

No. 2021-\_\_\_\_

**RESOLUTION**

***A Resolution of Luzerne County Council Approving a Budget Transfer  
to Allot Funds to Special Legal Services***

WHEREAS, on May 11, 2021, Luzerne County Council adopted Resolution 2021-75 which authorized the formation of an ad hoc committee appointed by the Chairman of Luzerne County Council to select outside counsel to represent Luzerne County Council to present the issue to the courts to allow the court to make an unbiased decision regarding the decision made by the Luzerne County Election Board on April 21, 2021 to hold a special election for the office of District Attorney in November of 2021; and

WHEREAS, Luzerne County Council advertised for and interviewed interested attorneys and law firms to undertake legal representation related to the above-mentioned issue; and

WHEREAS, Luzerne County Council elected to retain the law firm of Stevens & Lee P.C.; and

WHEREAS, pursuant to Section 5.07 of the Home Rule Charter of Luzerne County, County Council adopted the 2021 Fiscal Year Budget which accounted for anticipated revenue and expenses; and

WHEREAS, Section 5.10.E. of the Home Rule Charter states at any time during the fiscal year, County Council may, by resolution adopted by an affirmative vote of at least a majority of its current members, make transfers of part or all of any unencumbered balance from any division, elective office, the Judiciary, Office of Court Administration, or other administrative unit or budgetary function to any other division, elective office, the Judiciary, Office of Court Administration, or other administrative unit or budgetary function; and

WHEREAS, County Council for Luzerne desires to authorize the transfer of funds in the Budget at the appropriate line items in order to transfer funds from the Reserve Fund to the Special Legal Fund in order to amend the budget to account for the expenditure of funds related to the retention of Stevens & Lee P. C. for legal expenses associated with the aforementioned legal issue.

NOW, THEREFORE, be it RESOLVED by the Luzerne County Council:

**SECTION ONE. Incorporation of Preamble.**

The provisions set forth in the preamble to this Resolution are incorporated herein by reference in their entirety.

**SECTION TWO. Transfer of Funds Between Budget Line Items.**

County Council hereby authorizes the transfer of funds between line items in the 2021 fiscal year budget in order to transfer funds from the Reserve Fund to the Special Legal fund related to legal expenses associated with the retention of Stevens & Lee P.C. as outside council to review and provide representation related to the aforementioned legal issue:

Subtract funds from the Reserve Fund at line item 100.99.4940.585.10 in the amount of \$20,000.00.

Add funds to Special Legal at line item 100.10.4111.550.19 in the amount of \$20,000.00.

**SECTION THREE. Remainder of Budget.**

All other line items in the 2021 Fiscal Year Luzerne County Budget shall remain unchanged.

**SECTION FOUR. Effective Date.**

This Resolution shall become effective immediately.

Adopted by County Council, this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**LUZERNE COUNTY COUNCIL**

AYES:

NAYS:

Attest:

\_\_\_\_\_  
Tim McGinley, Chair

\_\_\_\_\_  
Sharon Lawrence, Clerk of County Council

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Romilda P. Crocamo, Esq.  
Acting County Manager