of the Village of Windham, Robert Caetta, has filed a Complaint with the United States Equal Employment Opportunity Commission, alleging violations of the Americans With Disabilities Act of 1990; and

WHEREAS, Robert Caetta and representatives of the Village of Windham attended a mediation session on the matter of the allegations filed by Robert Caetta, which mediation was successful; and

WHEREAS, the Council of the Village of Windham desires to approve and ratify the Mediation Settlement Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Village of Windham, Portage County, Ohio, two thirds or more of the members thereto elected concurring that:

Section 1: The Mediation Settlement Agreement between Robert Caetta and the Village of Windham, dated May 16, 2011, as is set forth in the Agreement attached hereto as Exhibit "A", is hereby ratified, confirmed and approved.

Section 2: It is hereby found and determined that all actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution is declared to be an emergency measure, effective immediately upon passage by Council and approval by the Mayor, for the reason that it is essential to resolve and confirm the resolution of allegations against the Village in a timely fashion.

Passed in Council as an Emergency this 25th day of May, 2011.

Vote of Council: Ayes: Mrs. Meszaros, Mr. Garrett, Mrs. Rininger, Mrs. Barrett, Mrs. Miranda, Mr. Snyder Nays: None.

ATTEST:

APPROVED:

Fiscal Officer - Lloyd Billman

Robert Donham, Mayor

APPROVED AS TO FORM:

Village Solicitor – Thomas Reitz