

BILL NO. 1166

ORDINANCE NO. 1079

Sponsor: Councilman White

AN ORDINANCE OF THE CITY OF BLACK JACK, MISSOURI AUTHORIZING
THE MAYOR TO EXECUTE ON BEHALF OF THE CITY AN EXCLUSION REQUEST
IN RESPECT TO CERTAIN CLASS ACTION LITIGATION.

WHEREAS, the City has been notified that unless it takes affirmative action to remove itself as a party, that it will be included in a class of cities in respect to litigation entitled "City of Maryland Heights, Missouri and City of Winchester, Missouri v. Tracfone Wireless, Inc."; and

WHEREAS, the City Council does not believe it is in the City of Black Jack's best interest to participate as a member of said class; and

WHEREAS, to be excluded from the class, the City must affirmatively indicate by sending a letter to counsel for the Plaintiffs in this matter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACK JACK, ST. LOUIS COUNTY, MISSOURI AS FOLLOWS:

SECTION 1: The Mayor is hereby authorized to execute on behalf of the City the "Exclusion Request" in the form attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2: This Ordinance shall become effective upon its passage and approval as provided by law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BLACK JACK, ST. LOUIS COUNTY, MISSOURI, THIS 6th DAY OF OCTOBER, 2015.

Norman C. McCourt, Mayor

ATTEST:

Karen E. Robinson, MRCC-S/CMC
City Clerk

APPROVED THIS 6th DAY OF OCTOBER, 2015.

APPROVED AS TO LEGAL FORM:

Sheldon K. Stock, Special Counsel