

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0013

Sponsored by: County Executive FitzGerald/Department of Law on behalf of the Prosecutor's Office	A Resolution amending BOCC Resolution No. 103040 dated 7/22/2010, which authorized employment of the law firm of Weston Hurd, LLP, for legal services in connection with United States District Court Case No. 1:08-CV-01339-DCN, <u>Angela Lowe, et al. vs. Cuyahoga County, et al.</u> , by changing the amount not-to-exceed from \$330,000.00 to \$363,100.00; authorizing the County Executive to execute all documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the Board of County Commissioners of Cuyahoga County had retained the law firm of Weston Hurd, LLP, in the amount not-to-exceed \$330,000.00 for legal services in connection with United States District Court Case No. 1:08-CV-01339-DCN, Angela Lowe, et al. vs. Cuyahoga County, et al.; and,

WHEREAS, the Prosecutor's Office has requested the County Executive and County Council to amend Resolution No. 103040, to increase the amount not-to-exceed from \$330,000.00 to \$363,100.00; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the County Council hereby approves the amendment of BOCC Resolution No. 103040 dated 7/22/2010, which authorized employment of the law firm of Weston Hurd, LLP, for legal services in connection with United States District Court Case No. 1:08-CV-01339-DCN, Angela Lowe, et al. vs. Cuyahoga County, et al., by changing the amount not-to-exceed from \$330,000.00 to \$363,100.00; and authorizes the County Executive to execute all documents consistent with this Resolution.

SECTION 2. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department; therefore, this Resolution, provided it receives the affirmative vote of at least eight

members of County Council, shall become effective immediately; otherwise it shall be in full force and effect from and immediately after the earliest time permitted by law.

SECTION 3. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by Mr. Miller, seconded by Ms. Conwell, the foregoing Resolution was duly adopted.

Yeas: Brady, Germana, Gallagher, Schron, Conwell, Jones, Rogers, Simon, Greenspan and Miller

Nays: None

County Council Vice-President

Date

County Executive

Date

Deputy Clerk of Council

Date

Journal CC005
January 24, 2012