The Regular Meetings of City Council are filmed and can be viewed LIVE while the meeting is taking place or at your convenience at any time after the meeting on the City’s website at www.ReadingPa.gov, under “Live and Archived Meeting Videos”. All electronic recording devices must be located behind the podium area in Council Chambers and located at the entry door in all other meeting rooms and offices, as per Bill No. 27-2012.

RULES FOR PUBLIC PARTICIPATION AT COUNCIL MEETINGS
The Administrative Code, Section § 5-209 defines public participation at Council meetings.
1. Citizens attending Council meetings are expected to conduct themselves in a responsible and respectful manner that does not disrupt the meeting.
2. Those wishing to have conversations should do so in the hall outside Council Chambers in a low speaking voice.
3. Public comment will occur only during the Public Comment period listed on the agenda at the podium and must be directed to Council as a body and not to any individual Council member or public or elected official in attendance. Clapping, calling out, and/or cheering when a speaker finishes his comments is not permitted.
4. Citizens may not approach the Council tables at any time during the meeting.
5. Any person making threats of any type, personally offensive or impertinent remarks or any person becoming unruly while addressing Council may be called to order by the Presiding Officer and may be barred from speaking, removed from Council Chambers and/or cited.
6. Failure to abide by these regulations could result in your removal from Council Chambers and/or a citation. These regulations are meant to avoid disruptions at the meeting and they are not meant to interfere with public participation.
1. OPENING MATTERS
A. CALL TO ORDER
B. INVOCATION: Yoli Mandoza, Ashes to Beauty
C. PLEDGE TO THE FLAG
D. ROLL CALL

2. PROCLAMATIONS AND PRESENTATIONS

- Oath of Office to new police officers:
  - Sean P. Driscoll
  - John J. Krchnavy
  - Thomas R. Lloyd
  - Michael E. Marshall
  - Christopher M. DiPietrantonio

- Commendation to Riverview Nursery – Diane Salk

3. PUBLIC COMMENT – AGENDA MATTERS:
   Citizens have the opportunity to address the Council, by registering with the City Clerk by 5 pm on the day of the scheduled Council meeting or by legibly printing their name, address and the subject matter to be discussed on a sign-up sheet found on the podium in Council Chambers between 5 pm and 7 pm on the day of the scheduled meeting. All remarks must be directed to Council as a body and not to any individual Council member or public or elected official in attendance. Any person making personally offensive or impertinent remarks or any person becoming unruly while addressing Council may be called to order by the Presiding Officer and may be barred from speaking before Council, unless permission to continue speaking is granted by the majority vote of Council.

   All comments by the public shall be made from the speaker’s podium. Citizens attending the meeting may not cross into the area beyond the podium. Any materials to be distributed to Council must be given to the City Clerk before the meeting is called to order.

   Those commenting on agenda business shall speak at the beginning of the meeting and shall limit their remarks to 5 minutes. Those commenting on general matters shall speak after the legislative business is concluded and shall limit their remarks to 3 minutes. No comments shall be made from any other location except the podium, and anyone making “out of order” comments may be subject to removal. There will be no demonstration, including applause or cheering, at the conclusion of anyone’s remarks. Citizens may not ask questions of Council members or other elected or public officials in attendance.

4. APPROVAL OF AGENDA & MINUTES
A. AGENDA: Meeting of October 9, 2017
B. MINUTES: September 25, 2017 Regular Meeting

5. Consent Agenda Legislation

A. Award of Contract – for the fire alarm and camera system (to be distributed on Monday)

B. Resolution – authorizing the Solicitor to represent the City for the continuation of the nonresident (commuter) EIT tax set at .3%
6. ADMINISTRATIVE REPORT

7. REPORT FROM OFFICE OF THE AUDITOR

8. REPORT FROM DEPT. DIRECTORS, BOARDS, AUTHORITIES, & COMMISSIONS

9. ORDINANCES FOR FINAL PASSAGE

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| A. Bill 91-2017 – amending the Code of Ethics Gift section relating to the receipt of gifts. *Introduced at the September 25 regular meeting.* |

| B. Bill 92-2017 – authorizing an amendment to the 2017 Budget providing funds to pay additional demolition costs associated with various city properties which may be potential safety risks to city residents, and potential structural risks to neighboring properties through the increase in the General Fund Real Estate Transfer Tax revenue budget line item in the amount of $300,000. |

10. INTRODUCTION OF NEW ORDINANCES

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| A. Ordinance – authorizing an amendment to the 2017 Capital Project Ordinance by reflecting the purchase of an alternative list of equipment for the Public Works to be paid from the Capital Projects Fund Equipment budget line item in the amount of $20,000.00, and Capital Projects Fund Equipment budget line item in the amount of $184,000. The line items will be funded by the reduction of the Capital Projects Fund Contracted Services line item in the amount of $150,000, and the reduction of the Capital Projects Contracted Services budget line item in the amount of $54,000. |
11. RESOLUTIONS

A. Resolution – encouraging the State Legislature to enact State-wide legislation that would provide all police departments with the discretion to charge the possession of a small amount of marijuana as a summary offense, rather than a misdemeanor Tabled at the September 25 regular meeting

B. Resolution – opposing House Bill 1620, the “Wireless Infrastructure Deployment” bill, which would strip municipalities of their legal authority to regulate wireless facilities in the public rights-of-way and would therefore undermine public safety and the protection of the rights-of-way

C. Resolution – supporting Senate Bill 22 and House Bill 722 to end the practice of gerrymandering, through the creation of a Citizens Commission for Legislative and Congressional Redistricting

D. Resolution – opposing federal legislation that would allow the size of tractor trailers to increase to a size and weight that would damage local road and bridge infrastructure

E. Resolution – approving the agreement with BCTV (to be distributed on Monday)

F. Resolution – approving/denying the HARB Appeal for 1249 Perkiomen regarding the roof material (to be distributed on Monday)

12. PUBLIC COMMENT – GENERAL MATTERS

Please see public speaking rules on second page

13. COUNCIL BUSINESS/COMMENTS

14. COUNCIL MEETING SCHEDULE

Monday, October 9
Committee of the Whole & Budget Review – Penn Room – 5 pm
Regular Meeting – Council Chambers – 7 pm

Wednesday, October 11
Budget meeting – Penn Room – 5 pm

Thursday, October 12
HARB Appeal Hearing re 1236 Hill Rd – Council Chambers – 5 pm
Monday, October 16
Nominations & Appointments Committee – Council Office – 4 pm
Capital Budget Public Hearing – Council Chambers – 5 pm
Committee of the Whole & Budget Review – Penn Room – immediately following Public Hearing

Wednesday, October 18
General Fund Public Hearing – Council Chambers – 5 pm
Budget meeting – Penn Room – immediately following Public Hearing

Monday, October 23
Committee of the Whole – Penn Room – 5 pm
Regular Meeting – Council Chambers – 7 pm

Saturday, October 28
Budget meeting – Penn Room – 9 am

15. BAC AND COMMUNITY GROUP MEETING SCHEDULE

Wednesday, October 11
Zoning Hearing Board – Council Chambers – 5:30 pm
Human Relations Commission – HRC office – 6 pm
Center City Community Organization – Holy Cross Church – 6 pm

Thursday, October 12
Police Pension Board – 3rd floor conference room – 9:30 am
Outlet Area Neighborhood – St Mark’s Lutheran Church – 6:30 pm

Monday, October 16
Library Board – 1349 N 11th St – 4:30 pm

Tuesday, October 17
Fire Civil Service Board – Fire Training Center – 3 pm
Water Authority – Council Chambers – 4 pm
Board of Health – Penn Room – 4 pm
HARB – Penn Room – 6:30 pm
Charter Board – Council Chambers – 7 pm

Wednesday, October 18
O & E Pension Board – Penn Room – 1:30 pm
Redevelopment Authority – Redevelopment Authority office – 3 pm

Thursday, October 19
Diversity Board – Penn Room – 3 pm
Blighted Property Review Committee – Council Chambers – 6 pm
Shade Tree Commission – Public Works – 6 pm

**Friday, October 20**
Fire Pension Board – Penn Room – 10 am

**Monday, October 23**
DID Authority – 645 Penn St 1st floor - noon

16. **ADJOURN**
Council President Waltman called the meeting to order. He announced that Councilor Daubert is ill and unable to attend the meeting.

The invocation was given by Pastor Rick Wrisley, St. Matthew United Methodist Church.

All present pledged to the flag.

The Committee of the Whole meeting, preceding this regular meeting, did not include an executive session.

ATTENDANCE
Councilor Goodman-Hinnershitz, District 2
Councilor Twyman, District 3
Councilor Marmarou, District 4
Councilor Reed, District 5
Councilor Slifko, District 6
Council President Waltman
City Auditor D. Cituk
City Solicitor C. Younger
City Clerk L. Kelleher
Managing Director G. Steckman
Mayor W. Scott

PROCLAMATIONS AND PRESENTATIONS
- Police Department civilian awards for the rescue of a child at Kengrill Pool were issued by Chief Dominguez.

PUBLIC COMMENT
Council President Waltman stated that there is one (1) citizen registered to address Council on agenda matters and four (4) citizens to address non-agenda matters. No one objected to suspending the public speaking rule requiring non-agenda comment at the end of the meeting. Councilor Slifko read the public speaking rules adopted by Council ordinance.
Council President Waltman announced that Council members may choose to respond to the comments made directly after the comment period concludes or during Council Comment at the end of the meeting. He noted that Council’s response is not an invitation to an open discussion on the subject addressed with members of the audience.

**Ricardo Nieves, of Northmont Blvd.,** expressed concern that the residency requirement for City elected positions is only one (1) year prior to the primary. He suggested amending the Charter to increase the residency requirement to five (5) years, as it is impossible to become acclimated to the City and the District in only a year’s time. He asked Council to consider the amendment, as increasing the residency requirement to five (5) years would produce candidates with better experience and knowledge.

**Shelia Perez, of Weiser St.,** questioned if the Redevelopment Authority moved Bill 89-2017 regarding the River Road Extension project through the legislative process. She expressed the belief that the City excluded the public from the approval process for the Bill and from the process on the project overall. She expressed the belief that the public was left out, especially the Hispanic community as advertisements are prepared in English and placed in an English periodical. She expressed the belief that the Reading Redevelopment Authority is dissociated from the City operation and she explained her attempts to obtain copies of their budgets.

**Evelyn Morrison, of Rose St.,** announced the upcoming NAACP night at the movies where a film on Thurgood Marshall will be shown at the IMAX. She announced the upcoming Caribbean heritage month celebration at the Lincoln. She noted the impact of prescribed drugs on those with mental disabilities.

**Guadalupe Frutus, of Pear St.,** expressed concern that the medical marijuana facility coming into their neighborhood would cause an increase in crime in the area and threaten the public safety of the neighborhood. Her son also expressed concern about the use of drugs in the neighborhood. He noted his education about the harmfulness of drugs. They questioned why the City would allow this use in a residential neighborhood.

Councilor Reed noted that she is holding a Town Meeting on Wednesday evening about the medical marijuana grow/processing facility at the former PepsiCo building at 6 pm. She encouraged Ms. Frutus and her son to attend and learn about the operation. She stated that there will be a question/answer period after a presentation from Franklin Labs.
APPROVAL OF THE AGENDA & MINUTES
Council President Waltman called Council's attention to the agenda for this meeting and the minutes from the September 11th Regular Meeting of Council. He noted the need to add two items to the agenda as follows:

1. Consent Agenda - Resolution authorizing the ordering of 11 police vehicles authorized in the 2018 Capital Budget which will save $33K
2. Introduction of New Ordinances – Ordinance authorizing a budget amendment in the amount of $300K for new demolition projects

Councilor Slifko moved, seconded by Councilor Marmarou, to approve the minutes from the September 11th Regular Meeting of Council and the agenda as amended, including the legislation listed under the Consent Agenda heading. The motion was approved unanimously.

Consent Agenda
A. Award of Contract – none

B. Resolution 70-2017 – authorizing the promotion of Firefighter Michael Brunner to Fire Suppression Lieutenant

C. Resolution 71-2017 – authorizing the promotion of Lt. Andrew Winters to the rank of Captain for the Police Department

D. Resolution 72-2017 – authorizing the Purchasing Coordinator to sell 3 Mack Recycling Trucks due to their age and condition

E. Resolution 76-2017 – authorizing the ordering of 11 police vehicles authorized in the 2018 Capital Budget which will save $33K

ADMINISTRATIVE REPORT
The mayor noted the tragedy created by Hurricane Maria in Puerto Rico, which is an American Territory. He described the start of a project to funnel water or other supplies to Puerto Rico. He asked Council for their suggestions and assistance. He announced that the City will again be organizing a Safe Halloween this year. He announced that it is 91 days until Christmas.

The managing director stated that the 5th Street Improvement Project continues, along with the repaving of Kenhorst Blvd. He described the open process used by PennDOT to obtain public comment on the River Road Extension project, referenced by Ms. Perez.
He stated that meetings and project boards were located within City Hall and at the NW Branch library along with comment cards. He explained that the project started years ago to attract commercial development to the 50 acre former Dana South site. He noted that PennDOT grant funding is tied to this project and that the funding cannot be reallocated by the City to other transportation projects.

Councilor Goodman-Hinnershitz noted that the extreme conditions in Puerto Rico may create the need for residents to relocate to live with relatives within the Continental United States, and perhaps Reading while Puerto Rico is being rebuilt. She noted that the storm destroyed the entire island, not just a region.

AUDITOR’S REPORT
The mayor left the meeting at this time.

City Auditor Cituk read the report distributed to Council at the meeting, in summary:
- Collection of Admissions Tax 2013-17
- Collection of the Real Estate Transfer Tax 2013-17

Councilor Slifko stated that the Real Estate Transfer Tax has exceeded 2017 budget projections by $100K by the end of August. The Auditor agreed.

REPORT FROM DEPT. DIRECTORS, BOARDS, AUTHORITIES, & COMMISSIONS
Adam Mukerji, Executive Director of the Reading Redevelopment Authority (RRA), stated that the RRA exists to improve Reading’s tax base, create jobs and improve the quality of life in Reading. He stated that the RRA is a development arm that can be used as a catalyst for developers.

The mayor returned to the meeting.

Mr. Mukerji stated that in the past the RRA has assisted in projects that created the Buttonwood Gateway businesses, the businesses along the Morgantown Road, the 2nd and Washington Garage, the IMAX, the Doubletree Hotel, etc. They have also assisted projects undertaken by Berks Women in Crisis, Alvernia and the City’s new consolidated Public Works Building.

Mr. Mukerji stated that the RRA is working to create a project at the Penn Optical building, located at 212 S 8th Street and the 50 acre former Dana South site. He noted that the RRA is also working on the implementation of the Greening Penn Street
Program. This program was initiated by the Spencer administration but approved by the EPA during the Scott Administration. He stated that the EPA retained the services of a landscape architect to develop a plan for Penn Street, but funding for engineering and a cost analysis was not included. He stated that the RRA retained the services of Simone Collins, landscape architects, to develop the cost analysis and preliminary engineering. He stated that the RRA has applied for DCED intermodal funding that will connect the Schuylkill River trails with the mountain, along with other improvement initiatives for Penn Street.

Mr. Mukerji provided an update on the RRAs plan to place single family homes on the parcel formerly owned by the Navy on Kenhorst Blvd and they are also working on a skate park to replace the pump track formerly located on Penn Street.

Councilor Slifko questioned the RRA’s ability to float bonds. Mr. Mukerji explained that the RRA can perform this task if certain financial requirements are achieved. The mayor inquired about the RRAs long-term ownership of the Penn Optical building, noting that it is very deteriorated and detrimental to the neighborhood. Mr. Mukerji described the challenges associated with this property such as contamination from asbestos, underground oil tanks and people constantly un-securing the property for suspected illicit purposes. He stated that an environmental study of the parcel is underway.

Council President Waltman thanked Mr. Mukerji and the RRA for their work and the report this evening.

