

Resolution 2022-190

Contracting with Brosius, Johnson & Griggs as the Township's Attorney for the Year 2023

The Board of Trustees of Franklin Township, Franklin County, Ohio met in person in a Regular Session at 12:00 p.m. on Thursday, December 15, 2023.

The trustee marked below made a motion for the adoption of the following resolution:
(check one)

Leezer **Horn** **Fleshman**

WHEREAS the Franklin Township Board of Trustees ("Board") is authorized by Section 309.09(B) of the Revised Code to employ attorneys on an annual basis other than the prosecuting attorney to represent the Township and its officers, boards and commissions in their official capacities and to advise them on legal matters; and

WHEREAS Section 309.09(B) of the Revised Code provides that no such attorney may be employed except on the order of the Board, duly entered upon its Journal, in which the compensation to be paid for the attorney's legal services shall be fixed; and

WHEREAS the Board finds it necessary to appoint attorneys to counsel and represent the Township on an annual basis for calendar year 2023 in such matters as the Board or its designee may refer to them; and

WHEREAS, the Board has appropriated the sum of \$ 75,000.00 for legal services for 2023.

NOW THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Franklin Township, Franklin County, Ohio, that:

SECTION 1. Peter N. Griggs of Brosius, Johnson & Griggs, LLC and the law firm of Brosius, Johnson & Griggs, LLC, are hereby employed on an annual basis for calendar year 2023 as the Township's legal counsel to represent the Township and its officers, boards and commissions in their official capacities and to advise them in connection with such matters as may be referred to said Counsel by or on behalf of the Board or its designee. (See Exhibit)

SECTION 2. The compensation for such counsel during 2023 shall be paid as follows: \$225.00 per hour partner attorney time; \$205.00 per hour senior associate time; \$180.00 per hour associate time; \$120.00 per hour law clerk time; and \$105.00 per hour legal assistant time; plus, out-of-pocket expense reimbursements, provided that the total compensation shall not exceed \$ 75,000.00 without further action by this Board.

Resolution 2022-190

**Contracting with Broshius, Johnson & Griggs as the
Township's Attorney for the Year 2023**

SECTION 3. The attorneys may be discharged at any time by majority vote of the Board.

SECTION 4. The Township Fiscal Officer is directed to send a copy of this Resolution to the law firm.

SECTION 5. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including, without limitation, Section 121.22 of the Revised Code.

SECTION 6. This Resolution shall take effect and be in force from and after the date of its adoption.

The following trustee marked below seconded the motion: (check one)

Leezer **Horn** **Fleshman**

Roll was called for the adoption of the resolution and the vote was as follows:

Leezer: YES/ NO **Horn:** YES/ NO **Fleshman:** YES/ NO

BOARD OF TRUSTEES
FRANKLIN TOWNSHIP
FRANKLIN COUNTY, OHIO

Trustee James Leezer, 2022 Chairman

Trustee Ralph Horn, 2022, Vice -Chair

Trustee John Fleshman

Adopted: December 15, 2022

Attested to on this 15th day of December 2022

Fiscal Officer Nicholas (Nick) Dun



BROSIUS, JOHNSON & GRIGGS, LLC

ATTORNEYS AT LAW

1600 Dublin Road • Suite 100 • Columbus, Ohio 43215

Telephone: 614.464.3563 • Facsimile: 614.224.6221

Email: pgriggs@BJGlaw.net • Website: www.BJGlaw.net

Donald F. Brosius (1954-2018)
Calvin T. Johnson, Jr.
Peter N. Griggs

Jennifer L. Huber
Julia E. Donnan
Elizabeth M. VanNess

December 8, 2022

Franklin Township Board of Trustees
2193 Frank Road
Columbus, OH 43223

Subject: 2023 Billing Rates

Dear Board Members:

The purpose of this correspondence is to inform you of our billing rates for calendar year 2023. As you are probably aware, our partner billing rates for services rendered to the Township have been at the rate of \$225.00. Please be advised that our billing rates will remain unchanged for the upcoming 2023 calendar year.

