

**ORDINANCE NO. 341 AC CMS**

**AN ORDINANCE FOR THE APPOINTMENT OF SPECIAL  
LEGAL COUNSEL TO DEFEND THE CONSTITUTIONALITY  
OF ORDINANCE NO. 235 AC CMS AND A TAX APPEALS  
CASE AND TO DECLARE AN EMERGENCY**

WHEREAS, there has been considerable litigation concerning Ordinance No. 235 AC CMS in Case No. 1619 in the Court of Appeals, 9th Judicial District, wherein Ira L. Porter is the Plaintiff and the City of Oberlin, Ohio, et al, are Defendants, and

WHEREAS, said case is being taken into the Supreme Court of Ohio by Ira L. Porter and it is necessary to have special legal counsel for the defense of same, and also the tax appeals case now certified.

NOW THEREFORE, be it ordained by the Council of the City of Oberlin, Lorain County, Ohio, five-sevenths (5/7s) of all members elected thereto concurring:

SECTION 1. That G. L. Severs, Attorney at Law, be and he is hereby appointed Special Counsel for the City of Oberlin, Ohio, for the preparation and approval of the journal entry in the Court of Appeals, Case No. 1619, and to prepare, file the necessary brief in the Supreme Court of Ohio, in the above entitled matter, and to appear on behalf of the City of Oberlin, Ohio, in said Supreme Court of Ohio, and also to appear in the Tax Appeals Case.

SECTION 2. The compensation to be paid for said services shall be \$250.00 for the appearance and argument in the Supreme Court of Ohio, plus the printing costs of the necessary briefs, plus \$20.00 per hour for the preparation of said brief.

SECTION 3. This ordinance is hereby declared to be an emergency measure for the protection of the public and the safety of the citizens of the City of Oberlin, Ohio, to-wit: The hiring of special legal counsel for litigation effecting the safety and welfare of the citizens of Oberlin, Ohio, and shall be in effect and be in force from and after the date of its passage.

Passed: 2/17/64 Emergency

Attest:

  
CLERK OF COUNCIL

I hereby certify that the foregoing ordinance was duly passed and is a part of the Charter of the City of Oberlin, Ohio.

  
Clerk of Council

  
CHAIRMAN OF COUNCIL

Posted: 2/21/64 to  
3/9/64