**ORDINANCES FOR FINAL PASSAGE**

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| **A. Bill No. 90-2017** - authorizing the City to enter into a restated Intergovernmental Cooperation Agreement for the Wyomissing Creek Watershed Coalition to address the MS4 permit requirements for the Wyomissing Creek Watershed *Introduced at the September 11 regular meeting*

Councilor Marmarou moved, seconded by Councilor Reed, to enact Bill No. 90-2017.
Bill No. 90-2017 was enacted by the following vote:

Yeas: Goodman-Hinnershitz, Marmarou, Reed, Slifko, Twyman, Waltman,
President - 6
Nays: None – 0

INTRODUCTION OF NEW ORDINANCES

Pending – Additional Documentation Required

Ordinance – authorizing the establishment of a Trust Fund for other post-employment benefits by depositing and segregating funds for the exclusive use of certain post-employment benefits, appointment of Trust Fund Trustees, and the execution of the Trust Agreement

Councilor Goodman-Hinnershitz read the following ordinances into the record:

A. Ordinance – amending the Code of Ethics Gift section relating to the receipt of gifts

B. Ordinance – authorizing a budget amendment in the amount of $300K for new demolition projects

RESOLUTIONS

A. Resolution 74-2017 – appointing James Schlegel to the Stadium Commission

Councilor Marmarou moved, seconded by Councilor Slifko, to adopt Resolution 74-2017.

Councilors Marmarou and Slifko noted the skills and ability this nominee brings to the Stadium Commission.

Resolution No. 74-2017 was adopted by the following vote:

Yeas: Goodman-Hinnershitz, Marmarou, Reed, Slifko, Twyman, Waltman,
President - 6
Nays: None – 0

B. Resolution 75-2017 – encouraging the State Legislature to enact state-wide legislation that would provide all police departments with the discretion to charge the possession of a small amount of marijuana as a summary offense, rather than a misdemeanor
Councilor Slifko moved, seconded by Councilor Reed, to table Resolution 75-2017

Resolution No. 75-2017 was tabled by the following vote:
   Yeas: Goodman-Hinnershitz, Marmarou, Reed, Slifko, Twyman, Waltman, President - 6
   Nays: None – 0

COUNCIL COMMENT
Councilor Reed highlighted the District 5 projects associated with making donations to Puerto Rico. She also announced the Town Meeting on September 27th at 6 pm at Keffer Fieldhouse on the medical marijuana grow/processing operation opening in the former PepsiCo building.

There was a discussion on the damage caused in Puerto Rico by Hurricane Maria and the need to provide assistance to those affected.

The mayor expressed the belief that the RRA should be brought back under the control of the City.

Councilor Twyman expressed support for the residency amendment proposed by Mr. Nieves during the public comment period.

Councilor Goodman-Hinnershitz noted the many misconceptions people have about the medical marijuana industry. She urged citizens to educate themselves about this new industry approved through state legislation. She noted that over the past weekend there were three (3) conflicting events on Mt. Penn. She stressed the need for coordinated permitting of events. She announced that Octoberfest at the Leiderkrantz starts this Wednesday and runs through Sunday.

Council President Waltman reviewed the upcoming Council schedule.

Councilor Marmarou moved, seconded by Councilor Slifko, to adjourn the regular meeting of Council.

Respectfully submitted by Linda A. Kelleher CMC, City Clerk
CITY OF READING
BERKS COUNTY, PENNSYLVANIA

RESOLUTION

NO. _________

A RESOLUTION OF THE COUNCIL OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA AUTHORIZING THE PROPER OFFICERS OF THE CITY TO PETITION THE COURT OF COMMON PLEAS OF BERKS COUNTY, PENNSYLVANIA, FOR PERMISSION TO IMPOSE A NONRESIDENT EARNED INCOME TAX IN THE AMOUNT NOT TO EXCEED ONE AND THREE TENTHS PERCENT (1.3%) IN 2018; AUTHORIZING INCIDENTAL ACTION; AND REPEALING INCONSISTENT RESOLUTIONS.

WHEREAS, the City of Reading, Berks County, Pennsylvania (the “City”), has begun its 2018 budget process through Mayor Wally Scott’s submittal of his proposed budget to City Council; and

WHEREAS, the City of Reading is currently in Act 47 status and subject to a certain Municipalities Financial Recovery Act Recovery Plan, as amended; and

WHEREAS, the proposed budget includes projected revenue from a nonresident earned income tax which is currently imposed by the City of Reading; and

WHEREAS, the City has determined to apply by Petition to the Court of Common Pleas of Berks County, Pennsylvania, for the purpose of obtaining permission to re-impose a nonresident earned income tax through an appropriate ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AS FOLLOWS:

The City hereby approves the form of Petition presented to this meeting (which shall be filed with the records of the City), requesting authority from the Court of Common Pleas of Berks County, Pennsylvania, to implement and/or impose a nonresident earned income tax (EIT) in the amount not to exceed one and three tenths percent (1.3%) by an appropriate ordinance. A copy of the form of the Petition is attached hereto and incorporated herein as Exhibit “A”.

The City hereby authorizes Charles D. Younger, Esquire, or his designee to represent the City for the nonresident EIT proceedings.

The proper officers of the City are authorized to sign and acknowledge the Petition in substantially
the form approved in Section 1.

The proper officers of the City are hereby authorized and directed to execute and deliver such other documents and to take such other action as may be necessary or appropriate in order to effectuate the imposition of the nonresident EIT.

All prior resolutions or parts thereof inconsistent herewith are hereby repealed.

IN WITNESS WHEREOF, we, officers of the City of Reading, Berks County, Pennsylvania, have hereunto set our hands and seal of the City, duly attested this 9th day of October, 2017.

Attest:                  CITY OF READING
                          Berks County, Pennsylvania

_____________________________
By:__________________________________
Linda A. Kelleher CMC, City Clerk       Jeffrey S. Waltman, President of Council
(SEAL)

Drafted by                City Clerk
Sponsored by/Referred by   Reed & Slifko
Introduced on              July 24, 2017
Advertised on              August 7, 2017

BILL NO. ___2017
AN ORDINANCE

An Ordinance amending the City Code by creating Chapter 184 Controlled Substances, Drug, Device and Cosmetics to the City of Reading Code, providing for the assessment of fines for the personal possession or personal use of small amounts of marijuana and the possession of marijuana paraphernalia in the City of Reading under certain terms and conditions.

WHEREAS, it is the purpose and intent of this Ordinance to provide the Reading Police Department with an additional enforcement tool by establishing a mechanism that offers the option to process the non-violent offense of the possession or the personal use of a small amount of marijuana and the possession of marijuana paraphernalia within the City of Reading and not to permit, promote or condone the possession or use of marijuana or marijuana paraphernalia within Reading; and,
WHEREAS, this Ordinance is consistent with the Controlled Substances, Drug, Device and Cosmetics Act in that it assesses a penalty for the personal possession or personal use of marijuana and the personal possession of marijuana paraphernalia which are illegal under Pennsylvania law; and,

WHEREAS, arrests for possession of marijuana can prevent or hinder individuals from gaining employment, getting into college, getting apartments or college loans, saddling them with lifetime criminal records. Many individuals who use marijuana are productive citizens who work, pay taxes, and should be spared a criminal record that can seriously hamper their opportunities; and,

WHEREAS, the expungement procedure for marijuana possession is lengthy and financially burdensome resulting in the offense remaining attached to a person’s criminal history despite the charge having been resolved; and,

WHEREAS, a growing number of cities within the Commonwealth of Pennsylvania, including York, Philadelphia, Pittsburgh, Harrisburg, and State College and Wilkes Barre have recently passed laws pertaining to small amounts of marijuana possessed for non-medical personal use; and,

WHEREAS, The federal government has adopted the policy of allowing individual states to go ahead with experiments in taxation, regulation, decriminalization, medical and industrial use of cannabis and hemp; and,

WHEREAS, in 2015 there were 542 arrests in the Reading Metro area for simple possession which equates to almost one and a half people per day having their lives seriously and permanently impacted at substantial cost to the taxpayers - a significant dedication of law enforcement, court and prison resources; and,

WHEREAS, City Council directs the City of Reading Police Department to enact policies consistent with the purpose of this Ordinance within ninety (90) days of its effective date. Now, therefore

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

AMENDING THE CITY OF READING CODE BY ADDING CHAPTER 184 CONTROLLED SUBSTANCES, DRUG, DEVICE AND COSMETICS, ESTABLISHING A SUMMARY OFFENSE FOR MARIJUANA POSSESSION IN CERTAIN CIRCUMSTANCES
Section 1: Amending the City Of Reading Code by adding Chapter 184 Controlled Substances, Drug, Device and Cosmetics, establishing a summary offense for marijuana possession in certain circumstances, as follows:


(1) **Marijuana** means all forms and/or varieties of the genus Cannabis, whether growing or not, as defined by The Controlled Substance, Drug, Device and Cosmetic Act, 1972, April 14, P.L. 233, No. 64, § 1 et seq., 35 P.S. § 780-101 et seq.

(2) **Public Space** means a street, alley, park, sidewalk, and a vehicle in or upon any street, alley, park or parking area, or any other place to which the public is invited.

(3) **Small amount of marijuana** means thirty (30) grams or less of marijuana or up to 8 grams of hashish.

(4) **Smoking** means inhaling, exhaling, burning or carrying any lighted cigarette, cigar, pipe or other such device which contains marijuana.

(5) **Personal Possession** means actual physical custody of or the ability to exercise control over or have access to. This is limited to possession for the sole purpose of one’s own personal use. This does not include possession with intent to deliver, distribute, transfer, or sell.

(6) **Personal Use** means introducing marijuana into one’s own body, which includes smoking, inhaling, exhaling, vaporizing or burning any lighted cigar, cigarette, pipe or other such device which contains marijuana or marijuana extract.

(7) **Marijuana paraphernalia** means any objects used, intended for use or designed for use in ingesting, inhaling, or otherwise introducing marijuana into the human body, or any objects used in the planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, and/or concealing marijuana.

184-102. Possession or Smoking of a Small Amount of Marijuana.

(1) So long as marijuana shall be listed as a controlled substance in The Controlled Substance, Drug, Device and Cosmetic Act, 1972, April 14, P.L. 233, No. 64, § 1 et seq., 35 P.S. § 780-101 et seq., no person shall be in possession of a small amount of marijuana as defined in said act.
(2) The following shall be a summary violation of this Section:

(a) Possessing a small amount of marijuana.

(b) Smoking a small amount of marijuana in any public space.

(c) Possessing marijuana paraphernalia

(3) Persons who are found in violation of this Section may be issued a summary non-traffic citation by the police or other authorized law enforcement officer. Alternatively, the officer can obtain the subject’s name and address and later send a summary non-traffic citation by First Class Mail.

(4) The parent or guardian of a minor under the age of eighteen (18) years who violates this Section shall also be in violation of this Section. The officer who observes a violation of this Section by a minor shall temporarily detain the minor and follow all existing procedures for the handling of summary offenses committed by a minor.

(5) Penalties.

(a) The penalty for a violation of subsection (2)(a) of this Section by an adult or minor under the age of eighteen (18) shall be a fine of not to exceed seventy-five one hundred dollars ($100.00) minimum to three hundred dollars ($300) maximum for each violation.

(b) The penalty for a violation of subsection (2)(b) by an adult or minor under the age of eighteen (18) shall be a fine of not to exceed one two hundred dollars ($200.00) to five hundred dollars ($500) maximum for each violation.

(c) The penalty for a violation of subsection (2)(c) of this Section by an adult or minor under the age of eighteen (18) shall be a fine of not to exceed seventy-five one hundred dollars ($100.00) minimum to three hundred dollars ($300) maximum for each violation.

(6) Evidence
(a) A positive field test of suspected marijuana conducted by law enforcement officers shall be prima facie evidence to support a finding of guilt under this ordinance, with no further testing of suspected marijuana required.

(b) Photographs of any evidence seized under this ordinance will be considered prima facie evidence to support a conviction under this ordinance.

(c) Law enforcement officers will be authorized to properly destroy and not store any evidence seized following testing and photographing.

(7) This Chapter shall not be construed to supersede any existing Pennsylvania or Federal law. Reading police officers retain the authority to enforce any applicable laws and it is Council’s intent that police officers may undertake custodial arrests where there is probable cause to believe that a criminal offense other than simple possession of a small amount of marijuana has been or is being committed.

(8) If any provision, sentence, clause, section or part of this ordinance or the application thereof to any person or circumstance is for any reason found to be unconstitutional, illegal or invalid by a court of competent jurisdiction, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this ordinance. It is hereby declared as the intent of the Council of the City of Reading that this ordinance would have been adopted had such unconstitutional, illegal or invalid provision, sentence, clause, section or part not been included herein.

(9) All ordinances or provisions of ordinances in conflict with the provisions of this ordinance are hereby repealed in so far as they are inconsistent herewith.

(10) Appropriate City officials are authorized to take such actions as are necessary to effectuate this ordinance.

(11) Effective Date: This ordinance shall take effect Ordinance within ninety (90) days of the date the ordinance is approved by the Mayor.

ENACTED ______________, 2017

_____________________________
President of Council

_____________________________
ATTEST:
AN ORDINANCE AMENDING THE READING CITY CODE CHAPTER 5 PART 10 CODE OF ETHICS, SECTION 1006 RELATING TO THE RECEIPT OF GIFTS

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION ONE. Amending the Reading City Code Chapter 5 Part 10 Code of Ethics, Section 1006 relating to the receipt of gifts, as follows:

§ 5-1006. Prohibited behaviors.
Every City official and employee is a public servant. Public servants must treat members of the public fairly and equitably. Receipt of money, favors, gifts, gratuities invitations, food, drink, loans, promises or other benefits (collectively and subsequently referred to in this section as “gifts”) offered to a public servant because of that person’s position, may create the appearance of a
conflict interest, if not an actual conflict of interest. Similarly, solicitation of gifts by a public servant in that person’s capacity as a public servant, for that person’s own benefit, likely establishes a conflict of interest.

Public servants, in performing their duties, must work for the benefit of the community as a whole, giving equal consideration to each member of the public, and doing so without giving special regard because of finances, political affiliations, gender, orientation, creed, or other categorization. Conflicts of interest betray the trust of the public with its government and violate traditional notions of fair play and substantial justice.

A. Conflicts of interest.
   (1) Employees and officials of the City may not bid on or have a material interest in:
      (a) The furnishing of any materials, supplies or services to be used in the work of the City.
      (b) Contracts for the construction of any City facility.
      (c) The sale of any property to the City or the purchase of any property from the City unless said property is offered to the general public at auction or by competitive bid.
   (2) Employees and officials of the City may not:
      (a) Use or attempt to use their official position to secure special privileges or exemptions for themselves or others.
      (b) Accept employment or engage in any business or professional activity which might reasonably be expected to require or induce the disclosure of confidential information acquired by the public officer or employee by reason of their official position.
      (c) Disclose to others, or use for personal benefit, any confidential information gained by reason of an official position.
      (d) Accept other employment which might impair the independence or judgment of the public officer or employee in the performance of public duty.
      (e) Receive any compensation for official services to the City from any source other than the City.
      (f) Transact any business in an official capacity with any other business entity of which the public officer or employee is an officer, director, agent, member, or owns a material interest.
      (g) Have personal investments in any enterprise which will create a substantial conflict between any private interest and the public interest.
   (3) Outside employment. City officials or employees may accept, have, or hold any employment or contractual relationship with any individual, partnership, association, corporation (profit or nonprofit), utility or other organization, whether public or private, but only if the employment or contractual relationship does not constitute a conflict of interest or impair their efficiency.
   (4) Officials and employees shall not engage in conduct prohibited under §1201(a) of the Charter.

B. Solicitation/acceptance of Gifts- solicitation/acceptance rebuttable presumption.
   [Amended 5-28-2013 by Ord. No. 28-2013]
B. Gifts: Solicitation/Acceptance.

1. Restriction on Acceptance/Solicitation of Gifts by City Officials and Employees
   a. No City official or employee or member of his/her immediate family shall accept or solicit any gift, gratuity, money, favors, invitations, food, drink, loans, promises, or other benefits (collectively referred to as “gifts”) from any person, firm, corporation, or association which to his knowledge is interested, directly or indirectly, in any manner whatsoever, in business dealings with the City provided that City official or employee has any influence, directly or indirectly, in any manner whatsoever, in the City's participation in those business dealings.

   b. No City official or employee or member of his/her immediate family shall accept or solicit any gift that may in any circumstance appear to be an attempt to influence that official or employee in the discharge of his or her official duties.

   c. City officials and City employees are also subject to those related, applicable ordinances of the City Charter, Codes of the City of Reading, and the Pennsylvania Public Official and Employee Ethics Act (65 PaC.S.A. Sect 1101.1 et seq, as amended), and all related statutes and regulations.

