



Introduced: 11/21/2016

Revised:

Adopted:

Effective:

## CITY OF PATASKALA

### RESOLUTION 2016-060

#### **A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN EMPLOYMENT AGREEMENT WITH JAMES M. NICHOLSON TO CONTINUE SERVING AS FINANCE DIRECTOR**

*WHEREAS*, on June 20, 2012, the Mayor of the City of Pataskala appointed James M. Nicholson to serve as its Finance Director, pursuant to Section 6.02 of the Charter of the City of Pataskala. This appointment became effective upon approval by Council; and

*WHEREAS*, contemporaneous with this appointment, the City of Pataskala entered into an employment agreement with Employee to serve as its Finance Director. Nothing in this agreement was meant to, nor was it interpreted to, supersede the City Charter governing the appointment, power, duties, term, and/or removal of the Finance Director. This agreement was meant to, and was interpreted to, supplement those provisions; and

*WHEREAS*, pursuant to the agreement, Mr. Nicholson's term "expires" on December 31, 2016; and

*WHEREAS*, Council for the City of Pataskala believes Mr. Nicholson has performed outstandingly as Finance Director. Therefore, neither Council for the City of Pataskala nor the Mayor wants to initiate termination proceedings under Section 6.02 of the City Charter. Instead, they want to execute a new agreement and continue employing Mr. Nicholson as the Pataskala Finance Director.

#### **NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PATASKALA, COUNTY OF LICKING, STATE OF OHIO, A MAJORITY OF MEMBERS PRESENT CONCURRING THAT:**

Section 1: The Mayor is hereby authorized and directed to enter into an employment agreement, in substantially the same form and content as the agreement attached hereto as Exhibit A and incorporated herein by reference, with James M. Nicholson to continue serving as Finance Director.

Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that any and all deliberations of this Council and any of its committees that resulted

in such formal action were in meetings open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

Section 3: This Resolution shall become effective from and after the earliest period allowed by the Charter of the City of Pataskala.

ATTEST:

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Kathy M. Hoskinson, Clerk of Council

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Michael W. Compton, Mayor

APPROVED AS TO FORM:

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Brian M. Zets, Law Director