

ORDINANCE NO. 1300 AC CMS

AN ORDINANCE AUTHORIZING THE LEGAL AND INCIDENTAL  
EXPENSES IN CONNECTION WITH A LAWSUIT BROUGHT IN  
THE FEDERAL DISTRICT COURT, CASE NO. C77-901

WHEREAS, three policemen from the City of Oberlin have been sued in the Federal District Court charged with violation of the civil rights of the plaintiffs James & Olivia Gilliam, said policemen being Chief Tom Matthews, Sgt. Eugene Barlow and Patrolman Willie Gilbert, and

WHEREAS, said supposed violations occurred while the three policemen were on duty, and

WHEREAS, the City Manager, Thomas D. Dalton, has been joined as a Defendant in said suit for acts allegedly done by him as City Manager, and

WHEREAS, there is need of legal representation, investigation and other services for said Policemen and City Manager, both individuals and as employees of the City of Oberlin, Ohio, with said lawsuit,

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That the City Solicitor be and he is hereby authorized to represent all of the City Policemen and City Manager individually and as employees of the City of Oberlin, Defendants in Case No. C77-901 in the Federal District Court of Northern Ohio, at City expense, and to have conducted any investigation, depositions or other work the City Solicitor deems necessary in the defense of said suit.

SECTION 2. That in the event of any judgment or recovery against any of the Policemen or City Manager individually and as employees of the City of Oberlin, the City of Oberlin shall, from its City funds, namely, the General Fund of the City of Oberlin, Ohio, pay any such final judgment, including costs.

SECTION 3. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, safety and welfare of the citizens of the City of Oberlin, Ohio, to-wit:

"To provide immediate legal defense for a pending lawsuit",  
and shall take effect immediately upon passage.

PASSED: 1st reading - August 29, 1977 (Emergency)  
2nd reading -  
3rd reading -

ATTEST:

*Eugene J. Simon*  
CLERK OF COUNCIL

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CHAIRMAN OF COUNCIL

POSTED: August 30, 1977