2. Exceptions
   A City official, employee, or member of his/her immediate family may accept, but not solicit, the following gifts, notwithstanding that the person giving the gift may be seeking official action from that officer or employee:

   a. Hospitality provided at a residence when the donor is present;

   b. Food, beverages, or entertainment provided at an event for which attendees do not have to purchase a ticket;

   c. Food and beverages provided to all participants in the ordinary course of a meeting where the food and beverages are provided at the site of the meeting;

   d. Gifts of food (cookies, candy, etc) received shall be made available for consumption on the premises to the public and employees when such offer may not be reasonably seen as seeking to influence the public servants or to induce more favorable treatment toward the donor.
e. Gifts resulting solely from the officer’s or employee’s outside employment, or from his or her membership in a bona fide charitable, professional, educational, labor, or trade organization;

f. Rebates or discounts offered to members of the general public or a class of persons;

g. Free admission to an event, including food, beverages, and entertainment, if the officer or employee is a guest speaker

h. Free admission to political events, including food and beverages, if the officer or employee is permitted to engage in political activity in co-ordination with candidates, political parties, or partisan political groups;

i. Nominal, de minimis tokens of appreciation given at public appearances;

j. Gifts totaling less than $50 from a single individual during a single calendar year.

3. Return of Gifts: Reporting

   a. In all but de minimis cases, all gifts received must be publicly recorded and submitted to the City Clerk on a form from the City’s Board of Ethics specifying: the donor; the address of the donor; the date received; a concise description of the gift; and the value of the gift. A gift having a value in excess of $50 may not be considered de minimis.

   b. The City Clerk shall file the gift disclosure form with the Board of Ethics and have the gift form uploaded onto the City’s website.

   c. The Ethics Board shall designate two (2) members (hereinafter the Subcommittee) who will evaluate the propriety of gifts valued at $50 or more, and determine if the gift must be returned to the donor. The Subcommittee shall evaluate the propriety of the gift according to the provisions of (1) Restrictions, and (2) Exceptions above.

   d. The Subcommittee shall issue a written opinion to the party that submitted the form within 21 days unless a shorter timeline is agreed upon. The opinion shall include all material facts relied on by the Subcommittee, and articulate a basis for the decision. All opinions shall be posted on the City’s website. The officer or employee shall have the right to appeal the decision to the full Ethics Board.
4. Political Candidates for City Offices.

a. The provisions of (1), (2), and (3) above shall not apply to any campaign contribution to any candidate for City office, whether or not he or she is a City official or employee, provided the campaign contribution is legal and appropriately reported according to the Pennsylvania Election Code at 25 P.S. 2600, et seq., as amended, and all related statutes and regulations, as applicable and Ethics Code Section 12 Campaign Contributions and Reporting Requirements.

b. The provisions of (1), (2), and (3) above shall apply in full to any other gift received by any candidate for City office, whether or not he or she is a City official or employee.

c. Upon certification of any individual’s candidacy for City office, the City Clerk shall provide the candidate with a copy of this ordinance and a brief explanation of its requirements, receipt of which shall be acknowledged by the candidate’s signature.

SECTION TWO. Any and all ordinances which are contrary to this amendment is/are repealed.

SECTION THREE. This ordinance shall become effective ten (10) days after its adoption in accordance with Sections 219 and 221 of the City of Reading Home Rule Charter.

Enacted by Council _________________, 2017

____________________________________
President of Council

Attest:

______________________________
City Clerk

Submitted to Mayor: _________________________
Date: ______________
Received by the Mayor’s Office: ______________
Date: ______________
TO: City Council
FROM: Glenn Steckman, Managing Director
Don Pottiger, Controller
PREPARED BY: Don Pottiger, Controller
MEETING DATE: September 25, 2017
AGENDA MEMO DATE: October 9, 2017
REQUESTED ACTION: Amend the General Fund 2017 budget to allocate funds to pay for additional demolitions in the city.

RECOMMENDATION
The Managing Director recommends the above changes in the General Fund budget, resulting from the estimated additional demolition costs of various properties in the city.

BACKGROUND
The City has discussed several city properties in the city which could be safety issues for residents near these sites, and which could cause structural risks to neighboring properties. Since the budgeted line item for demolitions was exhausted due to the costs of the Letisse warehouse fire, a budget transfer to fund these demolitions is necessary in order to remove the risks associated with these potentially dangerous locations.

BUDGETARY IMPACT
The authorization of the amendment will not impact the overall budget.

PREVIOUS ACTIONS
None

SUBSEQUENT ACTION
Council to take action to approve an ordinance for the authorization to provide funds to allow the demolition of additional city properties which may be potential safety risks to city residents and to neighboring properties.

RECOMMENDED BY
The Managing Director recommends approval.
RECOMMENDED MOTION
Approve/deny the ordinance authorizing Council to take action to approve budgeting additional funding for the demolition of additional at risk properties in the city.
AMENDING THE 2017 GENERAL FUND BUDGET ORDINANCE - TO REFLECT THE NEED TO FUND ADDITIONAL DEMOLITION PROJECTS.

The Council of the City of Reading hereby ordains as follows:

Section One: The 2017 General Fund Budget Ordinance is hereby amended by changing the ordinance to provide funds to pay for the estimated additional demolition costs associated with various city properties which may be potential safety risks to city residents, and potential structural risks to neighboring properties.

Section Two: The purchase will be paid from the General Fund Demolition expenditure budget line item (01-14-91-4820) in the amount of $300,000, and the line item will be funded by the increase in the General Fund Real Estate Transfer Tax revenue budget line item (01-00-00-3130) in the amount of $300,000.

Section Three: This Ordinance shall be effective ten (10) days after adoption pursuant to Sections 219 and 221 of the City of Reading Home Rule Charter.

Adopted _________________________, 2017

_____________________________________
President of Council

Attest:

_____________________________________
City Clerk

Sent to Mayor ______
Date: __________
Signed by Mayor ______
Date: __________
Vetoed by Mayor: ________
Date: __________
Over-ridden by Council:
Date: __________
CITY OF READING
REQUEST FOR APPROPRIATION TRANSFER

Requested by Division of
Prepared by
Date

<table>
<thead>
<tr>
<th>FROM</th>
<th>AMOUNT</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Account Number</td>
<td>Account Name</td>
<td>Amount</td>
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<tr>
<td>01:10:36-4699-000</td>
<td>Real Estate Transfer Tax Revenue</td>
<td>$300,000.00</td>
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REASON FOR TRANSFER: to provide funds to pay for additional demolitions

APPROVALS:

<table>
<thead>
<tr>
<th>Role</th>
<th>Signature</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Division Manager</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Department Director</td>
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<td></td>
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<tr>
<td>Budget Manager</td>
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<td></td>
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<tr>
<td>Finance Director</td>
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<td></td>
</tr>
<tr>
<td>Managing Director</td>
<td></td>
<td></td>
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</table>

TRANSFER MADE ON CITY BOOKS

<table>
<thead>
<tr>
<th>Signature</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>
TO: City Council
FROM: Glenn Steckman, Managing Director
       Ralph Johnson, Dir. of Public Works
       Bob Evans, Operations Manager
PREPARED BY: Kyra Berkove, Accounting Manager
MEETING DATE: May 29, 2017
AGENDA MEMO DATE: May 23, 2017
REQUESTED ACTION: Amend the Capital Projects Fund 2017 budget to reflect a change in the needs of the Public Works Department.

RECOMMENDATION
The Managing Director recommends the above changes in the Capital Projects Fund budget, reflecting the changing needs of the Public Works Department.

BACKGROUND
At the time the Capital Improvement Plan was developed the Public Works Department requested a number of pieces of equipment that they felt they would need moving forward. As time has gone on, the Public Works Department has better refined their needs. This adjustment reflects the changing needs of the department.

BUDGETARY IMPACT
The authorization of the change in the type of equipment purchased will not impact the budget, since the savings from not purchasing the previously budgeted items will be used to offset the purchase of the new list of equipment.

PREVIOUS ACTIONS
None

SUBSEQUENT ACTION
Council to take action to approve an ordinance for the authorization to purchase different equipment for the Public Works Department using savings to be realized from no longer purchasing other equipment.

RECOMMENDED BY
The Managing Director recommends approval.
RECOMMENDED MOTION
Approve/deny the ordinance authorizing Council to take action to approve the purchase of a changed list of equipment for the Public Works Department.
Bill No. _____-2017

An ordinance amending the 2017 Capital Project Ordinance -
to reflect change in the equipment to be purchased by the
Public Works Department.

The Council of the City of Reading hereby ordains as follows:

Section One: The 2017 Capital Project Ordinance is hereby amended by changing the
ordinance to reflect the purchase of an alternative list of equipment for
the Public Works Department.

Section Two: The purchase will be paid from the Capital Projects Fund Equipment
budget line item 34-07-74-4802 in the amount of $20,000.00, and Capital
Projects Fund Equipment budget line item 34-07-71-4802 in the amount
of $184,000. The line items will be funded by the reduction of the
Capital Projects Fund Contracted Services line item 34-07-71-4216 in the
amount of $150,000, and the reduction of the Capital Projects Contracted
Services budget line item (34-07-00-4216) in the amount of $54,000.

C

Section Three: This Ordinance shall be effective ten (10) days after adoption pursuant
to Sections 219 and 221 of the City of Reading Home Rule Charter.

Adopted _________________________, 2017

_____________________________________
President of Council

Attest:

_____________________________________
City Clerk

Sent to Mayor ______
AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF A TRUST FUND FOR OTHER POST-EMPLOYMENT BENEFITS BY DEPOSITING AND SEGREGATING FUNDS FOR THE EXCLUSIVE USE OF PROVIDING CERTAIN POST-EMPLOYMENT BENEFITS, APPOINTMENT OF TRUST FUND TRUSTEES, AND EXECUTION OF THE TRUST AGREEMENT.

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. An Other Post-Employment Benefits Trust Fund is hereby established as set forth in Exhibit A, as attached hereto and made a part hereof.

SECTION 2. All other items, parts, sections, etc. of the Code of Ordinances of the City of Reading, Berks County, Pennsylvania, which are contrary to the provision above in Section 1 are hereby repealed; otherwise, all other items, parts, sections, etc. of said Code shall remain in effect unchanged and likewise are ratified.

SECTION 3. This Ordinance shall be effective ten (10) days after Council adoption and approval by the Mayor or upon Council passage over a Mayoral veto as set forth in the Home Rule Charter Sections 219 & 221.

Enacted_________________, 2017

______________________________
President of Council

Attest:

______________________________
City Clerk
OTHER POST-EMPLOYMENT BENEFITS TRUST FUND

Section 1. Trust Agreement.

The Mayor of the City of Reading is hereby authorized to execute the trust agreement attached hereto and incorporated herein.

Section 2. Purpose.

The City of Reading (hereinafter City) seeks to accumulate assets in a trust to fund the long-term obligations of the City for post-retirement life and medical benefits provided under applicable collective bargaining agreement(s).

Section 3. Establishment.

A. A trust is hereby irrevocably established for the exclusive benefit of participants as defined under the applicable documents.

B. The trust is intended to be a separate trust to accommodate advance funding of other post-employment benefits as described in Government Accounting Standards Board Statements Nos. 43 and 45, as amended or superceded.

C. The trust shall follow Act 44 guidelines on purchasing services.

Section 4. Board of Trustees.

A. The trust shall be held by a Board of Trustees, and successors trustees. The membership of the Board of Trustees shall include: (1) the Mayor or his designee; (2) the Managing Director; (3) the Director of Administrative Services; (4) a Fraternal Order of Police representative; (5) an International Association of Fire Fighters representative; (6) an AFSCME representative; and, (7) a member of the public as set forth in the trust agreement.
B. The authority and duties of the Board of Trustees are set forth in the terms of the trust agreement.

C. The Trustees shall not be entitled to compensation for their services in respect to the trust.

D. The Trustees shall at all times be bonded, the cost of which shall be paid from the trust unless paid by the City.

Section 5. Investments.

The Trustees shall have the authority over the investment of the assets held in the trust as set forth in the terms of the trust agreement.

Section 6. Funding.

The City shall contribute amounts to the trust in its sole and absolute discretion and shall have the right to discontinue contributions without termination of the trust, subject to the terms of the trust agreement. The City’s initial contribution shall be one million dollars ($1,000,000.00).

Section 7. Benefits.

The trust may provide benefits pursuant to the terms of plan, by cash payment to the appropriate parties as set forth by the terms of the trust agreement.

Section 8. Liability.

The Trustees shall not be liable for any loss of funds, except as set forth in the trust agreement.

Section 9. Other Plans.

The City may designate the trust to hold the assets of such other plans the City may adopt in addition to the initial plan, providing life, sickness, accident, medical, disability, or other similar welfare benefits, subject to the terms of the trust agreement.
TO: City Council  
FROM: Glenn Steckman, Managing Director  
        Ralph Johnson, Dir. of Public Works  
        Bob Evans, Operations Manager  
PREPARED BY: Kyra Berkove, Accounting Manager  
MEETING DATE: May 29, 2017  
AGENDA MEMO DATE: May 23, 2017  
REQUESTED ACTION: Amend the Capital Projects Fund 2017 budget to reflect a change in the needs of the Public Works Department.

RECOMMENDATION  
The Managing Director recommends the above changes in the Capital Projects Fund budget, reflecting the changing needs of the Public Works Department.

BACKGROUND  
At the time the Capital Improvement Plan was developed the Public Works Department requested a number of pieces of equipment that they felt they would need moving forward. As time has gone on, the Public Works Department has better refined their needs. This adjustment reflects the changing needs of the department.

BUDGETARY IMPACT  
The authorization of the change in the type of equipment purchased will not impact the budget, since the savings from not purchasing the previously budgeted items will be used to offset the purchase of the new list of equipment.

PREVIOUS ACTIONS  
None
**SUBSEQUENT ACTION**
Council to take action to approve an ordinance for the authorization to purchase different equipment for the Public Works Department using savings to be realized from no longer purchasing other equipment.

**RECOMMENDED BY**
The Managing Director recommends approval.

**RECOMMENDED MOTION**
Approve/deny the ordinance authorizing Council to take action to approve the purchase of a changed list of equipment for the Public Works Department.
AN ORDINANCE AMENDING THE 2017 CAPITAL PROJECT ORDINANCE -
TO REFLECT CHANGE IN THE EQUIPMENT TO BE PURCHASED BY THE
PUBLIC WORKS DEPARTMENT.

The Council of the City of Reading hereby ordains as follows:

Section One: The 2017 Capital Project Ordinance is hereby amended by changing the
ordinance to reflect the purchase of an alternative list of equipment for
the Public Works Department.

Section Two: The purchase will be paid from the Capital Projects Fund Equipment
budget line item 34-07-74-4802 in the amount of $20,000.00, and Capital
Projects Fund Equipment budget line item 34-07-71-4802 in the amount
of $184,000. The line items will be funded by the reduction of the
Capital Projects Fund Contracted Services line item 34-07-71-4216 in the
amount of $150,000, and the reduction of the Capital Projects Contracted
Services budget line item (34-07-00-4216) in the amount of $54,000.

Section Three: This Ordinance shall be effective ten (10) days after adoption pursuant
to Sections 219 and 221 of the City of Reading Home Rule Charter.

