

ORDINANCE NO. 10 -84

By: J. Schmitt

An Ordinance to authorize the City Solicitor to render service to the City of Bexley in litigation matters in the Franklin County Courts and to authorize payment for such services.

WHEREAS, the salary of the City Solicitor is established by Council on an annual basis and is compensation for all services rendered as attorney and counsel for the City and for all officers and departments thereof in matters relating to their official duties; and

WHEREAS, such salary and compensation do not cover services performed in any litigated matters wherein the City or any official thereof is involved and the compensation for such services shall be as may be agreed upon by such Solicitor and Council (see Section 234.03, Bexley Code); and

WHEREAS, the City Solicitor has represented the Civil Service Commission of the City of Bexley in the case of Julia Martin v. City of Bexley Civil Service Commission, et. al. now pending in the Franklin County Court of Appeals over the past two years and has expended some 51 hours of time on such case through the end of 1983; and

WHEREAS, the City and the Bexley Board of Education have agreed to share equally the costs and expenses of such litigation which involves the appeal by a non-teaching employee of the Board of Education of the action of the Civil Service Commission; NOW, THEREFORE,

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

Section 1: That the City Solicitor is hereby authorized to represent the City of Bexley Civil Service Commission in such litigation and that he be compensated at the rate of \$60.00 per hour for his services, one-half of which will be paid by the City of Bexley and one-half of which will be paid by the Bexley Board of Education, which amounts to a total fee of \$1,530.00 to be paid by the City of Bexley for such services.

Section 2: That the necessary funds to cover the cost of such services have been set aside and appropriated from the unencumbered General Fund in the General Appropriation Ordinance to be used for legal services and the Auditor is authorized to pay such fees from that account.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: Feb 14, 1984

John H. Boyer
President of Council

ATTEST: John H. Boyer
Clerk of Council

APPROVED: Feb 14, 1984

David H. Madison
DAVID H. MADISON, Mayor

*February 14, 1984 Just reading
Roller suspended
and adopted*