

ORDINANCE NO. 2012-3

AUTHORIZING THE CITY MANAGER TO ENTER INTO A
CONTRACT FOR PROFESSIONAL LEGAL SERVICES AND
PROVIDING COMPENSATION THEREFOR; AND DECLARING
AN EMERGENCY

WHEREAS, Section 9.12 of Article IX of the Charter of the City of Blue Ash, Ohio, provides the method under which the City Manager shall make certain purchases and enter into contracts on behalf of the City; and

WHEREAS, Section 6.03 of Article VI of the Charter of the City of Blue Ash provides authority for the City to employ legal counsel for professional legal services; and

WHEREAS, the need exists to update those legal service rates for services to be performed by Dinsmore & Shohl LLP attorneys and paralegals during 2012.

Be it ordained by the Council by the City of Blue Ash, Ohio, not less than five (5) Members concurring,

SECTION I.

In accordance with the final sentence of Section 6.03 of Article VI of the Charter of the City of Blue Ash, as amended, the law firm of Dinsmore & Shohl (Cincinnati, Ohio) is hereby engaged on an independent contractual basis to provide legal services commencing January 1, 2012 at the following hourly rates: \$220.00 per hour for attorney work, and \$160.00 per hour for professional legal services performed by paralegal employees of Dinsmore & Shohl. Additional compensation at Dinsmore & Shohl's then prevailing rate shall be paid for services in connection with bond issues the City requested Dinsmore & Shohl to provide services upon. To the extent that an applicant for any conduit bond issue is contractually responsible for such legal services, the City of Blue Ash shall not be liable for payment of any fees in connection therewith beyond those paid by the applicant for the bond issue. With regard to obligations of the City of Blue Ash, whenever purchases thereof require an opinion of other counsel, additional compensation to such other counsel shall be provided. This engagement may be terminated upon thirty (30) days written notice either by majority vote of Council or by Dinsmore & Shohl.

SECTION II.

The Treasurer is hereby authorized to expend the necessary funds therefore, which funds are hereby appropriated.

SECTION III.

This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City of Blue Ash Ohio; the reason for the emergency being the immediate need to update legal service rates and to provide for the terms governing the provision of legal services to the City of Blue Ash and for the operation of its legislative and administrative offices. Therefore, this ordinance shall take effect and be in force from and after its passage.

PASSED this 12th day of January, 2012.

Mark F. Weber, Mayor

Jamie K. Eifert, Clerk of Council

APPROVED AS TO FORM:

Mark A. Vander Laan, Solicitor