

**RESOLUTION NO. 2017-6**

**A RESOLUTION OF THE TOWN OF YORKTOWN REGARDING  
PAYMENT OF PROFESSIONAL FEES**

**WHEREAS**, the Town of Yorktown ("Town"), has determined to set forth a procedure for the payment of professional fees and costs of an attorney which the Town Clerk proposes to retain under the provisions of IND. CODE 36-4-10-5.5.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL: In the event that a Town Clerk exercises the provisions of IND. CODE 36-4-10-5.5, and proposes to retain, at the Town's expense, an attorney to represent or perform work for the Clerk, the Clerk must advise the Town Manager, the Town Council President and the Town Attorney in advance that he/she proposes to retain an attorney.

BE IT FURTHER RESOLVED that the Town will not pay the fees and costs of such attorney unless the Clerk and the Town enter into a written agreement with such attorney, setting forth an agreed-upon hourly rate and a procedure by which bills may be submitted to the Town for payment. Such bills will be itemized and shall show the time expended, and such detail as is necessary for the Town to understand what functions were performed. The attorney may redact from the bill any information protected by attorney-client privilege. The Town shall pay reasonable attorneys' fees and costs only if this procedure is followed, and only during the pendency of a particular matter for which the attorney has been retained.

**PASSED AND ADOPTED** by the Town Council of the Town of Yorktown, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

YORKTOWN TOWN COUNCIL

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ATTEST:

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Clerk-Treasurer