

PLAINFIELD TOWN COUNCIL

RESOLUTION NO. 2007-25

**RESOLUTION AUTHORIZING AGENT FOR PURPOSES OF
SETTLEMENT OF LAWSUIT**

WHEREAS, the Town of Plainfield, Indiana, is a municipal corporation and is limited as to who is authorized to make a binding agreement on behalf of the Town;

WHEREAS, the Town is a party to a pending lawsuit entitled *White River Env'tl. P'Ship v. Town of Plainfield, Indiana*, Cause No. 32D01-0604-CC-42;

WHEREAS, the above-named lawsuit is to be mediated for the purpose of endeavoring to settle the lawsuit between the parties;

WHEREAS, the Town desires to authorize Richard A. Carlucci, Town Manager for the Town of Plainfield, as its authorized agent with the authority to mediate, negotiate and, if mediation is successful, enter into a binding settlement agreement on behalf of the Town of Plainfield at the conclusion of the mediation;

WHEREAS, the Town Council for the Town of Plainfield, Indiana, has verbally bestowed and conferred upon Richard A. Carlucci, Town Manager of the Town of Plainfield, certain parameters within which he may settle the above-named case, including giving him certain monetary and other authority (which is not to be shared with anyone other than counsel for the Town) necessary to negotiate and mediate a settlement of the above-named case on behalf of the Town of Plainfield;

NOW, THEREFORE, BE IT RESOLVED that Richard A. Carlucci, Town Manager of the Town of Plainfield, is hereby authorized by the Town Council to participate on behalf of the Town in the mediation of the above-identified lawsuit; to negotiate on behalf of the Town; and, if a settlement is reached as the result of such mediation and negotiation, to execute a binding settlement agreement on behalf of the Town of Plainfield to settle the lawsuit.

PASSED AND APPROVED by the Town Council of the Town of Plainfield, Indiana, this 10th day of December, 2007.

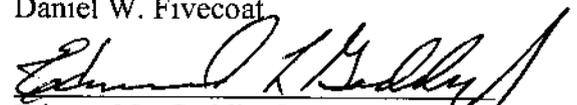
TOWN COUNCIL
TOWN OF PLAINFIELD


Robin G. Brandgard, President

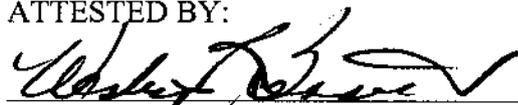

Kent McPhail


Bill Kirchoff


Daniel W. Fivecoat


Edmund L. Gaddie, Jr.

ATTESTED BY:


Wesley R. Bennett, Clerk/Treasurer
Town of Plainfield, Indiana