

RESOLUTION NO.: 2019-R46 (*AMENDED JUNE 25, 2019*) (*AMENDED JULY 9, 2019*)
SPONSOR: COUNCIL MEMBERS DYER, ~~AND~~ BABBITT, YEARGIN,
HUMPHREY, YOUNG, SPEIGHT, AND MAYOR NEUGEBAUER
INTRODUCED: JUNE 11, 2019 **ASSIGNED TO:** _____

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH RODERICK LINTON BELFANCE, L.L.P. TO PROVIDE DIRECTOR OF LAW SERVICES TO THE CITY OF GREEN, AND DECLARING AN EMERGENCY.

WHEREAS, in November 2018, the voters of Green approved an amendment to the City Charter to provide for an elected Director of Law; and,

WHEREAS, Roderick Linton Belfance, LLP (“Firm”) has provided Director of Law services as described in the City Charter Section 6.4(B) since the amendment creating the elected Director of Law position was approved by the electorate; and,

WHEREAS, the unique circumstances surrounding the Director of Law position have made it impractical to nominate and approve a Director of Law pursuant to the City Charter prior to the election of a Director of Law as required by the new Amendment to the City Charter, yet the City of Green still requires the Director of Law services put forth by the City Charter.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, STATE OF OHIO:

SECTION ONE:

Green City Council hereby authorizes the Mayor to continue a contract with Roderick Linton Belfance, LLP to perform the following Director of Law services through December 31, 2019, **a copy of which is attached and incorporated herein as Exhibit A:**

The Firm shall be the legal advisor on all legal matters coming before the City and shall represent or direct the representation of the City in all litigation, cases, or suits coming before the City. The Firm shall prepare or review all agreements, contracts, ordinances, resolutions, and other documents or instruments as required by the Mayor and Council. The Firm shall have other powers and duties performed by Directors of Law of general statutory plan cities under the general laws of the State of Ohio. In addition, the Firm shall perform other duties specified by city solicitors by the laws of the State of Ohio.

Whoever performs the services provided by the Firm shall be an attorney who is licensed by to practice law by the State of Ohio and have minimum of five (5) years of practice experience in municipal and/or governmental law.

Compensation for Director of Law services was provided for in the 2019 Budget, approved by Council on December 11, 2018.

This resolution shall not preclude Council or the Mayor from contracting for additional legal services as may be periodically required.

The person designated by the Firm to provide Law Director services shall have the title Interim Director of Law.

Resolution 2019-R46 (AMENDED JUNE 25, 2019) (AMENDED JULY 9, 2019)

SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____

Molly Kapeluck, Clerk of Council

Bob Young, Council President

APPROVED: _____, 2019

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2019

ON ROLL CALL: Babbitt Dyer Humphrey Shaughnessy
 Speight Yeargin Young

Suburbanite publication on _____ and _____

Molly Kapeluck, Clerk of Council

07/02/2019 ~~06/20/2019~~ ~~06/06/2019~~ Approved as to form and content by William Chris, Interim Law Director _____