

RESOLUTION #09-0506-12: Initiate and Pursue Such Actions as Needed to Recover Legal Fees From Trustee Peggy Guzzo

Whereas, in a letter dated April 9, 2009 the County Prosecutor determined that the Township has a reasonably justifiable claim against Trustee Guzzo for her personal repayment of legal fees incurred by the Township as a result of claims made by the City of Powell against the Township alleging that Trustee Guzzo violated the terms of the CEDA,

Whereas, said legal fees as of April 30, 2009 are \$34,619.53 and will increase until the CEDA issue is settled,

Whereas, the Prosecutor's office is prepared to bring legal action on behalf of the Township to recover said fees,

Whereas, the Township holds a bond on Trustee Guzzo.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF LIBERTY TOWNSHIP, DELAWARE COUNTY, OHIO:

1. To have the County Prosecutor initiate legal action to recover from Trustee Guzzo said fees, and

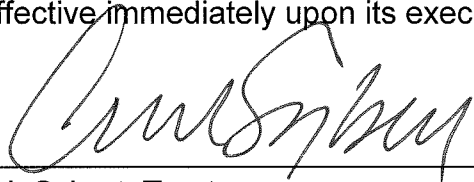
2. To request the Fiscal Officer to file a claim against Trustee Guzzo's bond for repayment of a portion of said legal fees, *provided the prosecutors office advises that submitting such a claim as is permissible.*

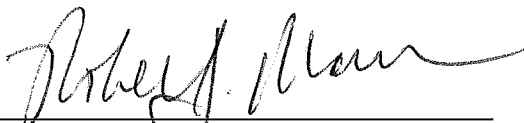
Motion made by Mann and seconded by Sybert.

Vote: Abstain Ms. Guzzo yes Mr. Mann yes Mr. Sybert

This Resolution shall be in force and become effective immediately upon its execution.


5-6-09
Date


Curtis J. Sybert, Trustee


Robert Mann, Trustee

CERTIFIED BY:

Peggy Guzzo, Trustee


Mark S. Gerber, Fiscal Officer