

RESOLUTION NO. 2023-01-1028^R

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE AN ENGAGEMENT LETTER WITH NOLAND LAW FIRM, P.A. FOR THE CITY OF TONTITOWN, ARKANSAS.

WHEREAS, the City of Tontitown is in need of environmental and regulatory legal services; and

WHEREAS, environmental and regulatory law is a highly specialized area of law, and the City Council finds that Noland Law Firm, P.A. is the best qualified to provide these services, as needed, to the City of Tontitown; and

WHEREAS, the City Council finds it to be in the best interest of the citizens of Tontitown to authorize execution of an engagement letter with Noland Law Firm, P.A.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Tontitown, Arkansas:

Section 1. The City Council of the City of Tontitown, Arkansas, hereby authorizes the Mayor to negotiate and enter into an engagement letter with Noland Law Firm, P.A., attached hereto as Exhibit "A", and all other measures to execute any and all other documents necessary in connection therewith.

PASSED and APPROVED this 17 day of January 2023.

APPROVED:


Angela Russell, Mayor

ATTEST:


Rhonda Ardemagni, City Clerk-Treasurer
(SEAL)



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Washington County, AR
Kyle Sylvester Circuit Clerk

File **2023-00002136**



Noland Law Firm

Arkansas Environmental Law and Litigation

January 19, 2023

Via Email Only (mayor@tontitownar.gov)

Mayor Angela Russell
235 East Henri De Tonti
Tontitown, AR 72762

Re: *Engagement Letter*

Mayor Russell:

Thank you and the City of Tontitown for choosing Noland Law Firm. You seek Noland Law Firm's services to provide counsel pertaining to the city's interest in the permitting and operations of the EcoVista Landfill. The immediate task at hand is increasing our understanding of the status of the proposed expansion of the site through FOIA requests and document review.

Fees for legal services are \$150 an hour, plus any expenses that may be incurred, such as filing fees, copying costs, mileage (standard Federal rate), postage, and related expenses. Law Clerk time is \$40 an hour. Noland Law Firm, P.A. will bill you quarterly.

We agree you may add tasks to this agreement upon written authorization. We also agree this contract creates an at-will employment arrangement. Either party may terminate it upon written notice.

I will send you copies of all documents I prepare on your behalf. These copies are your file copies. Please retain them. I will store your file for 5 years after the conclusion of representation. I will destroy the file after that time unless you inform me you intend to claim it.

Please review, sign, and return this letter to me (you may scan and email it to me, or mail it to the P.O. Box) if you agree to its terms. If any of the information in this letter is not consistent with your understanding of the authorization you received from the City Council, please contact me before signing the letter and I will gladly address those issues.

Signature Page to Follow



Noland Law Firm

Arkansas Environmental Law and Litigation

Sincerely,



Ross Noland

I read this letter and agree to its terms.

 1-19-23
Angela Russell (Date)
Tontitown Mayor



Ross Noland

*Noland Law Firm, P.O. Box 251402, Little Rock, AR, 72225
501-541-7374, ross@nolandfirm.com*

EDUCATION

Masters of Environmental Law, George Washington University, 2008.

Juris Doctor, University of Arkansas School of Law, 2006.

Bachelor of Arts, Economics, University of Arkansas, 2003, Cum Laude.

EMPLOYMENT

Owner, Noland Law Firm, P.A., Little Rock, AR, March 2016 to present: Litigation, administrative, and policy practice with emphasis on environmental law, property damage cases, renewable energy policy, and public interest clients.

Executive Director, Buffalo River Foundation., Ponca, AR, February 2016 to present: Facilitate fee title and conservation easement acquisitions to further private lands conservation in the Buffalo National River watershed. Conduct all affairs of the land trust, including communications, fundraising, and nonprofit compliance.

Associate Attorney, McMath Woods P.A., Little Rock, AR, March 2011 to March 2016: Civil and administrative practice, with an emphasis on environmental law, including representing landowners in property damage disputes, small businesses in regulatory matters, and public interest groups concerned with public resource management.

Legislative Counsel, United State Senate Committee on Agriculture, Nutrition, and Forestry, Washington, DC, February 2010 to February 2011: Conducted legislative oversight, fact gathering, and regulation and legislation review pertaining to energy, environment, and conservation policy matters within the Committee's jurisdiction.

Law Clerk, Pulaski County Circuit Court, Ninth Division, Little Rock, AR, February 2009 to February 2010: Researched issues to prepare Judge McGowan for hearings and trial. Attended court proceedings and prepared orders according to the Judge's directions.

Staff Attorney, Paul, Hastings, Janofsky & Walker LLP, Washington, DC, March 2007 to February of 2009: Advised car-rental company operating in 29 states regarding environmental issues, safety compliance, and real property due diligence.

SERVICE AND AWARDS

Arkansas Bar Association: Environmental Law Section, Secretary, 2011-2012; Chair-Elect, 2012-2013; Chair, 2013-2015; Governing Council, 2015-2018. 2015 CLE Award recipient.

Hillcrest Residents Association: Board Member.

Little Rock Ultimate: Board Member, 2011-present.

Pulaski Heights Elementary PTA: Treasurer, 2019-present.

Pulaski Heights United Methodist Church: Board of Stewards, 2019-present

Arkansas Trial Lawyers Association, Ozark Society, and Arkansas Canoe Club: Member.

ARTICLES AND PRESENTATIONS

Policy Responses to Sexual Harassment, Assault and Rape, ATLA Docket, February 8, 2018.

Losing Justice: Arkansas and the Loser Pays Concept, ATLA Docket, May 1, 2012.

Env. Torts Through the Lens of Pesticide Spray Drift, ATLA Docket, November 15, 2012.

Licensed in Arkansas, Washington, D.C., and before the 8th Circuit Court of Appeals