

City of Willoughby Hills

ORDINANCE NO. 2017-82

AN ORDINANCE ENGAGING KIRK R. HENRIKSON AND THE LAW FIRM OF MATTY, HENRIKSON AND GREVE, LLC, AS SPECIAL COUNSEL FOR THE CITY OF WILLOUGHBY HILLS FOR THE PURPOSE OF REPRESENTING THE CITY IN THE MATTER OF *JOHN M. KUIVILA V. CITY OF WILLOUGHBY HILLS*, LAKE COUNTY COMMON PLEAS COURT CASE NO. 17CV1660, RATIFYING REPRESENTATION PROVIDED BY THE SPECIAL COUNSEL, COMMENCING NOVEMBER 29, 2017, AND DECLARING AN EMERGENCY.

WHEREAS, the Mayor has requested that Council engage the legal services of Kirk Henrikson of Matty, Henrikson & Greve, LLC, for the purpose of representing the City of Willoughby Hills in matter of *John M. Kuivila v. City of Willoughby Hills*, Lake County Common Pleas Court Case No. 17CV1660; and

WHEREAS, Acting Law Director Stephen L. Byron has recommended that the requested engagement be approved, and that Council ratify the representation that has been provided by Mr. Henrikson since November 29, 2017; and

WHEREAS, based upon the request by the Mayor and the recommendation of the Acting Law Director, this Council has determined it to be in the best interest of the City to engage the legal services of Kirk Henrikson of Matty, Henrikson & Greve, LLC, to serve as special counsel to the City in the case of *John M. Kuivila v. City of Willoughby Hills*, Lake County Common Pleas Court Case No. 17CV1660 and ratify the representation that has been provided to the City by special counsel, commencing November 29, 2017.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:

SECTION 1. Kirk R. Henrikson and the firm of Matty, Henrikson and Greve, LLC are hereby authorized to represent the City in the matter of *John M. Kuivila v. City of Willoughby Hills*, Lake County Court of Common Pleas, Case No. 17CV1660.

SECTION 2. The primary contact for this matter will be Kirk R. Henrikson of Matty, Henrikson & Greve LLC, located at 55 Public Square, Suite 1775, Cleveland, Ohio 44113-1975.

SECTION 3. Services for the above-captioned matter will be billed at one hundred and seventy-five dollars (\$175.00) per hour for attorney work and one hundred and fifteen dollars (\$115.00) per hour for paralegal work with the billing to be made on a monthly basis.

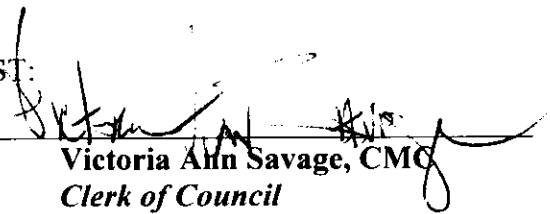
SECTION 4. Council authorizes and ratifies the representation of the City by special counsel, as authorized by this ordinance, effective November 29, 2017.

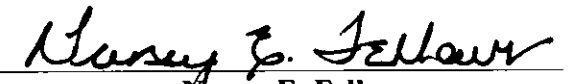
SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were held in compliance with all legal requirements, including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

SECTION 6. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills, and further, so that the City's interests may be immediately protected in pending litigation; wherefore, this Ordinance shall take effect and be in force effective immediately, after its passage by Council and signature of the Mayor, or as otherwise provided by the Charter of the City of Willoughby Hills.

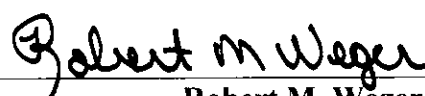
PASSED: December 19, 2017

Submitted to the Mayor for his approval
on this 20 day of December, 2017

ATTEST: 
Victoria Ann Savage, CMC
Clerk of Council


Nancy E. Fellows
President of Council

Approved by the Mayor
December 20, 2017


Robert M. Weger
Mayor