Adopted ________________, 2017

____________________________________
President of Council

Attest:

____________________________________
City Clerk

Sent to Mayor ______
CITY OF READING
CAPITAL IMPROVEMENT PROGRAM (CIP)
2017 FIVE YEAR PLAN - REVISED
<table>
<thead>
<tr>
<th>PROJECT</th>
<th>FUND REQUESTING PROJECT</th>
<th>2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>2017 F350 Truck</td>
<td>Public Works - Liquid Fuels</td>
<td>$53,000.00</td>
</tr>
<tr>
<td>Roller</td>
<td>Public Works - Liquid Fuels</td>
<td>$54,400.00</td>
</tr>
<tr>
<td>Removal of the Roller</td>
<td>Public Works - Liquid Fuels</td>
<td>($54,000.00)</td>
</tr>
<tr>
<td>Paver</td>
<td>Public Works - Liquid Fuels</td>
<td>$ -</td>
</tr>
<tr>
<td>Milling Machine</td>
<td>Public Works - Liquid Fuels</td>
<td>$ -</td>
</tr>
<tr>
<td>Trash Truck</td>
<td>Public Works - Solid Waste</td>
<td>$152,000.00</td>
</tr>
<tr>
<td>Stump Grinder</td>
<td>Public Works - Shade Tree</td>
<td>$ -</td>
</tr>
<tr>
<td>Trailer</td>
<td>Public Works - Shade Tree</td>
<td>$ -</td>
</tr>
<tr>
<td>Tree Removal - Emerald Ash Bore</td>
<td>Public Works - Shade Tree</td>
<td>$150,000.00</td>
</tr>
<tr>
<td>Pole Barn</td>
<td>Public Works - Garage</td>
<td>$250,000.00</td>
</tr>
<tr>
<td>Boom Tractor</td>
<td>Public Works - Parks</td>
<td>($85,000.00)</td>
</tr>
<tr>
<td>Removal of the Boom Tractor</td>
<td>Public Works - Parks</td>
<td>($85,000.00)</td>
</tr>
<tr>
<td>Boom Mower</td>
<td>Public Works - Parks</td>
<td>($65,000.00)</td>
</tr>
<tr>
<td>Removal of the Boom Mower</td>
<td>Public Works - Parks</td>
<td>($65,000.00)</td>
</tr>
<tr>
<td>2 Small Pickup Trucks</td>
<td>Public Works - Parks</td>
<td>$58,000.00</td>
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<tr>
<td>John Deere Mower w/ Broom and Plow</td>
<td>Public Works - Parks</td>
<td>$40,000.00</td>
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<tr>
<td>Description</td>
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<td>Amount</td>
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<tr>
<td>--------------------------------------------------</td>
<td>-------------------------------------</td>
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<tr>
<td>John Deere Zero Turn Mower</td>
<td>Public Works - Parks</td>
<td>$12,000.00</td>
</tr>
<tr>
<td>Stake Body Truck</td>
<td>Public Works - Parks</td>
<td>$74,000.00</td>
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<tr>
<td>Simplex Gate</td>
<td>Public Works - Public Property</td>
<td>$20,000.00</td>
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<tr>
<td>Pagoda Fire Tower - staircase maintenance</td>
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<tr>
<td>East Reading Pool</td>
<td>Public Works - Public Property</td>
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<td>Schlegel Pool</td>
<td>Public Works - Public Property</td>
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<td>ADA Doors &amp; Fire Alarm for City Hall</td>
<td>Public Works - Public Property</td>
<td>$175,000.00</td>
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<tr>
<td>Library Branch HVAC matching funds</td>
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<td>ADA Curb Ramps</td>
<td>Public Works - Public Property</td>
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<td>Summit Chase Lighting Project</td>
<td>Public Works - Traffic Engineering</td>
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<td>City Hall Roof Replacement</td>
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<td>City Hall HVAC Replacement</td>
<td>Public Works - Public Property</td>
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<td>Demolition of 14th &amp; Walnut</td>
<td>Public Works - Public Property</td>
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<tr>
<td>Fire Station Building Repairs</td>
<td>Public Works - Public Property</td>
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<tr>
<td>EMS Building Repairs</td>
<td>Public Works - Public Property</td>
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<tr>
<td>Main Library Façade Repair</td>
<td>Public Works - Public Property</td>
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<td>First Energy Stadium Repairs</td>
<td>Public Works - Public Property</td>
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<td>--------------------------------------------------</td>
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<tr>
<td>New Fire Station Project - Downtown station</td>
<td>Fire - Suppression and/or Emergency Medical</td>
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<tr>
<td>Fire Staff Vehicle Replacements</td>
<td>Fire - Suppression</td>
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<td>Fire Apparatus Replacement</td>
<td>Fire - Suppression</td>
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<td>EMS Medic/Ambulance Replacements</td>
<td>Fire - Emergency Medical</td>
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<tr>
<td>New Fire Station Project - 9th &amp; Marion</td>
<td>Fire - Suppression and/or Emergency Medical</td>
<td>$100,000.00</td>
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<tr>
<td>Vehicles</td>
<td>Police - Criminal Investigations</td>
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<tr>
<td>Police Guns</td>
<td>Police - Patrol</td>
<td>$185,935.00</td>
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<tr>
<td>Estimated Revenue From Sale of Old Weapon Inventory</td>
<td>Police - Patrol</td>
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<td>Police Command Post Vehicle Replacement</td>
<td>Police - ?</td>
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<tr>
<td>Switch Gear Replacement</td>
<td>Admin. Services - Information Technology</td>
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<td>IT Upgrade</td>
<td>Admin. Services - Information Technology</td>
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<tr>
<td>Nonallocated capital funds as a result of realized cost savings (to be redesignated)</td>
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<tr>
<td>Estimated Revenue From Sale of Existing City Assets (No Longer in Service)</td>
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<td>$(100,000.00)</td>
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<tr>
<td>Service</td>
<td>Amount</td>
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<tr>
<td>-------------------------------</td>
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<td>TOTAL</td>
<td>$ 3,245,527.00</td>
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<tr>
<td>Public works</td>
<td>$ 1,766,400.00</td>
<td></td>
</tr>
<tr>
<td>Fire</td>
<td>$ 345,000.00</td>
<td></td>
</tr>
<tr>
<td>Police</td>
<td>$ 504,648.00</td>
<td></td>
</tr>
<tr>
<td>Administrative Services</td>
<td>$ 460,000.00</td>
<td></td>
</tr>
<tr>
<td>Nonallocated capital funds as a result of realized cost savings</td>
<td>$ 169,479.00</td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>$ 3,245,527.00</td>
<td></td>
</tr>
</tbody>
</table>

WHEREAS, the City of Reading, Berks County, Pennsylvania (the “City”) is a political subdivision of the Commonwealth of Pennsylvania, is governed by the Council of the City (the “Governing Body”), and is a “local government unit” within the meaning of the Pennsylvania Local Government Unit Debt Act, 53 Pa. Cons. Stat. § 8001 et seq., as amended (the “Act”); and

WHEREAS, the City has heretofore issued its General Obligation Bonds, Series of 2009 (the “2009 Bonds”), to provide funds for and toward a project (the “2009 Bonds Project”) consisting of: (i) the design, acquisition, construction, installation, furnishing and equipping of new buildings and facilities of the City; (ii) the design, acquisition, construction, installation, furnishing and equipping of alterations, renovations, additions and improvements to the existing facilities of the City; (iii) the acquisition of land for use by the City; (iv) the purchase of capital equipment for use by the City; (v) additional capital projects of the City to the extent approved by the Governing Body of the City; (vi) the current refunding of the City’s General Obligation Note,
Series of 2006; and (vii) the payment of the costs of issuing the 2009 Bonds, all as described in the ordinance authorizing the issuance of the 2009 Bonds, duly enacted on December 12, 2005, as amended by Ordinance No. 50-2009, enacted on August 24, 2009; and

WHEREAS, the Governing Body of the City has determined to issue its “General Obligation Bonds, Series A of 2017” in the maximum aggregate principal amount of $37,000,000 (the “Bonds”), with the proceeds of the Bonds shall be applied for and toward: (i) the advance refunding (the “Refunding Project”) of a portion of the City’s outstanding General Obligation Bonds, Series of 2009 (the “2009 Bonds”) (DCED Approval No. GOB-16144), and (ii) the payment of the costs of issuance related to the issuance of the Bonds ((i) and (ii) collectively, the "Project"), all in accordance with the applicable and appropriate provisions of the Act; and

WHEREAS, Boenning & Scattergood, Inc., West Conshohocken, Pennsylvania, on its own behalf and on behalf of RBC Capital Markets LLC, Lancaster, Pennsylvania (collectively, the “Underwriter”) has presented to the Governing Body of the City a written contract as its proposal for the purchase of the Bonds (the “Purchase Contract”); and

WHEREAS, the Governing Body of the City has determined to appoint Manufacturers and Traders Trust Company, Harrisburg Pennsylvania and Buffalo, New York (the “Paying Agent”), as paying agent and sinking fund depository with respect to the Bonds, and has determined to provide that the principal of and interest on the Bonds shall be payable, when due, at such office of the Paying Agent; and

WHEREAS, the City desires to approve the form of the Bonds, authorize and approve the execution and delivery of the Purchase Contract and related instruments, and to execute and deliver such other documents as may be necessary to implement the Purchase Contract and to authorize such further action by its officers consistent with this Ordinance, the Debt Act, and all other applicable law.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA, AS FOLLOWS:

Incurrence of Debt; Amount and Purpose of Bond; Estimated Project Completion Date.

The Governing Body of the City hereby authorizes and directs the incurring of non-electoral debt through the issuance of the Bonds in the aggregate principal amount of $37,000,000 to provide funds for and toward the Project.

The issuance and delivery of the 2009 Bonds was approved by an ordinance duly enacted on December 12, 2005, as amended by Ordinance No. 50-2009, enacted on August 24, 2009 (collectively, the “2009 Bonds Ordinance”). Pursuant to the 2009 Bonds Ordinance, the 2009 Bonds stated to mature on or after November 1, 2020, are subject to optional redemption prior to maturity, in such order of maturity and any principal amount within a maturity at the option of the City as selected by the City in whole or in part at any time on or after November 1, 2019, upon payment of 100% of the principal amount thereof to be redeemed, together with accrued interest to the redemption date. The City pursuant to authorization contained herein has elected to exercise its option to redeem all of the 2009 Bonds stated to mature on and after November 1, 2020 (the “Refunded 2009 Bonds”) on November 1, 2019 (the “2009 Bonds Redemption Date”). The 2009 Bonds stated to mature on November 1, 2018 and November 1, 2019 are not being refunded.
The Refunding Project is being undertaken by the City for the purpose of reducing total debt service over the life of the Refunded 2009 Bonds, in compliance with Section 8241(b)(1) of the Act.

The estimated completion date of the Refunding Project is the 2009 Bonds Redemption Date. **Realistic Estimated Useful Life.** The 2009 Bonds were issued for the purpose of providing funds to be used for the 2009 Bonds Project which consisted of: (i) the design, acquisition, construction, installation, furnishing and equipping of new buildings and facilities of the City; (ii) the design, acquisition, construction, installation, furnishing and equipping of alterations, renovations, additions and improvements to the existing facilities of the City; (iii) the acquisition of land for use by the City; (iv) the purchase of capital equipment for use by the City; (v) additional capital projects of the City to the extent approved by the Governing Body of the City; (vi) the current refunding of the City’s General Obligation Note, Series of 2006; and (vii) the payment of the costs of issuing the 2009 Bonds, all as described in the ordinance authorizing the issuance of the 2009 Bonds.

The General Obligation Note, Series of 2006 was issued for the purpose of providing funds for and toward: (i) the design, acquisition, construction, installation, furnishing and equipping of various capital improvements to the City’s existing building, facilities and systems; (ii) the payment of the costs of issuing the 2006 Note.

The realistic estimated useful life of the project financed or refinanced with the 2009 Bonds was determined in the 2009 Bonds Ordinance to be in excess of 25 years as required by Section 8142(a) of the Act and the principal amount of the Bonds equal to the cost of the 2009 Bonds Project was scheduled to mature on or before November 1, 2029, based on the unexpired useful life thereof. Such determination is hereby ratified and confirmed and the principal amount of the Bonds equal to the cost of the 2009 Bonds Project has been scheduled to mature prior to the unexpired useful life of the 2009 Bonds Project.

**Debt Statement and Borrowing Base Certificate.** The Mayor and City Clerk of this Governing Body, respectively, or any duly appointed successors, as the case may be, are hereby authorized and directed to prepare and certify a debt statement required by Section 8110 of the Act and a Borrowing Base Certificate.

**Covenant to Pay Bonds.** It is covenanted with the holder of the Bonds that the City shall (i) include the amount of the debt service for the Bonds for each fiscal year in which the sums are payable in its budget for that year; (ii) appropriate those amounts from its general revenues for the payment of the debt service; and (iii) duly and punctually pay, or cause to be paid, from its sinking fund or any other of its revenues or funds the principal of, and the interest on, the Bonds at the dates and places and in the manner stated in the Bonds according to the true intent and meaning thereof. For such budgeting, appropriation and payment, the City pledges its full faith, credit and taxing power. The covenant contained in this Section 4 shall be specifically enforceable.

**Form of Bonds; Description of Bonds.** For purposes of this Section 5, the following defined terms have the meaning stated below:

“DTC” means The Depository Trust Company, New York, New York, the securities depository for the Bonds, and its successors.

“Paying Agent” has the meaning given to that term in Section 6.
“Representation Letter” means the Blanket Letter of Representations, together with DTC’s Operational Arrangements referred to therein, of the City on file with DTC and incorporated herein by reference.

A. Amount and Term of Bonds.

The Bonds shall be in fully registered form without coupons, shall be numbered, shall be in the denomination of Five Thousand Dollars ($5,000) or any integral multiple thereof, shall be dated as of the date of registration and authentication of the Bonds and shall bear interest from the dates, which interest is payable at the rates provided herein, until maturity or prior redemption, all as set forth in the form of Bond attached hereto as Exhibit A, and made a part hereof.

The Bonds shall bear interest until maturity or prior redemption at the rates per annum, and shall mature in the amounts and on certain years, not in excess of the maximum rates and amounts as set forth in the maturity schedule attached hereto as Exhibit B and made a part hereof, and as finally determined as set forth in Section 11 hereof.

The stated maximum maturities of the Bonds as shown on Exhibit B have been fixed in compliance with Section 8142(b)(2) of the Act. In addition, the first stated principal installment of the Bonds shall be made within the later of two years from the date of issue or one year following such estimated completion date in compliance with Section 8142(c) of the Act.

The Bonds are subject to redemption prior to maturity as set forth in Exhibit B attached hereto, and as finally determined as set forth in Section 11 hereof.

The Paying Agent is hereby authorized and directed, upon notification by the City of its option to redeem the Bonds in part, to select by lot the particular Bonds or portions thereof to be redeemed, to cause a notice of redemption to be given once by first-class United States mail, postage prepaid, not less than thirty (30) days prior to the redemption date, to each registered owner of the Bonds to be redeemed. Such notice shall be mailed to the address of such registered owner appearing on the registration books of the Paying Agent, unless such notice is waived by the registered owner of the Bonds to be redeemed. Any such notice shall be given in the name of the City, shall identify the Bonds to be redeemed, including Committee on Uniform Security Identification Procedures (“CUSIP”) numbers, if applicable, which may, if appropriate, be expressed in designated blocks of numbers (and, in the case of partial redemption of any Bonds, the respective principal amounts thereof to be redeemed), shall specify the redemption date and the place where such Bonds are to be surrendered for payment, shall state the redemption price, and shall state that on the redemption date the Bonds called for redemption will be payable and from such redemption date interest will cease to accrue. Failure to give any notice of redemption or any defect in the notice or in the giving thereof to the registered owner of any Bond to be redeemed shall not affect the validity of the redemption as to other Bonds for which proper notice shall have been given. The costs incurred for such redemptions shall be paid by the City.

For so long as DTC is effecting book-entry transfers of the Bonds, the Paying Agent shall provide the notice specified above only to DTC in accordance with its applicable time requirements. It is expected that DTC in turn will notify its participants and that the participants,
in turn, will notify or cause to be notified the beneficial owners. Any failure on the part of DTC or a participant, or failure on the part of a nominee of a beneficial owner of a Bond (having been mailed notice from the Paying Agent, a participant or otherwise) to notify the beneficial owner of the Bond so affected, shall not affect the validity of the redemption of such Bond.

In addition to the notices described in the preceding paragraphs, further notice shall be given by the Paying Agent as set forth below, but no defect in said further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed above.

(i) Each further notice of redemption given hereunder shall contain the information required above for an official notice of redemption, plus (A) the date of issue of the Bonds as originally issued; (B) the rate of interest borne by each Bond being redeemed; (C) the maturity date of each Bond being redeemed; and (D) any other descriptive information needed to identify accurately the Bonds being redeemed.

(ii) Each further notice of redemption shall be sent at least twenty-five (25) days before the redemption date by registered or certified mail or overnight delivery service or indirectly through the Electronic Municipal Market Access (“EMMA”) System through the Municipal Securities Rulemaking Board, at www.emma.msrb.org.

