

Section 4.07. - LEGAL COUNSEL.

There shall be a City Attorney and such Assistant City Attorneys and special counsel as the Commission shall deem necessary. They shall be responsible to the Commission for all legal matters of the City placed in their charge by or under this Charter and such other duties as may be required by the City Commission.

(Ord. No. 4-76, passed 2/23/76, Adopted at Referendum 2/2/76; Ord. No. 62-01, passed 1/8/02, Adopted at Referendum 3/12/02)

Section 4.08. - LEGAL COUNSEL APPOINTMENT, REMOVAL AND COMPENSATION.

- (A) *Appointment.* The Commission shall appoint a City Attorney, such Assistant City Attorneys and special counsel as may be deemed necessary. The City Attorney and Assistant City Attorneys, if any, shall be appointed by Commission for an indefinite term by majority vote of the Commission. Special counsel may be appointed as the need arises.
- (B) *Removal.* The City Attorney and special counsel, at all times, shall hold office at the pleasure of a majority of the Commission. Assistant City Attorneys may be removed with or without cause by the City Attorney.
- (C) *Compensation.* The Commission may, from time to time, fix the regular compensation of the City Attorney, and Assistant City Attorneys, if any, at a sum commensurate with the duties which may be imposed on them by this Charter and by the Commission; provided, that all special or unusual services required of the City Attorney and Assistant City Attorneys, if any, may be specially compensated as the Commission may see fit to provide.

(Ord. No. 4-76, passed 2/23/76, Adopted at Referendum 2/2/76; Am. Ord. No. 9-83, passed 1/25/83, Adopted at Referendum 3/1/83; Ord. No. 62-01, passed 1/8/02, Adopted at Referendum 3/12/02)

Section 4.09. - DUTIES OF LEGAL COUNSEL.

- (A) *Duties.* The City Attorney with the assistance of the City Clerk shall prepare all ordinances, all contracts and other instruments in writing in which the municipality is concerned, or shall endorse on each, his or her approval as to form. No contract with the municipality shall be binding upon the municipality until the City Attorney has endorsed his or her approval thereon, and this provision shall be strictly construed by all courts of this State. When required by the Commission, the City Attorney shall prosecute and defend, for and in behalf of the City, all complaints, suits and controversies in which the City is a party.
- (B) *Opinions.* The City Attorney shall furnish the Commission, City Manager, and Department Heads his or her opinion on any questions of law relating to their respective powers and duties; and he or she shall perform such other professional duties as may be required of him or her by ordinance, resolution or motion of the Commission, by this Charter, or by special acts.
- (C) *Assistant City Attorneys.* Assistant City Attorneys shall perform those duties assigned them by the City Attorney.
- (D) *Special Counsel.* Special counsel shall perform those duties assigned them by Commission.

(Ord. No. 62-01, passed 1/8/02, Adopted at Referendum 3/12/02)