

Sponsor: Ardine / Jones

ORDINANCE NO. 69-16

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT TO EMPLOY JOSEPH D. KIRBY, ATTORNEY AT LAW, AS ATTORNEY FOR THE CITY OF JACKSON, AND DECLARING AN EMERGENCY.

WHEREAS, Joseph D. Kirby has represented the City of Jackson as its attorney beginning in 2011 and his current contract shall expire on December 31, 2016; and

WHEREAS, no attorney has sought to be placed upon the ballot to be elected to the position of City Law Director; and

WHEREAS, it is necessary that the City have an attorney advising the City and representing it in criminal prosecutions of the City criminal code.

WHEREAS, the legislative authority determines that it is necessary to preserve the public safety, health and welfare that there be hired an attorney to represent the City in all legal matters and to prosecute the violations of the City criminal code; and

WHEREAS, the legislative authority has determined it to be in the best interest of the City that Joseph D. Kirby continue to serve as the attorney for the City of Jackson, Ohio and that the City enter into the Agreement attached hereto; and

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON THAT:

1. The Mayor is authorized to enter into an Agreement between the City of Jackson, Ohio and Joseph D. Kirby, to employ Joseph D. Kirby as its City Attorney and that he represent the City in legal matters and that he prosecute the violations of the City criminal code. A copy of the Agreement is attached hereto as Exhibit A and is incorporated herein.
2. This Ordinance is hereby declared to be an emergency necessary for the immediate preservation of the public peace, health and safety of the City. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code section 731.30.
3. 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 it shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

4. It is hereby found and determined that all formal acts of this council concerning and relating to adoption of this Ordinance were adopted in an open meeting of this council and that the deliberations of the council and any of its committees resulted in such formal action, were in meeting open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 12th day of December, 2016.



President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 12th day of December, 2016.



Mayor