

STAFF REPORT

FOR THE PURPOSE OF CONFIRMING THE APPOINTMENT OF NATHAN A. S. SYKES AS ACTING METRO ATTORNEY

Date: July 19, 2018

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BACKGROUND

Metro Attorney Alison Kean has submitted her resignation effective August 3, 2018, which will result in a vacancy in the Office of Metro Attorney.

The Metro Council President and Council intend to permanently fill the vacancy after a competitive recruitment for selection for the position of Metro Attorney. Under the Metro Code, the Metro Council President has the authority to appoint an Acting Metro Attorney, and in the interim wishes to appoint an Acting Metro Attorney to serve in the role until the recruitment process closes and a replacement is hired.

Metro Code Section 2.08.100 directs the Council President to appoint an Acting Metro Attorney “with all due speed,” which appointment is then subject to confirmation by the Metro Council by resolution.

Metro Council President Hughes has appointed Nathan A. S. Sykes as the Acting Metro Attorney subject to Metro Council confirmation. Council President Hughes has determined that Mr. Sykes is qualified to serve as an Acting Metro Attorney.

ANALYSIS/INFORMATION

1. **Known Opposition.** None
2. **Legal Antecedents.** Metro Charter Chapter V, Section 25(2) and Metro Code Chapter 2.08 govern the creation, duties, powers, and other functions of the Metro Attorney. Section 2.08.100 of the Metro Code provides that the Council President may appoint an Acting Metro Attorney subject to confirmation by the Metro Council by resolution. Metro Council President Tom Hughes has appointed Nathan A. S. Sykes as the Acting Metro Attorney subject to the Metro Council’s confirmation via this resolution.
3. **Anticipated Effects** This resolution will confirm the Council President’s appointment of Nathan A. S. Sykes as the Acting Metro Attorney and authorize the Council President to enter into an employment agreement with Mr. Sykes.
4. **Budget Impacts.** The salary of the Metro Attorney is currently budgeted for in the approved Metro Budget.

RECOMMENDED ACTION

Council President Hughes and staff recommend adoption of Resolution No. 18-4903.