

SPONSOR: Heath/E. Brown

ORDINANCE NO. 64-07

AN ORDINANCE PROVIDING FOR A TWO MONTH EXTENSION IN THE AGREEMENT BETWEEN SHOEMAKER, HOWARTH & TAYLOR, LLP, ATTORNEYS AT LAW, 471 EAST BROAD STREET, SUITE 2001, COLUMBUS, OHIO 43215, WHICH PROVIDED FOR ALL OUTSIDE LEGAL SERVICES FOR THE PERIOD FROM MAY 1, 2007 THROUGH JUNE 30, 2007, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Jackson, Ohio and Shoemaker, Howarth & Taylor, LLP, has previously entered into an agreement whereby Shoemaker, Howarth & Taylor, LLP, provided legal services to assist the City in providing legal representation in various issues; and

WHEREAS, the Agreement between the City of Jackson, Ohio and Shoemaker, Howarth & Taylor, LLP, will expire on April 30, 2007, and the parties desire to enter into a new agreement, but the new agreement will not be in place before April 30, 2007; and

WHEREAS, Jackson City Council believes it is in the best interests of the City to continue to use employ Shoemaker, Howarth & Taylor, LLP, to handle all extraneous legal issues of the City; and

WHEREAS, Jackson City Council desires to employ Shoemaker, Howarth & Taylor, LLP, Attorneys at Law, to provide the City legal service on all extraneous legal matters.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Jackson, Ohio, that:

Section One. The City agrees to extend the Agreement between the City of Jackson, Ohio and Shoemaker, Howarth & Taylor, LLP, which will expire on April 30, 2007, for a period of two months, under the terms and conditions of the original Agreement, except that the compensation shall be at a flat rate of \$180.00 per hour.

Section Two. The Auditor is hereby authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment to Shoemaker, Howarth & Taylor, LLP, Attorneys at Law, in accordance with this Agreement. This contract shall be paid from line item 110-7750-53022 – General – General Government (Legal Services).

Section Three. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Section Four. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of this City, and for the further reason that this Ordinance is required to be immediately effective so the City may be immediately represented to prevent any adverse consequences to the interests of the City; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Section Five. In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

Date: 5-14-07


PRESIDENT OF COUNCIL

CLERK OF COUNCIL

Approved:

Date: 5-21-07


MAYOR