

**RESOLUTION**

**#24-40**

**A RESOLUTION BY THE MAYOR AND COUNCIL OF THE CITY OF DUBLIN, GEORGIA APPOINTING VERNA L. SMITH AS THE PUBLIC DEFENDING ATTORNEY OF THE MUNICIPAL COURT FOR THE CITY; TO APPROVE AND ACCEPT THE TERMS OF AN AGREEMENT WITH VERNA L. SMITH FOR THE PROVISION OF PUBLIC DEFENDER SERVICES IN THE MUNICIPAL COURT OF THE CITY OF DUBLIN; TO AUTHORIZE THE COURT TO APPOINT SUBSTITUTE OR CONFLICT PUBLIC DEFENDERS AS NEEDED; TO AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE THE SAME; TO SET AN EFFECTIVE DATE; AND FOR OTHER LAWFUL PURPOSES.**

**WHEREAS**, the Mayor and City Council are the governing body of the City of Dublin, Georgia; and

**WHEREAS**, the Mayor and Council find it in the best interest of the City to formalize the terms of the agreement with VERNA L. SMITH to be appointed as Public Defending Attorney of the Municipal Court for the City of Dublin, Georgia; and

**WHEREAS**, the Mayor and City Council find it in the best interest of the City to allow the Municipal Court Judge to appoint additional or substitute public defender(s) when Verna L. Smith is unavailable or has a conflict; and

**THEREFORE, NOW BE IT RESOLVED** that the City Manager is hereby authorized to negotiate an agreement, substantially in the form as attached hereto as Exhibit "A" and incorporated herein by this reference, for the services with VERNA L. SMITH and the Mayor is hereby authorized and directed to execute the same in the name of and on behalf of the City of Dublin, Georgia, subject to such insertions, deletions, or revisions as deemed appropriate by him, the execution of the same being conclusive evidence of acceptance of the same.

**BE IT FURTHER RESOLVED** that execution of the Agreement by the Mayor or any other modification of it shall be conclusive evidence of the approvals required herein and all actions of the City, its officers, staff, and employees in connection with the execution, delivery, and performance of the Agreement is hereby approved, ratified, and confirmed.

**BE IT FURTHER RESOLVED** that the City Manager, in consultation with the City/Staff Attorney, and the City Clerk may approve such modifications and additions or cancellation of its level of services provided by Verna L. Smith as may be deemed appropriate by him and in the best interest of the City at all points in time during the term of the Agreement.

**BE IT FURTHER RESOLVED** that the Municipal Court Judge or his or her designee be empowered to appoint additional or substitute public defender(s) as needed under such terms and conditions as required due to the circumstances.

**BE IT FURTHER RESOLVED** that the City Manager, or his or her designee, is authorized to execute and deliver any other document required to affect the purpose of this Resolution and Agreement and that this resolution shall be effective upon its adoption.

**SO RESOLVED** by the Mayor and Council of the City of Dublin this 15<sup>th</sup> day of August, 2024 by a vote of 7 to 0.

CITY OF DUBLIN, GEORGIA

BY: *Joshua E. Kight*  
Joshua E. Kight,  
Mayor

ATTEST:

By *Heather M. Browning*  
Heather M. Browning, City Clerk

