

| Name       | BECKENBACH |     |     | BENJAMIN |     |     | BURKE-JONES |     |     | JONES |     |     | MURPHY |     |     | PUFFENBERGER |     |     |
|------------|------------|-----|-----|----------|-----|-----|-------------|-----|-----|-------|-----|-----|--------|-----|-----|--------------|-----|-----|
| Vote       | Aye        | Nay | Abs | Aye      | Nay | Abs | Aye         | Nay | Abs | Aye   | Nay | Abs | Aye    | Nay | Abs | Aye          | Nay | Abs |
| Suspension |            |     |     |          |     |     |             |     |     |       |     |     |        |     |     |              |     |     |
| Passage    |            |     |     |          |     |     |             |     |     |       |     |     |        |     |     |              |     |     |

ORDINANCE NO: 4015

INTRODUCED BY:

AN ORDINANCE APPROVING A CONTRACT WITH  
AND APPOINTING MATTY, HENRIKSON & GREVE LLC  
AS LEGAL COUNSEL FOR ALL MATTERS IN CLEVELAND  
MUNICIPAL COURT FOR THE VILLAGE OF BRATENAH, AND PROVIDING FOR THE PAYMENT OF COMPENSATION  
TO MATTY, HENRIKSON & GREVE LLC  
AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the Village of Bratenahl, State of Ohio, that:

SECTION 1. The Village, with the passage of this Ordinance, hereby enters into a contract with the law firm of Matty, Henrikson & Greve LLC for said Firm to act as the Legal Counsel for all matters in Cleveland Municipal Court for the Village as an independent contractor, subject to the pleasure of the Council. Said contract shall be effective March 1, 2019.

SECTION 2. It shall be the duty of Matty, Henrikson & Greve LLC to provide legal representation for all Cleveland Municipal Court matters, appeals, trials, hearings and criminal Court of Appeals representation on convictions from all matters in Cleveland Municipal Court. The Firm shall be paid one hundred and twenty-five (\$125) per hour. In addition, the Firm shall be paid such reasonable out-of-pocket expenses as shall be approved by the Council upon statements rendered monthly wherein all services billed will be itemized.

SECTION 3. It is anticipated that Jesse P. Kanner, an attorney duly admitted to the practice of law in the State of Ohio, and of the firm of, Matty, Henrikson & Greve LLC, will be the primary attorney for the responsibilities and duties set forth above in Section 2. Samuel T. O'Leary and Thomas F. Greve will also be available to provide representation as needed.

SECTION 4. This Council hereby declares and affirms that this ordinance is in accordance with Ohio Revised Code Section 2921.421.

SECTION 5. This Ordinance is hereby declared to be an emergency measure and necessary for the immediate preservation of the public peace, safety, health and welfare of the inhabitants of the Village of Bratenahl by reason of the necessity of immediately providing the appointment of Legal Counsel for all matters in Cleveland Municipal Court for the Village; wherefore, this Ordinance shall be in full force and effect immediately upon its passage.

Passed:

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John M. Licastro, Mayor

ATTEST:

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Thomas M. Cornhoff, Village Fiscal Officer

## **EXHIBIT A**

### **HOURLY RATES:**

All Attorneys

\$125 per hour

### **REIMBURSABLE OUT-OF-POCKET EXPENSES:**

Miscellaneous litigation expenses

Legal research costs