

# RESOLUTION NO. 2021.048

## A RESOLUTION TO CONTRACT FOR LEGAL PROSECUTORIAL SERVICES ON BEHALF OF THE VILLAGE OF BLANCHESTER

**WHEREAS**, it is necessary to provide legal prosecutorial services for the Village of Blanchester, and to set compensation;

**WHEREAS**, Laura R. Gibson, is an attorney in good standing and licensed in the State of Ohio to practice law; and

**WHEREAS**, Village of Blanchester and Laura R. Gibson desire to enter into a contract for legal prosecutorial services; and

**NOW THEREFORE, BE IT RESOLVED** by the Council of the Village of Blanchester, Clinton County, Ohio:

**Section 1:** That Mayor John Carman is authorized by Council to contract with Laura R. Gibson to provide legal prosecutorial services.

**Section 2:** Laura R. Gibson shall represent Village of Blanchester/State of Ohio in misdemeanor cases filed in the Clinton County Municipal Court by the Blanchester Police Department or those filed by outside law enforcement agencies when those offenses occur within the jurisdiction of the Village.

**Section 3:** Laura R. Gibson shall attend and prosecute traffic and criminal matters at status hearings, pretrials, motion hearings, court trials and jury trials.

**Section 4:** Laura R. Gibson shall maintain a working relationship with Blanchester Police Department and be available for telephone calls and shall also take on administrative duties such as contacting witnesses, issuing subpoenas, responding to discovery requests and any other responsibilities reasonably related to prosecuting on behalf of the Village of Blanchester.

**Section 5:** Laura R. Gibson shall be paid a fee of Seven Hundred Dollars (\$700.00) per month for her legal services. Additional payment of Seven Hundred Dollars (\$700.00) shall be paid to Laura R. Gibson if an appeal originates from a Village case in the court to prepare any briefs or attend and make oral arguments.

**Section 6:** It is mutually agreed that Laura R. Gibson shall not represent the Village in any matter that constitutes a conflict of interest pursuant to the Ohio Rules of Professional Conduct and that determination of the existence of a conflict shall be at the sole discretion and judgment of Laura R. Gibson.

**Section 7:** The agreement for legal prosecutorial services shall be for a term of one (1) year to commence on January 1, 2022.

**Section 8:** Laura R. Gibson and/or the Village of Blanchester shall have the right to terminate the agreement by delivering written notice to the other at least sixty (60) days prior to the desired termination date.

Mr Hollon moved to suspend the rules, placing the resolution on a final reading and to approve the measure. Mr. Bauer seconded the motion. A roll being called, the members voted as follows:

Mr. Bauer	Yes
Mr. Brumbaugh	Yes
Mr. Gephart	Yes
Mr. Hollon	Yes
Mr. Hopkin	Absent
Mr. Simpson	Yes

Passed by vote of Council, this 30<sup>th</sup> day of December, 2021.

Village of Blanchester By:

John M. Carman  
John Carman, Mayor of Village of Blanchester, Ohio

Tamara S. May  
Attest: Tamara S. May, Fiscal Officer

Fiscal Officer's Certificate:  
The State of Ohio, County of Clinton, ss:

I, Tamara S. May, Fiscal Officer of the Village of Blanchester, Clinton County, and in whose custody the Files, Journals, and Records are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing Resolution has been compared by me with the said original and that the same is a true Resolution now on file with said Village, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof, and has been posted as required by law. This Resolution has been duly published by posting in the following places: Blanchester Municipal Building, 318 E. Main St.; First National Bank, 121 E. Main St.; Blanchester Post Office, 115 S. Wright St.; Tom's Express Mart, 7529 Fairground Rd.; and at the Blanchester Public Library, 110 N. Broadway St., each for a period of fifteen (15) days commencing on the 5<sup>th</sup> day of January, 2021.

Witness my signature this 31<sup>st</sup> day of January, 2021

Tamara S. May  
Fiscal Officer of the Village of Blanchester, Clinton County, Ohio

VILLAGE OF BLANCHESTER

FISCAL OFFICER

TAMARA S. MAY

OFFICIAL SEAL