

RESOLUTION NO. 39-16
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Belinda Kenly ON THE 16th
DAY OF MAY, 2016.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BRICKER & ECKLER LLP FOR SPECIAL LEGAL SERVICES AND WAIVING A POTENTIAL CONFLICT.

WHEREAS, the City of Centerville desires to engage special counsel to assist the City with the application and enforceability of tax increment financing districts and related public finance matters; and

WHEREAS, Bricker & Eckler LLP has the ability to provide those services on an "as needed" basis; and

WHEREAS, it is the desire of the City to retain Bricker & Eckler LLP on an "as needed" basis; and

WHEREAS, it has been identified that Bricker & Eckler represents the Centerville Development Group, LLC, which is proposing a development of approximately 57 acres of property located along Sheehan Road, Social Road and Paragon Road, which project will involve the utilization of a special assessment program to fund certain infrastructure improvements that will benefit the project; and

WHEREAS, Bricker & Eckler LLP's representation of the Centerville Development Group, LLC is limited and may or may not be in conflict with its representation of the City with regards to other matters, but that any such conflict can be waived; and

WHEREAS, it is the desire of the City to agree to waive any such potential conflict assuming Centerville Development Group, LLC also agrees to waive any such potential conflict for the limited purposes of the project.

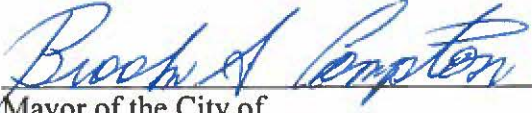
NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section 1. That the City Manager is hereby authorized to execute a contract or engagement with Bricker & Eckler LLP to provide legal services to the City of Centerville upon the basis of its Engagement Letter dated May 11, 2016.

Section 2. That the City of Centerville hereby waives any potential conflict there might be because of Bricker & Eckler LLP's representation of the Centerville Development Group, LLC and the City Manager is hereby authorized to execute the Conflict Waiver.


Section 3. This Resolution is to take affect at the earliest time allowed by law.

PASSED THIS 16th day of May, 2016



Mayor of the City of
Centerville, Ohio

ATTEST:



Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 39-16, passed by the Council of the City of Centerville, Ohio on the 16th day of May, 2016.



Clerk of the Council

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions
Department of Law
Scott A. Liberman
Municipal Attorney