

RESOLUTION NO. 2115

A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND AUTHORIZING THE MAYOR OF SALISBURY TO TAKE ALL ACTION NECESSARY TO SETTLE THE MTBE LITIGATION, INCLUDING THE EXECUTION AND DELIVERY OF DOCUMENTS AND CERTIFICATES.

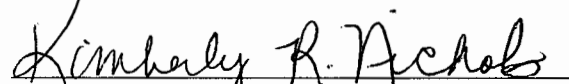
WHEREAS, in February 2010, the City of Salisbury entered into a Legal Services Agreement with the law firms of Baron & Budd, P.C., Weitz & Luxenburg, P.C., and Funk & Bolton, P.A. (collectively "Legal Counsel") for representation of the City of Salisbury in litigation arising from contamination of public ground water supplies (wells) and/or soil by a gasoline additive known as methyl tertiary butyl ether (MTBE) (the "MTBE Litigation"); and

WHEREAS, Legal Counsel has advised that a settlement in principal has been reached among the parties in the MTBE Litigation and that in order to finalize such settlement each plaintiff jurisdiction is required to approve the settlement accord and authorize a designee(s) of the City of Salisbury to execute any and all settlement documents, on the advice of Legal Counsel, in acceptance of the terms therein described.

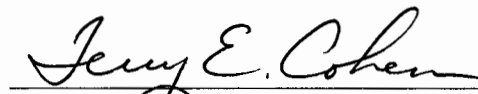
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Salisbury, Maryland, that pursuant to the settlement terms and conditions recommended by Legal Counsel, the Mayor is hereby authorized and directed to take all action necessary or appropriate of settling the MTBE Litigation, including the execution and delivery of all documents and certificates in connection with the approval and acceptance of the MTBE Litigation settlement.

THIS RESOLUTION was introduced and duly passed at a special meeting of the Council of the City of Salisbury, Maryland held on the 9th day of November, 2011 and is to become effective immediately upon adoption.

ATTEST:




Kimberly R. Nichols
ASSISTANT CITY CLERK



Terry E. Cohen
PRESIDENT, CITY COUNCIL

APPROVED BY THIS:

9th day of November, 2011



James Ireton, Jr.
MAYOR