



West Licking Joint Fire District
851 East Broad Street
Pataskala, Ohio 43062

Board of Trustees **SPECIAL
MEETING MINUTES**
January 14, 2015

Mark Van Buren opened the meeting at 7:00 p.m., and Mr. Hickin led the Pledge of Allegiance.

ROLL CALL:

Jersey – Derek Myers

Harrison – Mark Van Buren

Etna – Jeff Johnson - absent

Kirkersville – Brian Denton

Pataskala – Tim Hickin

Reynoldsburg – Cornelius McGrady III - absent

EXECUTIVE SESSION:

Mr. Denton motioned to go into executive session to discuss pending/imminent litigations at 7:03 p.m. Mr. Hickin seconded. Vote: Denton – yes; Van Buren – yes; Hickin – yes; Myers – yes. **Motion carried.**

Mr. Denton motioned to come out of executive session at 7:28 p.m. Mr. Hickin seconded. Vote: Denton – yes; Van Buren – yes; Hickin – yes; Myers – yes. **Motion carried.**

Mr. Myers motioned to adopt Resolution 2015-05 which reads:

**RESOLUTION
CONSENTING TO DAVID FULMER'S
VOLUNTARY DISMISSAL WITH PREJUDICE OF
CASE NO. 12-CV-1265 TMM**

The Board of Trustees of the West Licking Joint Fire District met in special meeting on January 14, 2015, with the following members present:

Mr. Denton

Mr. Van Buren

Mr. Hickin

Mr. Myers

_____ moved the adoption of the following resolution:

WHEREAS, the Board is currently involved in pending litigation with former Fire Chief David Fulmer before the Licking County Court of Common Pleas regarding Fulmer's allegations of violations of Ohio's Sunshine Laws.

WHEREAS, the trial of this matter began on Monday, January 12, 2015; and

WHEREAS, at the beginning of the second day of trial on January 13, 2015, Petitioner David Fulmer, through his legal counsel, requested to voluntarily dismiss the litigation with prejudice.

WHEREAS, under Rule 41(A)(1)(b) of Ohio's Rules of Civil Procedure, since the trial of this matter has already began, Petitioner Fulmer must obtain the stipulation of the Board in order to dismiss his case.

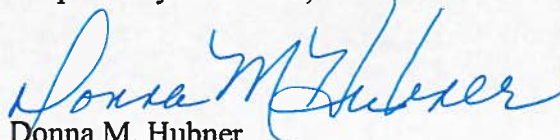
NOW THEREFORE BE IT RESOLVED, that, the Trustees hereby consent and stipulate to the voluntary dismissal by David Fulmer of Case Number 12-CV-1265 TMM, with prejudice, under the terms and conditions set forth in the attached Voluntary Dismissal that has already been executed by David Fulmer's Attorney David Comstock, Jr.

BE IT FURTHER RESOLVED that the Trustees hereby authorize legal counsel for the Board to execute the attached Voluntary Dismissal with prejudice on behalf of the Board and to cause the same to be filed with the Clerk of the Licking Country Court of Common Pleas.


Mr. Denton seconded. Vote: Denton – yes; Van Buren – yes; Hickin – yes; Myers – yes. **Motion carried.**


There being no further business, Mr. Van Buren adjourned the meeting at 7:42 p.m.

Respectfully submitted,


Donna M. Hubner
Fiscal Officer

APPROVED:


Board of Trustees


Title

Note: These minutes are unofficial, subject to amendment, until approved by the Fire Board Members.