

RECORD OF PROCEEDINGS

Minutes of

Waterville Township Trustees' Special

Meeting

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

Held at 7:30 p.m. Waterville Township Hall on August 27, 2009

ROLL CALL:

Chairman Brett T. Warner - Present
Vice-Chairman Kyle J. Hertzfeld - Present
Trustee A. Leslie Disher - Present

OFFICIALS:

Township Solicitor Walter J. Celley - Present
Fiscal Officer Kay Ann Robertson - Present

GUESTS:

Cheryl F. Wolff, Spengler Nathanson Attorneys at Law

Chairman Brett T. Warner called the meeting to order at 7:30 p.m. All three of the trustees were present.

Solicitor Walter J. Celley offered the following resolution to employ additional special legal counsel:

RESOLUTION #2009-16 AUTHORIZING THE EMPLOYMENT OF ADDITIONAL COUNSEL FOR PARTICULAR MATTERS.

WHEREAS, the Waterville Township Board of Township Trustees ("Board") is authorized by Section 309.09 (B) of the Ohio Revised Code to employ attorneys in addition to the Township Law Director for particular matters to represent the Township and its officers in their official capacities and to advise them on legal matters; and,

WHEREAS, Section 309.09(B) of the Ohio Revised Code provides that no attorney may be employed except on the order of the Board, duly entered upon its Journal, in which the compensation to be paid for the attorney's legal services shall be fixed; and,

WHEREAS, the Board finds it advisable to employ additional attorneys to counsel and represent the Township in such matters as the Board may refer to them; and,

NOW THEREFORE, BE IT RESOLVED, by the Board of Township Trustees of Waterville Township, Lucas County, Ohio, that:

SECTION 1. Cheryl F. Wolff and the law firm of Spengler Nathanson P.L.L. are hereby employed as special legal counsel to assist the Township Law Director in the representation of the Township, its officers in their official capacities and; to undertake such matters as may be referred to said counsel by the Board.

SECTION 2. The compensation for such counsel shall be paid for as follows: \$200. per hour partner attorney time; plus out-of-pocket expense reimbursement.

SECTION 3. The attorneys may be discharged at any time by a majority vote of the Board.

SECTION 4. The Township Law Director is directed to send a copy of this Resolution to the law firm.

SECTION 5. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including, without limitation, Section 121.22 of the Ohio Revised Code.

SECTION 6. This Resolution shall take effect and be in force from and after its adoption.

Trustee A. Leslie Disher moved and Trustee Brett T. Warner seconded the adoption of the resolution, and the roll was called on the question of the adoption; resulting as follows:

Brett T. Warner Yes Kyle J. Hertzfeld Yes A. Leslie Disher Yes

Adopted at a special meeting of the Board of Trustees on August 27, 2009.

BOARD OF TRUSTEES OF WATERVILLE TOWNSHIP, LUCAS COUNTY, OHIO.

ATTEST:

I certify that this is a true and accurate copy of Resolution No. 2009-16, passed in the special meeting of the Board of Trustees, as aforesaid.

Date signed: August 27, 2009.

Kay Ann Robertson, Township Fiscal Officer

continued.....

RECORD OF PROCEEDINGS

1427

Minutes of Waterville Township Trustees' Special

Meeting

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

Held at 7:30 p.m. at the Waterville Township Hall on August 27, 2009

Continued:

Brett T. Warner made a motion to go into executive session to consider the investigation of charges against a public employee. Seconded by **Leslie Disher.**

A. Leslie Disher, Aye.
Kyle J. Hertzfeld, Aye.
Brett T. Warner, Aye.

Brett T. Warner made a motion to go back into regular session. Seconded by **A. Leslie Disher.**

A. Leslie Disher, Aye.
Kyle J. Hertzfeld, Aye.
Brett T. Warner, Aye.

There being no further business, **A. Leslie Disher** made a motion to adjourn. Seconded by **Kyle J. Hertzfeld.**

Motion Carried.

Adjourned at 8:03 p.m.

Attest:

Kay Ann Robertson

Kay Ann Robertson, Township Fiscal Officer
Lucas County, Ohio.

Trustees:

Leslie Disher
Kyle J. Hertzfeld
Brett T. Warner