

**CITY OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2024-40**

**A RESOLUTION CONFIRMING THE APPOINTMENT OF ANDREW P. MEIER AS
LAW DIRECTOR FOR THE CITY OF SOUTH LEBANON, OHIO, AND
ESTABLISHING COMPENSATION**

WHEREAS, pursuant to Article VI of the City of South Lebanon Charter, the Mayor appoints the City Law Director and must be confirmed by a majority of the members of the City Council; and, and,

WHEREAS, Andrew P. Meier has served as the City's Solicitor and Law Director continuously beginning on January 1, 2021; and,

WHEREAS, the Mayor has determined that Andrew P. Meier is qualified to continue to serve as the City Law Director for the City of South Lebanon; and,

WHEREAS, the City Council and Andrew P. Meier desire to enter into an Agreement Establishing Compensation for Legal Services through December 31, 2026; and,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of South Lebanon, Ohio, at least a majority of all members elected thereto concurring:

Section 1. That the City Council hereby confirms the appointment of Andrew P. Meier as the Law Director of the City of South Lebanon, effective January 1, 2025.

Section 2. That the duration and terms of compensation for the legal services of the City Law Director shall be set forth in Exhibit "A" attached hereto and incorporated as if fully set forth herein.

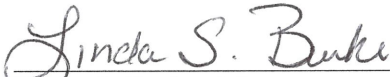
Section 3. That the Mayor and Director of Finance are hereby authorized and directed to execute the Agreement Establishing Compensation for Legal Services attached hereto as Exhibit "A."

Section 4. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

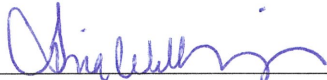
Section 5. That it is found and determined that all formal actions of the Council concerning and relating to passing this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Resolution 2024-40
Page 2

Adopted this 21st day of November, 2024.



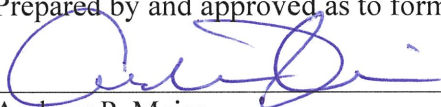
Linda S. Burke, Mayor

Attest: 

Petrina D. Williams, Director of Finance/Clerk

Rules Suspended:	<u> - </u>	(if applicable)
First Reading:	<u> 11/7/24 </u>	
Second Reading:	<u> 11/21/24 </u>	
Vote:	<u> 5 </u> Yeas	
	<u> - </u> Nays	
Effective Date:	<u> 11/1/25 </u>	

Prepared by and approved as to form:



Andrew P. Meier
Law Director
City of South Lebanon, Ohio

EXHIBIT "A"

**AGREEMENT ESTABLISHING COMPENSATION FOR LEGAL SERVICES OF
CITY LAW DIRECTOR FOR THE
PERIOD BEGINNING JANUARY 1, 2025, THROUGH DECEMBER 31, 2026**

This Agreement is entered into by and between the legislative authority of the City of South Lebanon, Ohio, 10 North High- Street, South Lebanon, OH 45065 (hereinafter "Council") on behalf of the City of South Lebanon (hereinafter "City"), and Andrew P. Meier, Attorney at Law, 140 North Main Street, Suite B, Springboro, OH 45066 ("City Law Director").

WITNESSETH:

WHEREAS, Andrew P. Meier is by reason of training and experience capable of acting as the legal advisor, attorney, counsel and prosecutor for the City and for the Council, as well as all offices, departments, divisions, boards, commissions, committees and courts of the City in connection with City affairs; and,

WHEREAS, pursuant to the City of South Lebanon Charter, the Mayor desires to appoint, with the confirmation by a majority of the members of City Council, Andrew P. Meier as the City Law Director in accordance with Article VI of the City Charter for a period not to exceed two (2) years without entering into a new agreement for legal services and establishing compensation.

