

RESOLUTION NO. R98-5 CMS

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY SOLICITOR TO REPRESENT THE CITY OF OBERLIN IN REGARD TO A WORKER'S COMPENSATION APPEAL PRESENTLY PENDING IN LORAIN COUNTY COMMON PLEAS COURT AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the City Solicitor is hereby authorized and directed to represent the City of Oberlin in a Worker's Compensation Appeal presently pending before the Lorain County Common Pleas Court filed by Michael D. Moorman, being case No. 98CV120493, and conduct any and all investigations, discovery and other proceedings in said matters as he deems appropriate, all to be charged as extraordinary expense to the City.

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 this Council and that all deliberations of this Council and of any of its committees that resulted in such 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 public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to provide for the immediate defense of a pending lawsuit",

and shall take effect immediately upon passage.

PASSED: 1<sup>st</sup> Reading - February 17, 1998 (E)

ATTEST:

  
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CLERK OF COUNCIL

  
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CHAIR OF COUNCIL

POSTED: 2/19/98

EFFECTIVE DATE: 2/18/98