(iii) Upon the payment of the redemption price of Bonds being redeemed, each check or transfer of funds issued for such purpose shall bear the CUSIP number identifying, by issuer and maturity, the Bonds being redeemed with the proceeds of such check or other transfer.

The notice required to be given by this Section shall state that no representation is made as to the correctness or accuracy of CUSIP numbers listed in such notice or stated on the Bonds.

If at the time of the mailing of any notice of optional redemption the City shall not have deposited with the Paying Agent moneys sufficient to redeem all the Bonds called for redemption, such notice shall state that it is conditional, that is, subject to the deposit or transfer of the redemption moneys with the Paying Agent not later than the opening of business on the redemption date, and that such notice shall be of no effect unless such moneys are so deposited.

B. Book-Entry Only System. The foregoing provisions of this Section 5 to the contrary notwithstanding:

(i) The Bonds, upon original issuance, will be issued in the form of a single, fully registered bond for each maturity in the denomination equal to the principal amount of Bonds maturing on each such date and will be deposited with DTC. Each such Bond will initially be registered to Cede & Co., the nominee for DTC, or such other name as may be requested by an authorized representative of DTC, and no beneficial owner will receive certificates representing their respective interest in the Bonds, except in the event that the use of the book-entry system for the Bonds is discontinued. It is anticipated that during the term of the Bonds, DTC will make book-entry transfers among its participants and receive and transmit payment of principal and premium, if any, and interest on, the Bonds to participants until and unless the Paying Agent
authenticates and delivers Replacement Bonds to the beneficial owners as described in subsection (vi).

(ii) The execution and delivery by the City of the Representation Letter shall not in any way create, expand or limit any undertaking or arrangement contemplated or provided for herein in respect of DTC or the book-entry registration, payment and notification system or in any other way impose upon the City or the Paying Agent any obligation whatsoever with respect to beneficial owners having interest in the Bonds, any such obligation extending solely to DTC, as sole bondholder, as shown on the registration books kept by the Paying Agent. The Paying Agent shall take all action necessary for all representations of the City in the Representation Letter with respect to the Paying Agent to be complied with at all times.

(iii) So long as the Bonds or any portion thereof are registered in the name of Cede & Co., or such other DTC nominee, all payments of principal, premium, if any, or redemption price of, and interest on, the Bonds shall be made to DTC or its nominee in accordance with the Representation Letter on the dates provided for such payments under this Ordinance. All payments made by the Paying Agent to DTC or its nominee shall fully satisfy the City’s obligations to pay principal, premium, if any, and interest, on the Bonds to the extent of such payments, and no beneficial owner of any Bond registered in the name of Cede & Co., or such other DTC nominee, shall have any recourse against the City or the Paying Agent hereunder for any failure by DTC or its nominee or any participant therein to remit such payments to the beneficial owners of such Bonds.

(iv) If all or fewer than all Bonds of a maturity are to be redeemed, the Paying Agent shall notify DTC within the time periods required by the Representation Letter. If fewer than all Bonds of a maturity are to be redeemed, DTC shall determine by lot the amount of the interest of each participant in such maturity to be redeemed. In the event of the redemption of less than all of the Bonds outstanding, the Paying Agent shall not require surrender by DTC or its nominee of the Bonds so redeemed, but DTC (or its nominee) may retain such Bonds and make an appropriate notation on the Bond certificate as to the amount of such partial redemption; provided that, in each case the Paying Agent shall request, and DTC shall deliver to the Paying Agent, a written confirmation of such partial redemption and thereafter the records maintained by the Paying Agent shall be conclusive as to the amount of the Bonds of such maturity which have been redeemed.

(v) In the event DTC resigns or is no longer qualified to act as a securities depository and registered clearing agency under the Securities Exchange Act of 1934, as amended, the City may appoint a successor securities depository provided the Paying Agent receives written evidence satisfactory to the Paying Agent with respect to the ability of the successor securities depository to discharge its responsibilities. Any such successor securities depository shall be a registered clearing agency under the Securities Exchange Act of 1934, as amended, or other applicable statute or regulation that operates a securities depository upon reasonable and customary terms. The Paying Agent upon its receipt of a Bond or Bonds for cancellation shall cause the delivery of Bonds to the successor securities depository in appropriate denominations and form as provided herein.
(vi) If DTC resigns and the City is unable to locate a qualified successor to DTC in accordance with subsection (v), then the Paying Agent, based on information provided to it by DTC, shall notify the beneficial owners of the Bonds of the availability of certificates to beneficial owners of Bonds requesting the same, and the Paying Agent shall register in the name of and authenticate and deliver the Bonds (the “Replacement Bonds”) to the beneficial owners or their nominees in principal amounts representing the interest of each, making such adjustment as it may find necessary or appropriate as to the date of such Replacement Bonds, accrued interest and previous calls for redemption. In such event, all references to DTC herein shall relate to the period of time when DTC or its nominee is the registered owner of at least one Bond. Upon the issuance of Replacement Bonds, all references herein to obligations imposed upon and/or to be performed by DTC shall be deemed to be imposed upon and performed by the Paying Agent, to the extent applicable with respect to such Replacement Bonds. The Paying Agent may rely on information from DTC and its participants as to the names, addresses, taxpayer identification numbers of and principal amount held by the beneficial owners of the Bonds.

Paying Agent, Sinking Fund Depository and Registrar; Payment of Principal and Interest without Deduction for Taxes. The Mayor, the Managing Director of the City and the City Clerk (or any Acting City Clerk or Assistant City Clerk appointed for such purpose), or any duly appointed successors, or any of them (the "Appropriate Officers" and each an “Appropriate Officer”) are hereby authorized and directed to contract with Manufacturers and Traders Trust Company, Harrisburg, Pennsylvania and Buffalo, New York (the “Paying Agent”), for its services as sinking fund depository, paying agent and registrar with respect to the Bonds, and the Paying Agent is hereby appointed to act in such capacities with respect to the Bonds.

The principal or redemption price of the Bonds shall be payable upon surrender thereof when due in lawful money of the United States of America at the designated office of the Paying Agent, or the designated office of any additional or appointed alternate or successor paying agent or agents. Such payments shall be made to the registered owners of the Bonds so surrendered, as shown on the registration books of the City on the date of payment. Interest on the Bonds shall be paid by check mailed to the registered owner of such Bonds as shown on the registration books kept by the Paying Agent, as of the close of business on the fifteenth (15th) day (whether or not a day on which the Paying Agent is open for business) next preceding each interest payment date, respectively (the “Record Date”), irrespective of any transfer or exchange of such Bond subsequent to such Record Date and prior to such interest payment date, unless the City shall default in the payment of interest due on such interest payment date. In the event of any such default, such defaulted interest shall be payable to the person in whose name the Bond is registered at the close of business on a special record date for the payment of such defaulted interest established by notice mailed by the Paying Agent to the registered owners of Bonds not less than fifteen (15) days preceding such special record date. Such notice shall be mailed to the persons in whose names the Bonds are registered at the close of business of the fifth (5th) day preceding the date of mailing.

If the date for payment of the principal of or interest on any Bonds shall be a Saturday, Sunday, legal holiday or on a day on which banking institutions in the Commonwealth of Pennsylvania are authorized or required by law to close, then the date for payment of such principal or interest shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which banking institutions are authorized or required to close, and payment on such date shall have the same force and effect as if made on the nominal date established for such payment.
The principal or redemption price of, and interest on, the Bonds are payable without deduction for any tax or taxes, except inheritance and estate taxes or any other taxes now or hereafter levied or assessed on the Bonds under any present or future laws of the Commonwealth of Pennsylvania, all of which taxes, except as above provided, the City assumes and agrees to pay.

Any corporation or association into which the Paying Agent, or any additional or appointed alternate or successor to it, may be merged or converted or with which it, or any additional or appointed alternate or successor to it, may be consolidated, or any corporation or association resulting from any merger, conversion or consolidation to which the Paying Agent shall be a party, or any corporation or association to which the Paying Agent, or any additional or appointed alternate or successor to it, sells or otherwise transfers all or substantially all of its corporate trust business shall be the successor paying agent hereunder, without the execution or filing of any paper or any further act on the part of the parties hereto, anything herein to the contrary notwithstanding.

**Registration, Transfer and Exchange of Bonds.** The City shall keep, at the corporate trust and/or payment office of the Paying Agent, as registrar, books for the registration, transfer and exchange of Bonds. The City authorizes and directs the Paying Agent, as registrar and transfer agent, to keep such books and to make such transfers or exchanges on behalf of the City.

The ownership of each Bond shall be recorded in the registration books of the City, which shall contain such information as is necessary for the proper discharge of the Paying Agent’s duties hereunder as Paying Agent, registrar and transfer agent.

The Bonds may be transferred or exchanged as follows:

(a) Any Bond may be transferred if endorsed for such transfer by the registered owner hereof and surrendered by such owner or his duly appointed attorney or other legal representative at the designated office of the Paying Agent, whereupon the Paying Agent shall authenticate and deliver to the transferee a new Bond or Bonds of the same maturity and in the same denomination as the Bond surrendered for transfer or in different authorized denominations equal in the aggregate to the principal amount of the surrendered Bond.

(b) Bonds of a particular maturity of may be exchanged for one or more Bonds of the same maturity and in the same principal amount, but in a different authorized denomination or denominations. Each Bond so to be exchanged shall be surrendered by the registered owner thereof or his duly appointed attorney or other legal representative at the designated office of the Paying Agent, whereupon a new Bond or Bonds shall be authenticated and delivered to the registered owner.

The Paying Agent shall not be required to (i) issue or to register the transfer of or exchange any certificated Bonds then considered for redemption during a period beginning at the close of business on the fifteenth (15th) day next preceding any date of selection of such Bonds to be redeemed and ending at the close of business on the day on which the applicable notice of redemption is given, or (ii) to register the transfer of or exchange any portion of any certificated Bond selected for redemption, in whole or in part, until after the date fixed for redemption. No charge shall be imposed in connection with any transfer or exchange except for taxes or governmental charges related thereto.
No transfers or exchanges shall be valid for any purposes hereunder except as provided above.

New Bonds delivered upon any transfer or exchange of outstanding Bonds shall be valid general obligations of the City, evidencing the same debt as the Bonds surrendered.

The City and the Paying Agent may treat the registered owner of any Bond as the absolute owner thereof for all purposes, whether or not such Bond shall be overdue, and any notice to the contrary shall not be binding upon the City or the Paying Agent.

**Execution, Delivery and Authentication of Bonds; Disposition of Proceeds.** The Bonds shall be executed by the manual or facsimile signature of the Mayor and shall have the corporate seal of the City or a facsimile thereof impressed thereon, duly attested by the manual or facsimile signature of the City Clerk (or any Acting City Clerk or Assistant City Clerk appointed for such purpose) of the Governing Body and such officers are hereby authorized and directed to execute the Bonds in such manner. In case any official of the City whose manual or facsimile signature shall appear on the Bonds shall cease to be such official before the authentication of the Bonds such signature or the facsimile signature thereof shall nevertheless be valid and sufficient for all purposes the same as if such official had remained in office until authentication; and any Bond may be signed on behalf of the City, even though at the date of authentication of such Bond such person was not an official. The Appropriate Officers are authorized and directed to deliver, or cause to be delivered, the Bonds to the purchasers thereof against the full balance of the purchase price therefor. The Bonds shall be authenticated by the Paying Agent.

The proceeds of the Bonds shall be deposited in a settlement account created under Section 16 and shall be disbursed, transferred or deposited as directed in this Ordinance and a closing receipt duly executed and delivered by an Authorized Officer on the date of issuance and delivery of the Bonds (the “Closing Receipt”).

**Form of Bonds, CUSIP Numbers.** The form of the Bonds, Paying Agent’s authentication certificate and assignment shall be substantially as set forth in Exhibit A attached hereto.

The Bonds shall be executed in substantially the form as set forth in Exhibit A hereto with such appropriate changes, additions or deletions as may be approved by the Authorized Officers executing the Bonds in the manner provided in Section 8 hereof; such execution shall constitute approval by such officers on behalf of the Governing Body. The opinion of Bond Counsel is authorized and directed to be printed upon or attached to the Bonds.

The City, pursuant to recommendations promulgated by CUSIP has caused CUSIP numbers to be printed on the Bonds. No representation is made as to the accuracy of said numbers either as printed on the Bonds or as contained in any notice of redemption, and the City shall have no liability of any sort with respect thereto. Reliance upon any redemption notice with respect to the Bonds may be placed only on the identification numbers printed thereon.
**Temporary Bonds.** Until Bonds in definitive form are ready for delivery, the Appropriate Officers may execute, and upon their request in writing, the Paying Agent shall authenticate and deliver in lieu of such Bonds in definitive form, one or more printed or typewritten bonds in temporary form substantially of the tenor of the Bonds hereinbefore described with appropriate omissions, variations and insertions, as may be required (the “Temporary Bonds”). The Temporary Bonds may be for the principal amount of Five Thousand Dollars ($5,000) or any whole multiple or multiples thereof, as such officers may determine. The aforesaid officers, without unnecessary delay, shall prepare, execute and deliver Bonds in definitive form to the Paying Agent, and thereupon, upon presentation and surrender of the Temporary Bonds the Paying Agent shall authenticate and deliver in exchange therefor, Bonds in definitive form in an authorized denomination of the same maturity for the same aggregate principal amount as the Temporary Bonds surrendered. Such exchange shall be made by the City at its own expense and without any charge therefor. When and as interest is paid upon Temporary Bonds without coupons, the fact of such payment shall be endorsed thereon. Until so exchanged, Temporary Bonds shall be in full force and effect according to their terms.

**Manner of Sale; Award of Bonds.** The Governing Body of the City after due deliberation and investigation has found that a sale by negotiation is in the best financial interest of the City and based upon such finding, the Governing Body of the City hereby awards the Bonds, at a negotiated sale, to the Underwriter upon the terms set forth in the Purchase Contract.

As set forth in the Purchase Contract, the aggregate principal amount of the Bonds shall not exceed $37,000,000; the latest maturity date of the Bonds shall not be later than November 1, 2029; the maximum rate of interest on the Bonds shall not exceed 5.00% per annum; the purchase price for the Bonds, including underwriting discount and net original issue discount or original issue premium, shall not be less than 85.0% nor more than 125.0% of the aggregate principal amount of the Bonds, the Underwriter’s discount shall not exceed .80% of the principal amount of Bonds; and the present value savings resulting from the Refunding Project shall not be less than Four Percent (4%), net of costs of issuance (collectively, the “Bond Parameters”). The Purchase Contract will be supplemented by an addendum to such Purchase Contract containing the final terms and conditions of the sale and issuance of the Bonds, consistent with the Bond Parameters. Such details are hereby approved. Any Appropriate Officer of the City is hereby authorized to approve the final terms and conditions of the Bonds, to be presented by the Underwriter, within the Bond Parameters. The addendum to the Purchase Contract so approved shall be executed and delivered by such Appropriate Officer of the City and included as a part of such Purchase Contract accepted by this Ordinance.

**Appointment of Sinking Fund Depository; Sinking Funds; Appropriation of Annual Amounts for Payment of Debt Service.** The proper officers of the City are hereby authorized and directed to contract with the Paying Agent for its services as sinking fund depository, paying agent and registrar with respect to the Bonds and such Paying Agent is hereby appointed to act in such capacities with respect to the Bonds.

There is hereby established a sinking fund for the City designated as “City of Reading, General Obligation Bonds, Series A of 2017 Sinking Fund” (the “Sinking Fund”), as to
the Bonds. Into the Sinking Fund there shall be paid, when and as required, all moneys necessary to pay the debt service on the Bonds, and the Sinking Fund shall be applied exclusively to the payment of the interest covenanted to be paid upon the Bonds and to the principal thereof at maturity or prior redemption and to no other purpose whatsoever, except as may be authorized by law, until the same shall have been fully paid. The Paying Agent, as sinking fund depository, shall, as and when said payments are due, without further action by the City, withdraw available monies in the Sinking Fund and apply said monies to the payment of the principal of and interest on the Bonds.

The maximum amounts for the Bonds, as set forth in Exhibit C attached hereto and made a part hereof, shall be pledged in each of the fiscal years shown in Exhibit C to pay the debt and such maximum amounts are hereby annually appropriated to the Sinking Fund for the payment thereof. The final amounts shall be determined in accordance with Section 11 hereof.

All monies deposited in the Sinking Fund for the payment of the Bonds which have not been claimed by the registered owners thereof after two years from the date when payment is due, except where such monies are held for the payment of outstanding checks, drafts or other instruments of the Paying Agent, shall be returned to the City. Nothing contained herein shall relieve the City of its liability to the registered owners of the unpresented Bonds.

Debt Proceedings. The City Clerk (or any Acting City Clerk or Assistant City Clerk appointed for such purpose) of the Governing Body is hereby authorized and directed to certify to and file with the Pennsylvania Department of Community and Economic Development, in accordance with the Act, a complete and accurate copy of the proceedings taken in connection with the increase of debt authorized hereunder, including the debt statement and borrowing base certificate referred to hereinabove, and any certificate excluding such debt as subsidized debt of the City and to pay the filing fees necessary in connection therewith.

Tax Covenants, Representations and Designations. So long as the Bonds are outstanding, each of the following covenants shall apply:

(1) The City will make no use of the proceeds of the Bonds during the term thereof which would cause such Bonds to be “arbitrage bonds” within the meaning of section 148 of the Internal Revenue Code of 1986, as amended (the “Code”) and that it will comply with the requirements of all Code sections necessary to ensure that the Bonds are described in Code section 103(a) and not described in Code section 103(b) throughout the term of the Bonds;

(2) If and to the extent the City is required to remit any amounts to the United States pursuant to Code section 148(f) (the “Rebate Amounts”) in order to cause the Bonds not to be arbitrage bonds, the City will remit such Rebate Amounts at such times and in the manner required by Code section 148(f) and the regulations thereunder. The obligation to remit the Rebate Amounts and to comply with all other requirements of this Section 14 shall survive the defeasance and payment in full of the Bonds; and

(3) The City shall file IRS Form 8038-G and any other forms or information required by the Code with respect to the Bonds to be filed in order to permit the interest on the Bonds to be excluded from gross income for federal income tax purposes.
Preliminary Official Statement; Official Statement; Continuing Disclosure. The Preliminary Official Statement in the form presented at this meeting (a copy of which shall be filed with the records of the City), is hereby approved with such subsequent, necessary and appropriate additions or other changes as may be approved by an Appropriate Officer of the City with the advice of counsel. The use and distribution of the Preliminary Official Statement by the Underwriter in the form hereby approved, and the distribution thereof on and after the date hereof, with such subsequent additions or other changes as aforesaid, is hereby authorized in connection with the public offering by the Underwriter of the Bonds. An Official Statement in substantially the same form as the Preliminary Official Statement, with such additions and changes, if any, as may be approved by an Appropriate Officer of the City executing the same with the advice of counsel, such approval to be conclusively evidenced by the execution thereof, is hereby authorized and directed to be prepared and upon its preparation, to be executed by an Appropriate Officer following such investigation as such officer deems necessary as to the contents thereof. The City hereby further approves the distribution and use of the Official Statement as so prepared and executed in connection with the sale of the Bonds.

The City covenants to provide such continuing disclosure, at such times, in such manner and of such nature as is described in the Official Statement and to execute and deliver such agreements and certificates with respect to continuing disclosure as are described in the Official Statement. Any continuing disclosure filing under this Ordinance may be made solely by transmitting such filing through the EMMA System through the Municipal Securities Rulemaking Board, at www.emma.msrb.org.

Settlement Account. The City hereby creates with the Paying Agent a special fund to be known as the “City of Reading Series A of 2017 Bonds Settlement Account” (the “Settlement Account”). The Settlement Account shall be held in trust for the benefit of the City until disbursed in accordance with the provisions hereof. The City shall deliver the net proceeds (including accrued interest, if any) derived from the sale of the Bonds to the Paying Agent for deposit in the Settlement Account. The Paying Agent shall disburse, transfer or deposit such proceeds allocated to the Project to the City, and any proceeds remaining in the Settlement Account thereafter shall be disbursed by the Paying Agent as directed in the Closing Receipt or other instructions provided by the City.

Investment of Funds in Settlement Account and Sinking Funds. Any moneys in the Sinking Fund and/or Settlement Account not required for prompt expenditure, if any, may, at the direction of the City, be invested in bonds or obligations which are direct obligations of, or are fully guaranteed as to principal and interest by, the United States of America or may be deposited at interest in time accounts or certificates of deposit or other interest bearing accounts of any bank and trust company, savings and loan association or building and loan association; provided, however, that the City, in making any such investments or deposits hereunder, shall comply with the tax covenants set forth in Section 14.

To the extent that such deposits are insured by the Federal Deposit Insurance Corporation or similar federal agency, they need not be secured. Otherwise, such deposits shall be secured as public deposits or as trust funds in accordance with the Act. Any such investments
or deposits shall mature or be subject to redemption at the option of the holder, or be subject to
withdrawal at the option of the depositor, not later than the date which such moneys are required
to be paid to the registered owners of the Bonds.

**Advance Refunding of Refunded 2009 Bonds.** The proper officers of the City, with respect to the
advance refunding of the Refunded 2009 Bonds, are hereby authorized and directed to contract
with Manufacturers and Traders Trust Company (for purposes of this Section 18, the “2009
Escrow Agent”), as the true and lawful attorney and agent of the City to effect the redemption
and payment, including payment of interest, of the Refunded 2009 Bonds pursuant to the terms
and provisions of a certain Escrow Deposit Agreement (the “Escrow Agreement”) dated as of the
date of delivery of the Bonds, between the City and the 2009 Escrow Agent, and hereby ratifies
and confirms the 2009 Escrow Agent as the paying agent, sinking fund depository and registrar
for the Refunded 2009 Bonds.

The Mayor is hereby authorized and directed to execute and deliver the
Escrow Agreement, in such form, subject to such subsequent additions, changes,
variations, omissions, insertions and modifications, if any, as may be approved by such
officer, with the advice of the City’s Solicitor and Bond Counsel, the execution of the
Escrow Agreement to be conclusive evidence of such approval, and the City Clerk of the
City, if required, is hereby authorized and directed to affix thereto the corporate seal of
the City and to attest the same.

Subject only to completion of delivery of, and settlement for, the Bonds, the
City hereby authorizes and directs the irrevocable deposit in trust, with the Escrow Agent
of proceeds of the Bonds in an amount which will be sufficient, together with the interest
earned thereon and any other available moneys, to effect the advance refunding of the
Refunded 2009 Bonds pursuant to the terms and provisions of the Escrow Agreement.
The Escrow Agent is irrevocably authorized and directed to apply the moneys so to be
made available to it in accordance with the Escrow Agreement. The Escrow Agent, in the
name, place and stead of the City, shall mail, with respect to the Refunded 2009 Bonds,
a notice of redemption as required by the terms of the Refunded 2009 Bonds and the
2009 Bonds Ordinance. Such notice, substantially in the form attached hereto as Exhibit
D is hereby approved, subject to such subsequent additions, changes, variations,
omissions, insertions and modifications, if any, as may be approved by an authorized
officer, with the advice of the City’s Solicitor and Bond Counsel. Within ten (10) days of
the date of issuance of the Bonds, the Escrow Agent, in the name, place and stead of the
City, shall mail, with respect to the Refunded 2009 Bonds, a notice of refunding,
substantially in the form attached hereto as Exhibit E (unless the notice of redemption
shall have already been sent, in which case the notice of refunding need not be sent).
The City hereby agrees to provide for payment of the expenses of such mailings from
proceeds of the Bonds or from moneys otherwise made available by the City and gives
and grants the Escrow Agent full authority to do and perform all and every act and thing
whatsoever requisite and necessary to effectuate said purposes as the City might do on
its own behalf, and hereby ratifies and confirms all that said agent shall do or cause to be
done by virtue hereof.
Subject only to completion and delivery of, and settlement for, the Bonds, the City hereby calls for redemption and payment on the 2009 Bonds Redemption Date, all of the Refunded 2009 Bonds maturing after such date.

Incidental Actions; Municipal Bond Insurance. Each Appropriate Officer of the City hereby authorized, directed and empowered on behalf of the City to execute any and all papers and documents and to do or cause to be done any and all acts and things necessary or proper for the carrying out of the provisions of this Ordinance, and the issuance and delivery of the Bonds, including the purchase of municipal bond insurance and the payment of the premium therefor from the proceeds of the Bonds. Further, each Appropriate Officer of the City is hereby authorized, directed and empowered on behalf of the City to execute any and all agreements, papers and documents necessary or proper in connection with the application for, and issuance of, municipal bond insurance.

Payment of Issuance Costs. Each Appropriate Officer is hereby authorized and directed to pay the costs of issuing the Bonds at the time of delivery of the Bonds to the Paying Agent, such costs being estimated in the presentation to this meeting by the Underwriter.

Appointment of Bond Counsel. The City hereby appoints McNees Wallace & Nurick LLC, Lancaster, Pennsylvania, as Bond Counsel to the City for the Bonds.

Rescinding Inconsistent Ordinances. All ordinances or parts of ordinances inconsistent herewith be and the same hereby are rescinded, cancelled and annulled.

Severability. In the case any one or more of the provisions of this Ordinance shall, for any reason, be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of this Ordinance and this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein.

Effective Date. This Ordinance shall become effective on the earliest date permitted by the Act.

DULY ENACTED THIS 23RD DAY OF OCTOBER, 2017, BY THE COUNCIL OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA, IN LAWFUL SESSION DULY ASSEMBLED.

CITY OF READING

Attest: ___________________________ BY: ___________________________

City Clerk President of City Council

[SEAL]

Submitted to the Mayor: __________
FORM OF BOND

Unless this bond is presented by an authorized representative of DTC to the Paying Agent or its agent for registration of transfer, exchange or payment, and any bond issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL insomuch as the registered owner hereof, Cede & Co., has an interest herein.

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
CITY OF READING, BERKS COUNTY, PENNSYLVANIA
GENERAL OBLIGATION BOND, SERIES A OF 2017

INTEREST RATE  DATED DATE  MATURITY DATE  CUSIP NUMBER

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT:

The City of Reading, Berks County, Pennsylvania (the “City”), existing under the laws of the Commonwealth of Pennsylvania, for value received, hereby acknowledges itself indebted and promises to pay to the registered owner named above, on the maturity date specified above, unless this Bond shall have been previously called for redemption in whole or in part and payment of the redemption price shall have been duly made or provided for, the principal amount shown above; and to pay interest thereon at the annual rate specified above from the Interest Payment Date (as hereinafter defined) next preceding the date of registration and authentication hereof, unless such date is (a) an Interest Payment Date, in which event this Bond shall bear interest from such Interest Payment Date, or (b) after a Record Date and before the next succeeding Interest Payment Date, in which event this Bond shall bear interest from such succeeding Interest Payment Date, or (c) on or prior to the regular Record Date preceding June 1, 2016, in which event this Bond shall bear interest from the Dated Date specified above. Such payments of interest shall be made on May 1 and November 1 of each year commencing May 1, 2018 (each, an “Interest Payment Date”) until the principal or redemption and price
hereof has been paid or provided for as aforesaid. The principal or redemption price of and interest on the Bond may be paid in any coin or currency of the United States of America which, at the time of payment, is legal tender for the payment of public and private debts.

The principal or redemption price of this Bond shall be payable upon surrender thereof when due in lawful money of the United States of America at the designated office of Manufacturers and Traders Trust Company, Harrisburg, Pennsylvania, Buffalo, New York, or the designated office of any additional or appointed alternate or successor paying agent or agents (the “Paying Agent”). Such payments shall be made to the registered owners of this Bond so surrendered, as shown on the registration books of the City on the date of payment. Interest on this Bond shall be paid by check mailed to the registered owner of such Bond as shown on the registration books kept by the Paying Agent, as of the close of business on the fifteenth (15th) day (whether or not a day on which the Paying Agent is open for business) next preceding each Interest Payment Date, respectively (the “Record Date”), irrespective of any transfer or exchange of this Bond subsequent to such Record Date and prior to such interest payment date, unless the City shall default in the payment of interest due on such interest payment date. In the event of any such default, such defaulted interest shall be payable to the person in whose name the Bond is registered at the close of business on a special record date for the payment of such defaulted interest established by notice mailed by the Paying Agent to the registered owner of this Bond not less than fifteen (15) days preceding such special record date. Such notice shall be mailed to the persons in whose names this Bond is registered at the close of business of the fifth (5th) day preceding the date of mailing.

If the date for payment of the principal of or interest on this Bond shall be a Saturday, Sunday, legal holiday or on a day on which banking institutions in the Commonwealth of Pennsylvania are authorized or required by law to close, then the date for payment of such principal or interest shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which banking institutions are authorized or required to close, and payment on such date shall have the same force and effect as if made on the nominal date established for such payment.

The appropriate officer of the City shall deposit money sufficient for the payment of the principal of and interest on this Bond into a sinking fund before the date of each such payment of principal or interest. Such sinking fund, known as the “City of Reading, General Obligation Bonds, Series A of 2017 Sinking Fund,” has been established at the office of the Paying Agent at which this Bond is payable. The City has covenanted in the Ordinance to make payments out of such sinking fund or out of any other of its revenues or funds, at such times and in such annual amounts, as shall be sufficient for prompt and full payment of the principal or redemption price of, and interest on, this Bond.

This Bond is one of a duly authorized issue of $_____________ aggregate principal amount of general obligation bonds of the City known as “City of Reading General Obligation Bonds, Series A of 2017” (the “Bonds”), all of like tenor, except as to interest rate, date of maturity and provisions for redemption. The Bonds are issuable only
in the form of fully registered bonds without coupons in the denomination of $5,000 or integral multiples thereof and are issued in accordance with the provisions of the Pennsylvania Local Government Unit Debt Act, 53 Pa. Cons. Stat. § 8001 et seq., as amended (the “Act”) and by virtue of an ordinance of the City duly enacted (the “Ordinance”), and the sworn statement of the duly authorized officers of the City as appears on record in the office of the Pennsylvania Department of Community and Economic Development, Harrisburg, Pennsylvania.

The Bonds stated to mature on or after November 1, 20__, are subject to redemption prior to maturity at the option of the City in whole or, from time to time, in part, in any order of maturities as the City shall select, on any date or dates on or after ______________, at a price equal to 100% of the principal amount of the Bonds to be redeemed plus accrued interest thereon to the date fixed for such optional redemption. In the event that less than all Bonds of a particular maturity are to be redeemed, the Bonds of such maturity shall be drawn by lot by the Paying Agent; provided, however, that while the Bonds are held under the book-entry only system of DTC, the selection of Bonds within a maturity to be redeemed shall be accomplished in accordance with the operating rules and practices of DTC.

The Bonds maturing on November 1, ______, and November 1, _____, are subject to mandatory redemption prior to maturity in part, by lot, as set forth below, at the redemption price of 100% of the principal amount of Bonds to be redeemed, plus accrued interest to the date fixed for redemption, in the principal amounts, as set below:

<table>
<thead>
<tr>
<th>Bonds Stated to Mature on</th>
<th>Redemption Date (___________)</th>
<th>Amounts</th>
</tr>
</thead>
<tbody>
<tr>
<td>*Final Maturity</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Bonds Stated to Mature on</th>
<th>Redemption Date (___________)</th>
<th>Amounts</th>
</tr>
</thead>
<tbody>
<tr>
<td>*Final Maturity</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Any redemption of this Bond under the preceding paragraph shall be made as provided in the Ordinance, by first-class United States mail, postage prepaid, not less than thirty (30) days prior to the redemption date, to the registered owner of the Bond to be redeemed. Such notice shall be mailed to the address of such registered owner appearing on the registration books of the Paying Agent, unless such notice is waived by the registered owner of the Bond to be redeemed. Failure to give any notice of redemption or any defect in the notice or in the giving thereof to the registered owner of

Exhibit A-1
the Bond to be redeemed shall not affect the validity of the redemption as to other Bonds
for which proper notice shall have been given. In the event that less than the full principal
amount hereof shall have been called for redemption, the registered owner hereof shall
surrender this Bond in exchange for one or more new Bonds in an aggregate principal
amount equal to the unredeemed portion of the principal amount hereof. The Paying
Agent shall also give further notice of such redemption as provided in the ordinance, but
no failure to do so or defect therein shall affect the validity of the redemption.

