

**RESOLUTION NO. 61-2026**

**REMOVAL PROCEEDINGS  
SECTION 3.03 CHARTER  
APPOINTING COUNSEL**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF BARBERTON APPOINTING SPECIAL COUNSEL MARLON PRIMES TO SERVE AS PROSECUTOR FOR REMOVAL PROCEEDINGS PURSUANT TO SECTION 3.03 OF THE CITY OF BARBERTON CHARTER, AND DECLARING AN EMERGENCY.**

**WHEREAS**, this resolution is needed in order to properly proceed.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Barberton, State of Ohio:

**SECTION 1.** That the Council of the City of Barberton hereby appoints special counsel Marlon Primes to serve as prosecutor for removal proceedings pursuant to Section 3.03 of the City of Barberton Charter.

**SECTION 2.** That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, to ensure the process is completed properly, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise, to be in full force and effect from and after the earliest period allowed by law.

Passed May 4, 2026

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Clerk of Council

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President of Council

Approved \_\_\_\_\_ 2026

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Mayor