

RESOLUTION NO. 822 CMS

A RESOLUTION AUTHORIZING PAYMENT OF LEGAL AND INCIDENTAL EXPENSES IN CONNECTION WITH A DECLARATORY JUDGEMENT PETITION FILED IN THE LORAIN COUNTY COURT OF COMMON PLEAS AND DECLARING AN EMERGENCY.

WHEREAS, a petition for declaratory judgement has been filed in the Lorain County Court of Common Pleas which names the City of Oberlin as one of the Defendants, and,

WHEREAS, there is a need for legal representation, investigation, and other services in order to adequately protect the City's interest therein;

NOW, therefore, be it resolved by the Council of the City of Oberlin, County of Lorain, State of Ohio, 5/7ths of all members elected thereto concurring:

SECTION 1. That the City Solicitor be and he is hereby authorized to represent the City of Oberlin at City expense in Lorain County Common Pleas Court Case No. 90296-82, being a declaratory judgment petition filed by Myrle H. Cooper, to have conducted any investigations, depositions or other work that the City Solicitor deems necessary to protect the City's interest therein.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this resolution were adopted in an open meeting of the Council and that all deliberations of this Council and any of its committees that resulted in 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 3. That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to provide legal defense for a pending legal action with the time period allowed by law"

and shall take effect immediately upon passage.

PASSED: 1st Reading - September 20, 1982 (E)  
2nd Reading -  
3rd Reading -

ATTEST:

Julie Simonson  
Clerk of Council

Carol Breuninger  
Chairman of Council

POSTED: