

BILL NO. 20-2011  
AN ORDINANCE

AMENDING ORDINANCE 3-2011 (INVESTIGATION OF ANY UNAUTHORIZED USE OF SEWER FUNDS) BY DELETING THE WORD "INDEPENDENT" IN SECTION 1 PARAGRAPH 1 FIRST SENTENCE AND SECTION 1 PARAGRAPH 2 IN ITS ENTIRETY

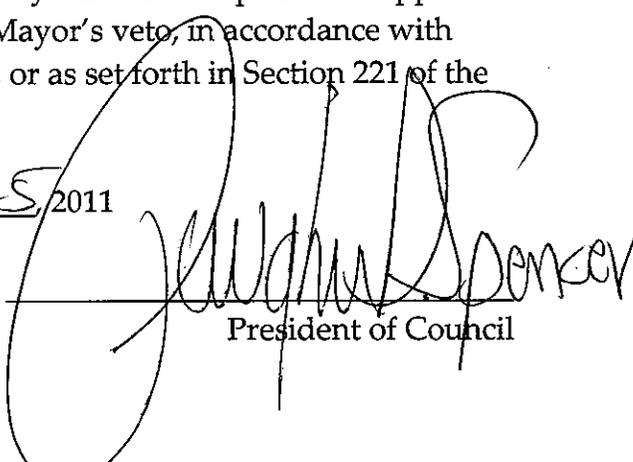
THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Ordinance 3-2011, enacted March 14, 2011, shall be and is hereby amended and shall hereafter read as set forth in Exhibit A attached hereto and made a part hereof.

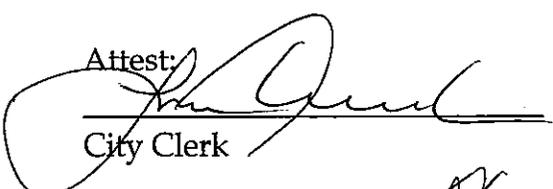
SECTION 2. All other items, parts, sections, etc. of Ordinance 3-2011 shall remain in effect unchanged and likewise are ratified.

SECTION 3. This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, or re-passage by City Council over the Mayor's veto, in accordance with Section 219 of the City of Reading Home Rule Charter, or as set forth in Section 221 of the City of Reading Home Rule Charter.

Enacted April 25, 2011

  
\_\_\_\_\_  
President of Council

Attest:

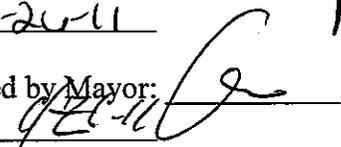
  
\_\_\_\_\_  
City Clerk

Submitted to Mayor: 

Date: 4/20/11

Received by the Mayor's Office: 

Date: 4-20-11

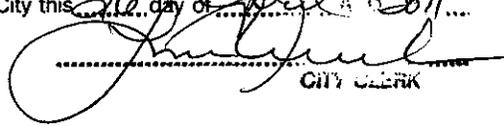
Approved by Mayor: 

Date: \_\_\_\_\_

Vetoed by Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

I, LINDA A. KELLEHER, City Clerk of the City of Reading, Pa., do hereby certify, that the foregoing is a true and correct copy of the original Ordinance passed by the Council of the City of Reading, on the 25 day of April A. D. 20 11. Witness my hand and seal of the said City this 26 day of April, 2011.

  
\_\_\_\_\_  
CITY CLERK

**EXHIBIT A**  
**BILL NO. 3-2011**  
**A N O R D I N A N C E**

**IN ACCORDANCE WITH THE CITY OF READING HOME RULE CHARTER SECTION 210 - INVESTIGATIONS, CITY COUNCIL AUTHORIZES AN INVESTIGATION, AUDIT, AND STUDY OF THE UNAUTHORIZED USE OF SEWER FUNDS BY THE CITY ADMINISTRATION.**

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

**Section 1.** In accordance the City of Reading Home Rule Charter Section 210 – Investigations, City Council hereby authorizes an investigation as follows:

1. That an ~~independent~~ investigation of the City of Reading Mayor's Office, Managing Director's office, the Finance Department, and all other city and non-city entities or persons who may have used, or collaborated on the use, of the City of Reading sewer funds, the planning on the use of those funds, and the longer term strategies regarding explanation and/or payment options to the City of Reading residents and City Council. The scope should include but not be limited to determining the following:

- a. Who(m) ultimately directed the use of the sewer funds outside of the governing laws of the City of Reading?
- b. Who(m) decided and collaborated not to include City Council in the financial decision making process?
- c. What criteria were used to determine the funds should be taken?
- d. What budget amendments were suggested to address the related financial concerns?
- e. Why no efforts were made to meet with City Council to discuss more appropriate actions?
- f. What entities or organizations (internal and external) were utilized for guidance in the decisions?
- g. What controls existed in the spending of those dollars?
- h. What analysis was done to identify the original revenue weaknesses?

- i. Who, if anyone, provided any legal guidance to those involved?
- j. What financial trail exists to determine the dollars were appropriately spent?
- k. Was there in any way a deliberate and conspiring effort to not inform City Council of the actions that were being taken?
- l. What was the complete financial impact/exposure to the City of Reading due to loss revenue, lack of budget adjustments, legal and financial costs, interest payments on replacement costs, and any and all other related costs to this matter.
- m. What, if any, actions could be taken to remedy any losses, liabilities and costs that were a result of any inappropriate, illegal, or malfeasant behavior(s) that may be determined.
- n. What systemic changes could be taken to assure the general public any inappropriate, illegal, or malfeasant behaviors that may be found could be implemented.

~~2. That City Council agrees to retain an independent individual and/or investigative organization to conduct the investigation of the use of the City of Reading sewer funds and to determine any and all City of Reading Charter violations or violations of law.~~

3. That all powers provided by Section 210 of the City of Reading Home Rule Charter be utilized as necessary to obtain a sufficient investigation.

4. That all City of Reading employees cooperate with the investigation.

**SECTION 2:** Also in accordance with the City of Reading Home Rule Charter Section 210 – Investigations, City Council authorizes the expenditure of City funds to undertake the investigation of the use of Sewer Funds as set forth herein.

**SECTION 3:** This Ordinance shall become effective in ten (10) days, in accordance with Charter Section 219.

**Enacted March 14, 2011**