

RESOLUTION NO: 10-2025

ADOPTED: JUNE 4, 2025

A RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO EXECUTE A PERSONAL SERVICE AGREEMENT FOR LEGAL SERVICES WITH ISAAC WILES BURKHOLDER & MILLER, LLC AND DECLARING AN EMERGENCY

WHEREAS, in July 2009, the Village of Kirkersville retained a young attorney (Brian M. Zets) and his law firm (fka Wiles, Boyle, Burkholder & Bringardner, LLC) to serve as its Village Solicitor; and

WHEREAS, this professional relationship continued successfully over the years. The last contract executed between Brian Zets and the Village was executed in July 2015; and

WHEREAS, Attorney Brian Zets and his law firm (nka Isaac Wiles Burkholder & Miller, LLC) has not changed their rates in the last sixteen years, but now are requesting a modest increase; and

WHEREAS, Council for the Village of Kirkersville is pleased with the level of service and work that has been performed by its Village Solicitor, and wants to continue this professional relationship; and

WHEREAS, Council for the Village of Kirkersville now wants to retain the services of Isaac Wiles Burkholder & Miller, LLC, and in particular, attorney Brian M. Zets, to serve as Village Solicitor.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF KIRKERSVILLE, LICKING COUNTY, OHIO THAT:**

SECTION 1: The Mayor and Fiscal Officer are hereby authorized and directed to enter into an Agreement for Legal Services, in substantially the same format and content, as the document attached hereto as Exhibit "A" and incorporated herein by reference, on behalf of the Village of Kirkersville.

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 Council and that all deliberations of Council and any of the decision making bodies of the Village of Kirkersville which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

SECTION 3: All prior legislation, or any parts thereof, which is/are inconsistent with this Resolution is/are hereby repealed as to the inconsistent parts thereof.

SECTION 4: This Resolution is hereby declared an emergency measure necessary for the health, safety, and welfare of the residents of the Village and for the further reason that the Village needs to enter into this agreement as soon as possible to have uninterrupted legal services and advice. Wherefore, provided this Resolution receives the required affirmative votes of Council, it shall take effect and be in full force immediately upon passage by Council.

Passed in Council this 4 day of June 2025.

\_\_\_\_\_  
Terry Ashcraft, Mayor

ATTEST: \_\_\_\_\_  
Clerk of Council

APPROVED:

Approved as to form this 22<sup>nd</sup> day of May 2025:

  
\_\_\_\_\_  
Brian M. Zets  
Village Solicitor