

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF SPECIAL COUNSEL
AND DECLARING AN EMERGENCY**

WHEREAS, the Council for the Village of New Holland is authorized, pursuant to R.C. 733.48, to appoint legal counsel to represent the Village and any department or any official of the Village; and

WHEREAS, the Council for the Village of New Holland has determined it necessary and appropriate to appoint special counsel for the prosecution of *State of Ohio v. Caitlin M. Allen*, Washington Courthouse Municipal Court case No. CRB 210030 and *State of Ohio v. William S. Brady*, Washington Courthouse Municipal Court case No. 2100328; and

WHEREAS, the Village Council authorizes the appointment of Mark Pitstick as special legal counsel for the prosecution of the aforementioned cases; and

WHEREAS, the aforementioned criminal actions are pending and initial appearance by legal counsel must take place on or before the presently scheduled pretrial conference on June 29, 2021. Accordingly, the Village Council believes that an emergency exists to appoint counsel in advance of the scheduled court action in the interest of the health, safety and welfare of the residents of the Village of New Holland.

THEREFORE, BE IT RESOLVED, by the Council of the Village of New Holland, two-thirds of all members elected thereto concurring, as follows:

Section 1. The Council for the Village of New Holland hereby authorizes and appoints Mark Pitstick as special legal counsel for the prosecution of *State of Ohio v. Caitlin M. Allen*, Washington Courthouse Municipal Court case No. CRB 210030 and *State of Ohio v. William S. Brady*, Washington Courthouse Municipal Court case No. 2100328.

Section 2. This Resolution shall be deemed an emergency measure, effective immediately upon passage and necessary for the preservation of the health, safety and welfare of the Village. Such emergency exist as the cases of *State of Ohio v. Caitlin M. Allen* and *State of Ohio v. William S. Brady* are scheduled to proceed on June 29, 2021.

Section 3. It is found and determined that all actions of the Village Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Village Council, and that all deliberations of the Village Council and any of its committees that resulted in those formal actions were in meeting open to the public and in compliance with law.

Motion to suspend the readings made by Danny Kirkpatrick and seconded by Jimmy Thompson

Council Vote's Recorded: Yea 5 Nay 0 Abstain 0

Motion to Pass the Resolution R16 made by Jimmy Thompson and seconded by Troy Hupp

PASSED AND ADOPTED BY THE COUNCIL OF THE VILLAGE OF NEW HOLLAND, OHIO, ON THIS 24th day of June, 2021.

Jackie Gullette Y / N / A

Troy Hupp Y / N / A

Danny Kirkpatrick Y / N / A

Greg Shaw Y / N / A

Jimmy Thompson Y / N / A

Floyd Woolever Y / N / A

Attest: _____
Village Fiscal Officer

Mayor

CERTIFICATION

I, Carmen White, Fiscal Officer of the Village of New Holland, do hereby certify that the foregoing Resolution No. _R16_ is taken and copied from the Minutes of the Village of New Holland and that the same has been compared by me with the Resolution from said Minutes, and that the same is a true and accurate copy thereof. Further, I certify that the adoption of the Resolution occurred in an open meeting held in compliance with Section 121.22 of the Ohio Revised Code.

Carmen White, Fiscal Officer