

**ORDINANCE 2016 - 89**  
**INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HENDERSON, SCHMIDLIN & MCGARRY CO., L.P.A. TO PROVIDE LEGAL SERVICES FROM JANUARY 1, 2017, THROUGH DECEMBER 31, 2017, AND DECLARING AN EMERGENCY**

**WHEREAS**, the Mayor of the City of Lyndhurst has appointed Paul T. Murphy as the Director of Law for the City; and

**WHEREAS**, Paul T. Murphy is a partner at the law firm of Henderson, Schmidlin & McGarry Co., L.P.A.; and

**WHEREAS**, the City of Lyndhurst wishes to continue to engage Paul T. Murphy and the law firm of Henderson, Schmidlin & McGarry Co., L.P.A. to perform legal services beginning January 1, 2017, and ending December 31, 2017. Now therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

**SECTION 1.** Paul T. Murphy shall continue to be employed as the Director of Law for the City for the period beginning January 1, 2017, and ending December 31, 2017, at a salary to be determined annually by Council. The Director of Law shall perform the duties imposed by Charter and Ordinances of the City of Lyndhurst, and by State law.

**SECTION 2.** The Mayor be and is hereby authorized to enter into an agreement to engage the law firm of Henderson, Schmidlin & McGarry Co., L.P.A. to represent the City in connection with various matters at an hourly rate to be determined annually by Council beginning January 1, 2017, and ending December 31, 2017. Council hereby ratifies any work that has been performed by Henderson, Schmidlin & McGarry Co., L.P.A., prior to and up to the date of this Ordinance in accordance herewith.

**SECTION 3.** The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 4.** This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and for the further reason that it is immediately necessary in order to provided continued legal services for the City. Therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise from and after the earliest period allowed by law.

*PASSED:* November 7, 2016

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**MAYOR**

\_\_\_\_\_  
**VICE MAYOR**

*ATTEST:* \_\_\_\_\_  
**Clerk of Council**

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Ordinance by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on November 17, 2016 and November 24, 2016.

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*Clerk of Council*

First Reading: November 7, 2016

Second Reading: Suspended

Third Reading: Suspended

Passed 11-7-2016