NOW, THEREFORE, pursuant to the above recitals, and for other good and valuable consideration as recited hereinafter, the Parties agree as follows:

A. RETAINER PAYMENT

1. Effective January 1, 2025, an annual retainer payment in the amount of Twenty- Seven Thousand and 00/100 Dollars (\$27,000.00) shall be made to the City Law Director, payable on a monthly basis. Such amount shall be considered salary for purposes of calculating contributions to the Ohio Public Employees Retirement System (OPERS). The City agrees to withhold all mandated contributions to OPERS on the City Law Director behalf and pay the employer's mandated contributions to OPERS as required by law. The City shall, in reporting and making remittance to OPERS, attest the employee contributions by designating such as "Employee Contributions."

2. The Retainer Payment shall be considered payment for services as described below:
 - a. Attendance at regular, special, emergency and workshop meetings of Council, as well as drafting and/or reviewing Ordinances and Resolutions on behalf of the Council for such meetings; and,
 - b. Attendance at Planning Commission, Zoning Commission, Board of Zoning Appeals and Sub-committee meetings, upon request; and,
 - c. Acting as Prosecutor for Mayor's Court.

B. PAYMENT OF ADDITIONAL LEGAL SERVICES

1. Effective January 1, 2025, an hourly rate of ONE HUNDRED AND 00/100 DOLLARS (\$100.00) will be paid to the City Law Director on a monthly basis for the performance of Additional Legal Services upon presentation of an itemized billing statement delivered electronically to the Director of Finance which provides sufficient detail as to the services rendered and the hours expended such that the Mayor, City Council Members, Director of Finance and the City Administrator may understand and evaluate those matters from time to time. Payment of additional legal services shall be authorized as part of legislation authorizing payment of the bills once per month at regularly scheduled Council meetings.
2. Additional Legal Services include:
 - a) research assignments and drafting legal opinions on behalf of the Council requested by the Council, the Mayor or the City Administrator; and,
 - b) drafting contracts and other transactional related matters requested by the Council, the Mayor or the City Administrator; and,
 - c) any court proceedings, including but not limited to: abatements, administrative appeals, appropriations, breach or specific performance of accounts and contracts, declaratory judgments, mandamus, nuisances, injunctions, prohibitions, or other general civil matters; excepting therefore: matters the City's liability insurer has a duty to

defend; or, should Council elect to hire other another counsel to handle any such matter which it retains absolute discretion to do; or, matters that the City Law Director has a conflict of interest as determined herein; and,

- d) prosecuting cases that are transferred and/or appealed to the Warren County Court, and appeals to the Twelfth District Court of Appeals and the Supreme Court of Ohio, or any federal court.

C. ADDITIONAL PROVISIONS

1. Council shall be responsible for expenses incurred during and in support of any legal services contemplated herein including, but not limited to: court costs, expert witness or consultant fees, appraisers, court reporters and deposition transcripts, recordings, transfer and conveyance costs and fees.
2. The duration of this Agreement is from January 1, 2025, through December 31, 2026. The parties may, however, terminate this Agreement with or without cause with at least thirty (30) days prior written notice. The Parties may enter into a new Agreement upon the expiration of said duration.
3. Council may, at any time, amend or modify the aforesaid terms for compensation for legal services, provided, however, that such amendments or modifications shall be mutually agreed to by the Council and the City Law Director.
4. The City Law Director shall not represent the City in any matter in which the City Law Director has a conflict of interest, as determined by the City Law Director or Council.

CITY OF SOUTH LEBANON:

Pursuant to Resolution No. 2024-40

SIGNATURE: Linda S. Burke

NAME: Linda S. Burke

TITLE: Mayor

DATE: 12/5/2024

SIGNATURE: Petrina D. Williams

NAME: Petrina D. Williams

TITLE: Director of Finance

DATE: 11/21/24

This instrument was prepared
by and approved as to form:

CITY LAW DIRECTOR
SOUTH LEBANON, OH

By: Andrew P. Meier

Date: 12/5/2024

CITY LAW DIRECTOR:

SIGNATURE: Andrew P. Meier

NAME: Andrew P. Meier

TITLE: Attorney at Law

DATE: 12/5/2024