

## Ordinance 2018-39

### AN ORDINANCE APPOINTING VILLAGE SOLICITORS AND ESTABLISHING COMPENSATION

BE IT ORDAINED, by the Council of the Village Swanton, two-thirds (2/3) of the members elected thereto concurring and as follows:

Section One: That Alan J. Lehenbauer be employed as Village Solicitors in all matters pertaining to the business and affairs of the Village of Swanton, for the period from the previous contract until March 31, 2019.

Section Two: That the compensation to the said Village Solicitor for the retained services performed for the Village of Swanton shall be the sum of Eight Hundred (\$800) per month, payable monthly. Retained services are defined to include:

1. Attendance at all regularly scheduled council meetings;
2. Drafting and/or review of routine ordinances;
3. Office and/or telephone conferences with Village officials.

Section Three: That the compensation payable to said Village Solicitor for all services other than retained services performed shall be at the rate of ninety-five Dollars (\$95.00) per hour and will be payable upon presentation to and approval by Council of monthly itemized statements. Non-retained services are defined to include:

1. Attendance at any special meeting of Council or committee meeting by request;
2. Services relating to the representation of the Village in pending or threatened litigation where the Village is a party in all courts except Fulton County Court, Eastern Division;
3. Services relating to the researching, drafting and/or filing of real estate instruments;
4. Services relating to the research and drafting of legal opinions upon request;
5. Services relating to the preparation and/or review of contracts, leases or other legal documents; and
6. Services relating to research and preparation of extraordinary legislation, i.e. special assessments, eminent domain, annexations, or charter.

Section Four. That it is found and determined that all formal actions of this Village Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Village Council, and that all deliberations of this Village Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section Five: That this ordinance shall be declared an emergency measure necessary for the immediate preservation of public health, safety and welfare of the Village of Swanton and shall be in full force and effective immediately upon passage.

Motion to Suspend the Rules and Declare an Emergency

Moved: Rose                      Second: Rochelle                      YEAS: 6                      NAYS: 0

Vote on Passage

Moved: Dzyak                      Second: Westhoven                      YEAS: 6                      NAYS: 0

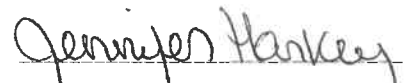
Date of Passage: December 10, 2018

  
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Ann Roth, Mayor

Attest:

I, Jennifer Harkey, Fiscal Officer of the Village of Swanton, do hereby certify that this is a true and accurate copy of Ordinance 2018-39, passed on December 10, 2018

  
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Jennifer Harkey, Fiscal Officer