For so long as DTC is effecting book-entry transfers of the Bonds, the
Paying Agent shall provide the notices specified above only to DTC in accordance with
its applicable time requirements. It is expected that DTC in turn will notify its participants
and that the participants, in turn, will notify or cause to be notified the beneficial owners.
Any failure on the part of DTC or a participant, or failure on the part of a nominee of a
beneficial owner of a Bond (having been mailed notice from the Paying Agent, a
participant or otherwise) to notify the beneficial owner of the Bond so affected, shall not
affect the validity of the redemption of such Bond.

If at the time of the mailing of any notice of optional redemption the City
shall not have deposited with the Paying Agent moneys sufficient to redeem all the Bonds
called for redemption, such notice shall state that it is conditional, that is, subject to the
deposit or transfer of the redemption moneys with the Paying Agent not later than the
opening of business on the redemption date, and that such notice shall be of no effect
unless such moneys are so deposited.

The City, pursuant to recommendations promulgated by the Committee on
Uniform Security Identification Procedures (“CUSIP”) has caused CUSIP numbers to be
printed on the Bonds. No representation is made as to the accuracy of said numbers
either as printed on the Bonds or as contained in any notice of redemption, and the City
shall have no liability of any sort with respect thereto. Reliance upon any redemption
notice with respect to the Bonds may be placed only on the identification numbers printed
thereon.

No recourse shall be had for the payment of the principal or redemption
price of, or interest on, this Bond, or for any claim based hereon or on the Ordinance,
against any member, officer or employee, past, present, or future, of the City or of any
successor body, either directly or through the City or any such successor body, under any
constitutional provision, statute or rule of law, or by the enforcement of any assessment
or by an legal or equitable proceeding or otherwise, and all such liability of such members,
officer or employees is released as a condition of and as consideration for the execution
and issuance of this Bond.

This Bond is registered as to both principal and interest on the bond register
to be kept for that purpose at the corporate trust and/or payment office of the Paying
Agent, and both principal and interest shall be payable only to the registered owner
hereof. This Bond may be transferred in accordance with the provisions of this Ordinance,
and no transfer hereof shall be valid unless made at said office by the registered owner
in person or his duly appointed attorney or other legal representative and noted hereon.
The Paying Agent shall not be required to (i) issue or to register the transfer of or exchange any certificated Bond then considered for redemption during a period beginning at the close of business on the fifteenth (15th) day next preceding any date of selection of such Bond to be redeemed and ending at the close of business on the day on which the applicable notice of redemption is given, or (ii) to register the transfer or exchange any portion of any certificated Bond selected for redemption, in whole or in part, until after the date fixed for redemption. The City and the Paying Agent may treat the registered owner of any Bond as the absolute owner thereof for all purpose, whether or not such Bond shall be overdue, and any notice to the contrary shall not be binding upon the City or the Paying Agent.

The principal or redemption price of, and interest on, this Bond is payable without deduction for any tax or taxes, except inheritance and estate taxes or any other taxes now or hereafter levied or assessed on this Bond under any present or future laws of the Commonwealth of Pennsylvania, all of which taxes, except as above provided, the City assumes and agrees to pay.

So long as The Depository Trust Company ("DTC") or its nominee, Cede & Co., is the registered owner hereof, all payments of principal or redemption price of and interest on this Bond shall be payable in the manner and at the respective times of payment provided for in the Representation Letter defined in, and incorporated into, the Ordinance referred to herein.

It is covenanted with the registered owners from time to time of this Bond that the City shall (i) include the amount of the debt service for each fiscal year in which the sums are payable in its budget for that year, (ii) appropriate those amounts from its general revenues for the payment of debt service, and (iii) duly and punctually pay or cause to be paid from its sinking fund or any other of its revenues or funds the principal hereof and the interest on this Bond at the dates and places and in the manner stated in this Bond, according to the true intent and meaning thereof. For such budgeting, appropriation and payment, the City pledges its full faith, credit and taxing power. As provided in the Act, this covenant shall be specifically enforceable; subject, however, as to the enforceability of remedies to any applicable bankruptcy, insolvency, moratorium or other laws or equitable principles affecting the enforcement of creditors' rights generally.

This Bond shall not be valid or become obligatory for any purpose until the Paying Agent’s Authentication Certificate printed hereon is duly executed.

IN WITNESS WHEREOF, the City has caused this Bond to be executed in the City’s name and on its behalf by the manual or facsimile signature of its Mayor and its corporate seal (or a facsimile thereof) to be affixed, imprinted, engraved or otherwise reproduced hereon, and attested by the manual or facsimile signature of its City Clerk, all as of the Dated Date.

Attest:       CITY OF READING
By: ______________________________________
City Clerk ___________________ Mayor ___________________  
(CITY SEAL)
[FORM OF CERTIFICATE OF AUTHENTICATION]

This is one of the Bonds described therein. Attached hereto is the complete text of the opinion of McNees Wallace & Nurick LLC, Bond Counsel, dated the date of initial delivery of, and payment for, the Bonds, a signed original of which is on file with the undersigned.

Manufacturer and Traders Trust Company,
Paying Agent

Dated: __________, 2017
By_______________________________________
Authorized Signatory
STATEMENT OF INSURANCE

[To be included if applicable.]
[FORM OF ABBREVIATIONS]

ABBREVIATIONS

The following abbreviations, when used in the inscription on the face of the within Bond, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM - as tenants in common

TEN ENT - as tenants by the entireties

JT TEN – as joint tenants with right of survivorship
and not as tenants in common

UNIF GIFT MIN ACT - _______________ Custodian ________________
(Cust) (Minor)

under Uniform Gift to Minors Act

______________________________
(State)

Additional abbreviations may also be used though not in the above list.

[FORM OF ASSIGNMENT]

ASSIGNMENT

FOR VALUE RECEIVED __________ hereby sells, assigns and transfers
unto __________ (Tax I.D. No. __________) the within Bond issued by the City of
Reading, and all rights thereunder, hereby irrevocably appointing __________ Attorney
to transfer said Bond on the bond register, with full power of substitution in the premises.

Assignor's Signature  _________________________

Dated:    _________________________

Signature Guaranteed:  _________________________

Notice:  The Assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular without alteration or any change whatever.
EXHIBIT B

MAXIMUM MATURITY SCHEDULE

<table>
<thead>
<tr>
<th>Maturity (November 1)</th>
<th>Maximum Principal Amount</th>
<th>Maximum Interest Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>2018</td>
<td>$1,955,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2019</td>
<td>$2,465,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2020</td>
<td>$2,590,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2021</td>
<td>$2,720,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2022</td>
<td>$2,855,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2023</td>
<td>$3,000,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2024</td>
<td>$3,150,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2025</td>
<td>$3,305,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2026</td>
<td>$3,470,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2027</td>
<td>$3,645,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2028</td>
<td>$3,825,000</td>
<td>5.00%</td>
</tr>
<tr>
<td>2029</td>
<td>$4,020,000</td>
<td>5.00%</td>
</tr>
</tbody>
</table>

REDEMPTION PROVISIONS

Optional Redemption: The Bonds may be subject to optional redemption prior to maturity, on such date or dates and under such terms as may be determined in the manner described in Section 11 of the Ordinance.

Mandatory Redemption: The Bonds may be subject to mandatory redemption prior to maturity, determined in the manner described in Section 11 of the Ordinance, not in excess of any annual principal payment amount set forth above in this Exhibit B.
## EXHIBIT C

### MAXIMUM ANNUAL AMOUNTS APPROPRIATED TO SINKING FUND

<table>
<thead>
<tr>
<th>Year</th>
<th>Total Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2018</td>
<td>$3,584,027.78</td>
</tr>
<tr>
<td>2019</td>
<td>$4,217,250.00</td>
</tr>
<tr>
<td>2020</td>
<td>$4,219,000.00</td>
</tr>
<tr>
<td>2021</td>
<td>$4,219,500.00</td>
</tr>
<tr>
<td>2022</td>
<td>$4,218,500.00</td>
</tr>
<tr>
<td>2023</td>
<td>$4,220,750.00</td>
</tr>
<tr>
<td>2024</td>
<td>$4,220,750.00</td>
</tr>
<tr>
<td>2025</td>
<td>$4,218,250.00</td>
</tr>
<tr>
<td>2026</td>
<td>$4,218,000.00</td>
</tr>
<tr>
<td>2027</td>
<td>$4,219,500.00</td>
</tr>
<tr>
<td>2028</td>
<td>$4,217,250.00</td>
</tr>
<tr>
<td>2029</td>
<td>$4,221,000.00</td>
</tr>
<tr>
<td>Total</td>
<td>$49,993,777.78</td>
</tr>
</tbody>
</table>
EXHIBIT D

FORM OF NOTICE OF REDEMPTION

To the Registered Owners of
City of Reading, Berks County, Pennsylvania

GENERAL OBLIGATION BONDS, SERIES OF 2009

[IN OUTLINE FORM IDENTIFY BONDS TO BE REDEEMED, LISTING MATURITY DATES, TOTAL AMOUNT CALLED FOR EACH MATURITY, INTEREST RATES, DATED DATE AND CUSIP NUMBERS]

NOTICE IS HEREBY GIVEN that City of Reading, Berks County, Pennsylvania, (the “City”), pursuant to the terms of the above designated Bonds (the “Bonds”) hereby calls for redemption and payment in full on November 1, 2019 (the “Redemption Date”), all of its outstanding principal amount of the above-referenced Bonds stated to mature on and after November 1, 2020 (the “Refunded Bonds”), at a redemption price equal to 100% of the principal amount thereof, plus accrued interest to the Redemption Date (the “Redemption Price”). The Bonds stated to mature on November 1, 2018 and November 1, 2019 are not being called for redemption. The Refunded Bonds so called for redemption will become due and payable at the office of Manufacturers and Traders Trust Company (the “Paying Agent”) on the Redemption Date set forth above, as follows:

By Mail: By Courier:

[Insert street address, city, state, and zip code]

Interest on the Refunded Bonds designated for redemption will cease to accrue on the Redemption Date specified above.

The Refunded Bonds so called for redemption must be surrendered to the Paying Agent (at the address listed in the preceding paragraph) for payment on the Redemption Date with all coupons, if any, maturing subsequent to the Redemption Date.

This Notice, however, is expressly conditioned upon receipt by the Paying Agent of the full Redemption Price on or before the opening of business on the Redemption Date and shall be of no force or effect unless such moneys are so received.

No representation is made as to the correctness or accuracy of the CUSIP numbers listed in this Notice or printed on the Bonds to be redeemed.

Payments or redemption which are due to occur on any day which is a Saturday, Sunday or other day on which banks in the Commonwealth of Pennsylvania are authorized to be closed, shall occur on the next banking business day with the same force and effect as if occurring on the originally scheduled day.

Withholding of 28% of gross redemption proceeds of any payment made within the United State of America may be required by the by the Jobs and Growth Tax Relief Reconciliation Act of 2003, unless the Paying Agent has the correct taxpayer identification number (social security or employer identification number) or exemption certificate of the Payee. Please furnish a properly completed form W-9 or exemption certificate or equivalent when presenting your securities.

Dated this _____ day of ______________, ___.

CITY OF READING

By:________________________________

MANUFACTURERS AND TRADERS TRUST COMPANY
EXHIBIT E

FORM OF NOTICE OF REFUNDING

To the Registered Owners of
City of Reading, Berks County, Pennsylvania

GENERAL OBLIGATION BONDS, SERIES OF 2009

<table>
<thead>
<tr>
<th>Dated Date</th>
<th>Maturity Date</th>
<th>Principal Amount</th>
<th>Interest Rate</th>
<th>CUSIP No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>October 15, 2009</td>
<td>November 1, 2020</td>
<td>$1,400,000</td>
<td>4.000%</td>
<td></td>
</tr>
<tr>
<td>October 15, 2009</td>
<td>November 1, 2021</td>
<td>$1,570,000</td>
<td>4.000%</td>
<td></td>
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<tr>
<td>October 15, 2009</td>
<td>November 1, 2022</td>
<td>$1,755,000</td>
<td>4.125%</td>
<td></td>
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<tr>
<td>October 15, 2009</td>
<td>November 1, 2023</td>
<td>$1,965,000</td>
<td>4.250%</td>
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</tr>
<tr>
<td>October 15, 2009</td>
<td>November 1, 2024</td>
<td>$2,205,000</td>
<td>4.250%</td>
<td></td>
</tr>
<tr>
<td>October 15, 2009</td>
<td>November 1, 2029</td>
<td>$15,680,000</td>
<td>5.000%</td>
<td></td>
</tr>
</tbody>
</table>

NOTICE IS HEREBY GIVEN that the City of Reading, Berks County, Pennsylvania (the “Issuer”), pursuant to the terms of the above designated Series of Bonds (the “Bonds”) has issued bonds to advance refund the above-referenced bonds in the aggregate principal amount of $24,575,000 (the "Refunded Bonds"), and the Issuer intends to call for redemption and payment on November 1, 2019, the Refunded Bonds, at a redemption price equal to 100% of the principal amount thereof, plus accrued interest to the Redemption Date. The Bonds stated to mature on November 1, 2018 and November 1, 2019 are not being refunded.

No representation is made as to the correctness or accuracy of the CUSIP numbers listed in this Notice or printed on the Refunded Bonds to be redeemed.

THIS IS NOT A NOTICE OF REDEMPTION. THIS IS SOLELY A NOTICE OF REFUNDING. A SEPARATE NOTICE OF REDEMPTION WILL BE SENT AT THE APPROPRIATE TIME.

Dated this _____ day of ______________, 2017.

CITY OF READING
MAYOR’S ACTION

Submitted to Mayor:______________
Date:__________________________

Received by Mayor’s Office:_________
Date:__________________________

Approved by Mayor:_____________
Date:__________________________

Vetoed by Mayor:_______________
Date:__________________________
I, the undersigned, the City Clerk of the City of Reading, Berks County, Pennsylvania (the “City”), hereby certify that:

The foregoing is a true and correct copy of an Ordinance which was duly enacted by affirmative vote of a majority of all members of the Council of the City at a meeting duly held on the 23rd day of October, 2017; said Ordinance duly has been recorded in the Minute Book of the Council of the City; notices with respect to enactment (both before and after enactment) of said Ordinance have been published (or will be published) as required by law; and said Ordinance has not been amended, altered, modified, or repealed as of the date of this certificate.

I further certify that:

The total number of members of the Council of the City is seven (7); the vote of the members of the Council upon said Ordinance was called and duly was recorded upon the Minutes of said meeting; and members of the Council voted upon said Ordinance in the following manner:

<table>
<thead>
<tr>
<th>Name</th>
<th>Vote</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jeffrey S. Waltman</td>
<td></td>
</tr>
<tr>
<td>Christopher Daubert</td>
<td></td>
</tr>
<tr>
<td>Marcia Goodman-Hinnershitz</td>
<td></td>
</tr>
<tr>
<td>Stratton P. Marmarou</td>
<td></td>
</tr>
<tr>
<td>Donna Reed</td>
<td></td>
</tr>
<tr>
<td>John Slifko</td>
<td></td>
</tr>
<tr>
<td>Brian Twyman</td>
<td></td>
</tr>
</tbody>
</table>

and that such Ordinance and the votes thereon have been duly recorded in the Minutes. WITNESS my hand and seal of the City of Reading this 23rd day of October, 2017.

_______________________________
City Clerk

[SEAL]

Drafted by City Clerk
Sponsored by/Referred by Reed & Slifko
Introduced on Sept 25, 2017
Advertised on N/A

RESOLUTION NO. __________2017
WHEREAS, the City of Reading City Council and Administration would like to provide the Reading Police Department with an additional enforcement tool by encouraging the State legislature to enact a statewide law that offers an option to process the non-violent offense of the possession, the personal use of a small amount of marijuana and the possession of marijuana paraphernalia as a summary offense, rather than a misdemeanor offense but not to promote or condone the possession or use of marijuana or marijuana paraphernalia within the Commonwealth of Pennsylvania; and,

WHEREAS, this statewide legislation would prevent arrests that would hinder individuals from gaining employment, getting into college, getting apartments or college loans, saddling them with lifetime criminal records. Many individuals who use marijuana are productive citizens who work, pay taxes, and should be spared a criminal record that can seriously hamper their opportunities, and

WHEREAS, a growing number of cities within the Commonwealth of Pennsylvania, including York, Philadelphia, Pittsburgh, Harrisburg, and State College have recently passed laws pertaining to small amounts of marijuana possessed for non-medical personal use within their individual municipality; however, it would be more effective to have state legislation that applies equally to all municipalities; and,

WHEREAS, the federal government has adopted the policy of allowing individual states to go ahead with experiments in the taxation, regulation, decriminalization, medical and industrial use of cannabis and hemp. Therefore, City Council and the Administration encourage the State Legislature to adopt statewide legislation to address the non-violent offense of possessing or using small amounts of marijuana.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF READING THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are incorporated herein by this reference.