Accordingly, in 2023 our billing rates for all legal services rendered to the Township will be as follows: \$225.00 per hour partner attorney time; \$205.00 per hour senior associate time; \$180.00 per hour associate time; \$120.00 per hour law clerk time; and \$105.00 per hour legal assistant time. We will also continue to bill our clients for our out-of-pocket costs for items such as copies, postage, facsimiles, mileage, and the like.

We do want to point out that all documents created during the course of our representation of the Township which relate to your matters are considered client files. Original documents in the client files will often be returned to you or a duplicate set retained. In the event this engagement is terminated, your file will either be returned to you or transferred to our file storage. If you would like to have your file(s) returned to you at any time, you must submit a written request to us. Alternatively, from time to time as we review our storage contents, we may contact you to request transfer to you or authorization to destroy the records. While potentially subject to certain exceptions, please note that our policy is to dispose of client files fifteen (15) years following the generation of such record(s).

Assuming the Board retains our services for the upcoming year, we would suggest that you pass a resolution approving the retention of our firm along the lines outlined in this correspondence. For your convenience, enclosed is a sample resolution that can be used for these purposes.

Franklin Township
Franklin County, Ohio
Attn: Fiscal Department
2193 Frank Road
Columbus, OH 43223

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Franklin Township Board of Trustees
December 8, 2022
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We look forward to continuing our relationship with the Township in the coming year and wish you all a Happy Holiday.

Very truly yours,

BROSIUS, JOHNSON & GRIGGS, LLC

By: 

Peter N. Griggs, Member

PNG/baw
Enclosure

**RESOLUTION EMPLOYING TOWNSHIP'S ATTORNEYS
ON AN ANNUAL BASIS FOR THE YEAR 2023**

WHEREAS, the Franklin Township Board of Trustees ("Board") is authorized by Section 309.09(B) of the Revised Code to employ attorneys on an annual basis other than the prosecuting attorney to represent the Township and its officers, boards, and commissions in their official capacities and to advise them on legal matters; and

WHEREAS, Section 309.09(B) of the Revised Code provides that no such attorney may be employed except on the order of the Board, duly entered upon its Journal, in which the compensation to be paid for the attorney's legal services shall be fixed; and

WHEREAS, the Board finds it necessary to appoint attorneys to counsel and represent the Township on an annual basis for calendar year 2023 in such matters as the Board or its designee may refer to them; and

WHEREAS, the Board has appropriated the sum of \$_____ for legal services for 2023;

NOW THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Franklin Township, Franklin County, Ohio, that:

SECTION 1. Peter N. Griggs of Brosius, Johnson & Griggs, LLC and the law firm of Brosius, Johnson & Griggs, LLC, are hereby employed on an annual basis for calendar year 2023 as the Township's legal counsel to represent the Township and its officers, boards, and commissions in their official capacities and to advise them in connection with such matters as may be referred to said Counsel by or on behalf of the Board or its designee.

SECTION 2. The compensation for such counsel during 2023 shall be paid as follows: \$225.00 per hour partner attorney time; \$205.00 per hour senior associate time; \$180.00 per hour associate time; \$120.00 per hour law clerk time; and \$105.00 per hour legal assistant time; plus out-of-pocket expense reimbursements; provided that the total compensation shall not exceed \$_____ without further action by this Board.

SECTION 3. The attorneys may be discharged at any time by a majority vote of the Board.

SECTION 4. The Township Fiscal Officer is directed to send a copy of this Resolution to the law firm.

SECTION 5. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including, without limitation, Section 121.22 of the Revised Code.

SECTION 6. This Resolution shall take effect and be in force from and after the date of its adoption.

Adopted: _____

**BOARD OF TRUSTEES
FRANKLIN TOWNSHIP
FRANKLIN COUNTY, OHIO**

ATTEST:

Fiscal Officer

Trustee

Trustee

Trustee