

ORDINANCE NO. 32-67

By: Bell

Authorizing the Mayor to employ an attorney to defend Patrolman Donald R. Phillips in the action brought against him by James M. Brannagan, and to declare an emergency.

Whereas, Patrolman Donald R. Phillips, while on duty, pursued a person suspected of having improper license plates, to the vicinity of East Main Street and James Road; and

Whereas, after he had completed his mission, he sighted a person violating the traffic laws of the City of Columbus in such a manner as to endanger the public; and

Whereas, under Section 2935.03 of the Ohio Revised Code, a police officer is authorized to arrest and detain a person found violating an ordinance of a municipal corporation until a warrant can be obtained, without restriction as to the limits of such jurisdiction; and

Whereas, Patrolman Donald R. Phillips has been sued for \$7,000.00 for allegedly wrongfully and unlawfully detaining and restraining said James M. Brannagan; NOW THEREFORE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section 1. That the Mayor is hereby authorized ~~and directed~~ to employ an attorney to defend Patrolman Donald R. Phillips in the suit filed against him in the Municipal Court of Columbus, Ohio, as a result of the incident recited above, being Case Number 246707.

Section 2. That the sum of Three Hundred (\$300.00) Dollars is hereby appropriated from the General Fund for the purpose of paying the attorney fees to be contracted under Section 1 hereof.

Section 3. That this ordinance is an emergency measure necessary for the immediate preservation of the public peace, health and safety, said emergency being that immediate employment of an attorney is necessary to protect the patrolman's rights, and this ordinance shall go into force and effect upon passage thereof and approval by the Mayor.

Passed: Nov 14, 1967.

J. Roth Lobbie  
President of Council

Attest:

A. H. Bennett  
Clerk of Council

Approved: 11/14, 1967

H. H. Schneider  
MAYOR

POSTED 11/15/67