Section 2. While the City Council and the Administration do not promote or condone the possession or use of marijuana or marijuana paraphernalia within the Commonwealth of Pennsylvania, the City of Reading City Council and the Administration encourage the State Legislature to adopt statewide legislation that would provide all municipal police departments with the option/discretion to process the non-violent offense of the possession or the personal use of a small amount of
marijuana and the possession of marijuana paraphernalia as a summary offense, rather than a misdemeanor offense.

Section 3. Statewide legislation regarding the possession or the personal use of a small amount of marijuana and the possession of marijuana paraphernalia as a summary offense, rather than a misdemeanor offense would do the following:

- Prevent needless arrests which may hinder individuals from gaining employment, getting into college, getting apartments or college loans and saddling them with lifetime criminal records. The expungement procedure for marijuana possession is lengthy and financially burdensome often resulting in the offense remaining attached to a person’s criminal history despite the charge having been resolved. Many individuals who use marijuana are productive citizens who work, pay taxes, and should be spared a criminal record that can seriously hamper their opportunities for the rest of their life, and
- Save municipalities and counties state-wide from the costs of prosecuting these minor offenses, and
- Reduce the population in the state and federal correctional facilities, and

Section 4. The City of Reading City Council and Administration also encourage the state legislature to include the following terms in the legislation:

- Persons who are found in violation of this Section may (not shall) be issued a summary non-traffic citation by the police or other authorized law enforcement officer which provides the officer with the ability to obtain the subject’s name and address and later send a summary non-traffic citation by First Class Mail.
- Creating educational requirements similar to those associated with DUIs
- Penalties.
  (a) The penalty for a violation of subsection (2)(a) of this Section by an adult or minor under the age of eighteen (18) shall be a fine of one hundred dollars ($100.00) minimum to three hundred dollars ($300) maximum for each violation.
  (b) The penalty for a violation of subsection (2)(b) by an adult or minor under the age of eighteen (18) shall be a fine of two hundred dollars ($200.00) to five hundred dollars ($500) maximum for each violation.
  (c) The penalty for a violation of subsection (2)(c) of this Section by an adult or minor under the age of eighteen (18) shall be a fine of one hundred dollars ($100.00) minimum to three hundred dollars ($300) maximum for each violation.
(d) A conviction under this subsection shall not trigger the mandatory driver's license suspension provisions under 75 Pa. C.S. 1532 (c), relating to suspension of operating a vehicle privilege.

- Evidence
  (d) A positive field test of suspected marijuana conducted by law enforcement officers shall be prima facie evidence to support a finding of guilt under this ordinance, with no further testing of suspected marijuana required.
  (e) Photographs of any evidence seized will be considered prima facie evidence to support a conviction under this law.
  (f) Law enforcement officers will be authorized to properly destroy and not store any evidence seized following testing and photographing.

- This Chapter shall not be construed to supersede any existing Pennsylvania or Federal law. Police officers shall retain the authority to enforce any applicable laws and that police officers may undertake custodial arrests where there is probable cause to believe that a criminal offense other than simple possession of a small amount of marijuana has been or is being committed.

ADOPTED BY COUNCIL ____________________, 2017

____________________________________________
PRESIDENT OF COUNCIL

ATTEST:

________________________________________
CITY CLERK
RESOLUTION NO._______2017

RESOLUTION OF THE CITY OF READNIG
IN OPPOSITION TO HOUSE BILL 1620, ENTITLED THE
“WIRELESS INFRASTRUCTURE DEPLOYMENT BILL”

WHEREAS, broadband service is a critical catalyst for economic development, student achievement, quality healthcare, and the efficiency of local governments. As such, the City of Reading supports the deployment of broadband services—both wired and wireless—in our community and throughout the Commonwealth; and

WHEREAS, a relatively new wireless technology, known as distributed antenna systems or DAS, includes the placement of wireless towers and antennae in the public rights-of-way; and

WHEREAS, Pennsylvania municipalities are charged by state law with the management of the public rights-of-way, including not only vehicular and pedestrian traffic, but also the numerous facilities installed by public utilities and related companies. Municipalities must manage these facilities to maintain public safety and preserve the character of our communities; and

WHEREAS, pursuant to federal law, municipalities have the right to regulate the “placement, construction, and modification” of wireless facilities through their local zoning authority so that the deployment of these facilities is achieved in an orderly fashion. The FCC has also issued multiple orders stating in detail how municipalities may regulate these facilities; and

WHEREAS, House Bill 1620, entitled the “Wireless Infrastructure Deployment” bill, would strip municipalities of their legal authority to regulate wireless facilities in the public rights-of-way and would therefore undermine public safety and the protection of the rights-of-way; and

WHEREAS, specifically HB 1620 would abolish municipal zoning authority over wireless antennae in the rights-of-way and nearly abolish their authority over wireless towers in the rights-of-way, thereby placing public safety at risk and removing the public from the approval process for towers and antennae; and
WHEREAS, HB 1620 would prohibit municipalities from requiring standard legal protections from companies with wireless facilities in the public rights-of-way, including full indemnification, bonding, and insurance coverage; and

WHEREAS, HB 1620 would severely limit the assessment of fees for wireless facilities in the rights-of-way such that municipalities could only charge minimal fees that are less than actual municipal costs; and

WHEREAS, HB 1620 would allow wireless contractors to submit up to 50 permit requests in one application and would curtail the time frame for initial review of wireless applications from 30 days to 10 days such that municipalities would be unable to perform these reviews in time; and

WHEREAS, HB 1620 would allow wireless companies to reverse a denial of a wireless application simply by resubmitting a revised application without having to obtain zoning approval.

WHEREAS, HB 1620 would expose outside municipal Solicitors and other municipal law firms to financial liability of up to $10,000 per occurrence simply for drafting a wireless ordinance that is deemed to be in violation of HB 1620.

WHEREAS, if the Pennsylvania General Assembly is permitted to abolish municipal right-of-way authority over wireless facilities today, then it could abolish all municipal authority over the public rights-of-way tomorrow.

NOW THEREFORE BE IT RESOLVED,

1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are incorporated herein by this reference.

2. That the City Council of the City of Reading does hereby express its opposition to HB 1620 because it is not in the best interests of Pennsylvania.

3. That this Resolution shall be sent to our State Representative(s), State Senator, Governor, and all Members of the House Consumer Affairs Committee, which is the Committee to which HB 1620 has been assigned.
RE: Opposition to H.B. 1620 Regarding Regulation of Wireless Facilities

Dear State Representatives Miccarelli, Farry, Costa, Snyder, DiGirolamo, and Murt:

The undersigned municipal associations, which represent nearly all of the 2,600 municipalities in the Commonwealth, have been working together for some time regarding the management of wireless facilities in the public rights-of-way. We have reviewed House Bill 1620, which you have cosponsored, and have concluded that the bill is not in the best interests of Pennsylvania. In our opinion, it would undermine local management of the public rights-of-way, harm public safety, remove the public from the wireless facility approval process, strip municipalities of their basic legal protections, and violate federal wireless siting law.

As you know, Pennsylvania municipalities are charged by state law with the oversight and maintenance of the health, safety, and welfare of their residents. This includes the maintenance of perhaps the most important physical asset of every municipality, namely the public rights-of-way. Municipalities actively manage the public rights-of-way, not only with respect to vehicular and pedestrian traffic, but also with respect to the numerous types of facilities being placed there by public utilities and related companies. These include gas, electric, water, cable, telecommunications, and wireless facilities. Municipalities must manage these facilities in a manner that maintains public safety and preserves the character of their communities. As such, Pennsylvania municipalities have an immediate and direct interest in the management of towers, antennae, and related wireless equipment in the public rights-of-way.

Our members strongly support the deployment of high-speed broadband service throughout the Commonwealth. Whether achieved through wired or wireless networks (or a combination of both), broadband deployment is critical to elevating Pennsylvania in the areas of economic development, academic achievement, health care advancement, the maintenance of residential property values, and
the efficiency of local governments. The rollout of wireless distributed antenna system (“DAS”) facilities, however, must be done in an orderly fashion that preserves public safety and protects the public rights-of-way. H.B. 1620 would have the opposite result if enacted in its current form.

Federal law grants to local governments the legal right to regulate the “placement, construction, and modification” of wireless facilities through their zoning authority. At the same time, federal and state laws grant numerous protections to the wireless industry and expressly restrict municipalities from over-regulation of wireless facilities. These include, but are not limited to, the Telecommunications Act of 1996, the Federal Communications Commission’s (“FCC’s”) “Shot Clock” Ruling of 2009, the Spectrum Act of 2012, the Pennsylvania Wireless Broadband Collocation Act of 2012, and the FCC’s Wireless Report and Order of 2014. All of these statutes and rulings restrict local government regulation and promote the deployment of wireless facilities. Indeed, the wireless industry is fully protected now under federal and state law without the need for H.B. 1620.

Municipalities in Pennsylvania cannot and will not surrender their right to manage their public rights-of-way or to use their zoning authority to promote orderly development and preserve the integrity of their communities. We would appreciate the opportunity to meet with you to discuss these issues and work collaboratively to prevent the detrimental impact that would result from the enactment of H.B. 1620.

Sincerely yours,

David M. Sanko Richard J. Schuettler,
Executive Director Executive Director
Pennsylvania State Association of Pennsylvania Municipal League (PML)
Township Supervisors (PSATS)

Christopher Cap Richard J. Schuettler,
Executive Director Executive Director
Pennsylvania State Association of Pennsylvania State Association of
Boroughs (PSAB) Township Commissioners (PSATC)
cc: Members, House Consumer Affairs Committee
Pennsylvania House Majority and Minority Leadership
RESOLUTION NO. _____ – 2017

SUPPORTING PA SENATE BILL 22 AND HOUSE BILL 722 TO ESTABLISH A FAIR AND INDEPENDENT CITIZENS COMMISSION FOR LEGISLATIVE AND CONGRESSIONAL REDISTRICTING

WHEREAS, the citizens of the City of Reading and the Commonwealth of Pennsylvania deserve a fair, fully transparent, impartial and depoliticized process of the decennial drawing of state legislature and congressional districts of near equal population; and

WHEREAS, legislative and congressional redistricting has often resulted in the gerrymandering of districts to favor one political party or the other; and

WHEREAS, such gerrymandering of legislative and congressional districts has worked at times to the detriment of our representative democracy by impeding action on critical issues of importance to the people, and

WHEREAS, the creation of a truly independent citizens redistricting commission devoid of political motivation or partisanship will help to ensure a fair and accurate legislative and congressional redistricting process that respects political subdivisions, will prohibit districts from being drawn to favor or discriminate against a political party or candidate, will promote transparency and the use of impartial and sound methodology when setting district boundaries, will require public input, and will fully comply with the constitutional requirement that “no county, city, incorporated town, borough, township or ward” be divided “unless absolutely necessary,” and

WHEREAS, Senate Bill 22 and House Bill 722 have been introduced in the current legislative session to amend the Pennsylvania Constitution to reform the decennial legislative and congressional redistricting process with the intent of using fairness and sound methodology in a non-partisan fashion.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Reading does hereby support this legislative effort to secure expeditious action to make a constitutional amendment that would, among other reforms, assign the decennial task of both legislative and congressional redistricting to an independent citizen redistricting commission; and

BE IT FURTHER RESOLVED that we call upon all those elected officials in the Commonwealth of Pennsylvania who represent the citizens of the City of Reading and Berks County to publicly announce their support of and commitment to the passage of Senate Bill 22 and House Bill 72, and that a copy of this resolution be delivered to each of them:
Governor Tom Wolf
Lieutenant Governor Mike Stack
Attorney General Josh Shapiro
United States Senator Bob Casey
United States Senator Pat Toomey
United States Representative Lloyd Smucker
Congressman Charlie Dent
Congressman Pat Meehan
Congressman Ryan Costello
State Senator Judy Schwank
State Representative Thomas Caltagirone
State Representative Mark Rozzi
State Senator Dave Argall
State Senator Bob Mensch
State Senator John C. Rafferty Jr.
State Representative Jim Cox
State Representative Mark Gillen
State Representative Jerry Knowles
State Representative David M. Maloney Sr.
State Representative Gary Day
State Representative Ryan Mackenzie
State Representative Barry Jozwiak
Berks County Commissioner Christian Leinbach, Chairman
Berks County Commissioner Kevin Barnhardt
Berks County Commissioner Mark Scott

________________________________________
President of Council

ATTEST:

_______________________________________
City Clerk
RESOLUTION NO. _______ 2017

OPPOSING TRUCK SIZE OR WEIGHT INCREASES

WHEREAS, the City of Reading City Council is concerned with the welfare of motorists and the cost, quality and condition of our nation’s infrastructure; and

WHEREAS, longer double-trailer trucks or heavier single-trailer trucks across the National Highway System would further endanger motorists and the U.S. Department of Transportation (USDOT) concluded that multi-trailer trucks have an 11-percent higher fatal crash rate than single-trailer trucks because heavier and longer trucks would be more difficult to control, increase wear and tear on truck safety systems such as brakes, steering and tires, and increase crash severity; and

WHEREAS, the Commonwealth of Pennsylvania ranks 2nd out of the 50 states in both the raw number and percentage of structurally deficient bridges, according to the Federal Highway Administration (FHWA); 21% of the bridges in Pennsylvania are rated as structurally deficient according to the Federal Highway Administration (FHWA) and it would cost $121 billion to repair the current structurally deficient bridges nationwide, according to USDOT - a 20% increase in truck weight will almost doubles the fatigue and damage to bridge decks, beams, and trusses; and

WHEREAS, both Interstate 176 and 78 direct vehicular and truck traffic into the City of Reading and its surrounding areas, and the City cannot afford to replace its roadways and bridges to withstand the increased weight of these vehicles; and

WHEREAS, bigger and heavier trucks cause greater acceleration of the deterioration of the city's alleys, streets, roads and bridges putting further pressure on local tax payers. Government highway cost allocation studies show that increases in truck size and weight would exacerbate the existing underpayment of heavy trucks and increase the need for further subsidization by municipalities and counties, amounting to another unfunded mandate.

WHEREAS, truck size and weight limits have been in place nearly 25 years. In 1982, Congress decreed that trucks on the Interstate Highway System could weigh no more than 80,000 pounds. In 1991, Congress limited the routes on which trucks weighing more than 80,000 pounds with two or more trailers (known as longer combination vehicles or LCVs) could travel. These limits were imposed largely because of concerns about the safety of longer and heavier trucks and the uncompensated highway damage they cause.

WHEREAS, the fuel taxes and other fees that heavy trucks pay don’t come close to covering the costs of the highway damage these trucks cause. According to the USDOT’s Highway Cost
Allocation Study released in 2000, 80,000-pound, five-axle combination trucks cover just 80 percent of the damage they cause to our highways; six-axle, 97,000-pound trucks cover just 50 percent of their cost responsibility; and trucks weighing more than 100,000 pounds cover only 40 percent. There’s no reason to think these percentages are significantly different today.

WHEREAS, federal legislation to increase these limits on federal highways has been proposed many times over the years. To date, all attempts at nationwide increases have failed because the concerns that led to the federal limits in the first place are still valid.

NOW, THEREFORE, THE CITY OF READING CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are incorporated herein by this reference.

Section 2. That the City of Reading City Council opposes any increase in truck size or weight at the federal level, as that increased size and/or weight would cause additional stress on our road systems and place area alleys, streets, roads and bridges at risk of increased damage and deterioration.

Section 3. The City of Reading City Council calls upon all federal elected officials who represent the citizens of the City of Reading and Berks County to publicly announce their opposition to any legislation that would increase the size and/or weight of trucks.

Adopted_________________2017

____________________________
President of Council

ATTEST

____________________________
City Clerk