

AN ORDINANCE

AMENDING THE CITY OF READING CODE OF ORDINANCES CHAPTER 23 BOARDS, COMMISSIONS, COMMITTEES AND COUNCILS, PART 4 GPU STADIUM COMMISSION, TO RENAME THE COMMISSION THE FIRST ENERGY STADIUM COMMISSION, BY MAKING THIS CHANGE THROUGHOUT PART 4, AND BY AMENDING SECTION 23-405 OFFICERS AND PROCEDURAL RULES BY CHANGING THE TITLE OF AN OFFICER OF THE COMMISSION

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

SECTION 1. the City of Reading Code of Ordinances Chapter 23 Boards, Commissions, Committees and Councils Part 4 GPU Stadium Commission is amended as attached.

SECTION 2. All relevant ordinances, regulations and policies of the City of Reading, Pennsylvania not amended per the attached shall remain in full force and effect.

SECTION 3. If any section, subsection, sentence or clause of this ordinance is held for any reason to be invalid such decision shall not affect the validity of the remaining portions of the Ordinance.

SECTION 4. This Ordinance shall be effective ten (10) days after adoption pursuant to City of Reading Home Rule Charter Article II Section 219.

Enacted Oct 13 2014  
[Signature]  
Council President

Attest: [Signature]  
City Clerk

Submitted to Mayor: [Signature]  
Date: 10/14/14  
Received by the Mayor's Office: [Signature]  
Date: 10/14/14  
Approved by Mayor: [Signature]  
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 13 day of Oct A. D. 2014. Witness my hand and seal of the said City this 20 day of Oct A. D. 2014  
[Signature]  
CITY CLERK

PART 4

**GPU First Energy Stadium Commission**

**[Adopted 2-28-2000 by Ord. No. 2-2000 (Ch. 1, Part 5I, of the 2001 Code of Ordinances)]**

**§ 23-401. Creation and members. [Amended 4-24-2006 by Ord. No. 32-2006]**

A GPU *First Energy* Stadium Commission ("Commission") is hereby created which shall consist of nine qualified electors of the City of Reading ("City") to serve as liaison between the "City" and the Reading Phillies organization.

**§ 23-402. Appointments and vacancies.**

The members of the Commission shall be appointed by the Mayor and confirmed (four affirmative votes) by Council. ~~Two~~ *Three* of the members first appointed under this section shall serve for terms of one year, ~~two~~ *three* for terms of three years, and three for terms of five years, respectively, from the date of the approval of this section and until their respective successors have been duly appointed. Appointments of successors, in each case, will be for a period of five years. Any vacancy occurring otherwise than by expiration of term shall be filled for the unexpired term in the same manner as original appointments.

**§ 23-403. Removal of members. [Added 7-26-2010 by Ord. No. 36-2010; amended 8-26-2013 by Ord. No. 35-2013]**

Any member may be removed for misconduct or neglect of duty or for other just cause by a majority vote of Council taken after the member has received 15 days' advance notice of the intent to take such vote. Failure of a member to attend three consecutive regular meetings of the Board will constitute grounds for immediate removal from the Commission by City Council. Failure of a member to attend at least 50% of the regular meetings of the Board in a calendar year will constitute grounds for immediate removal from the Commission by City Council. The Chairperson of the Board shall inform the City Clerk in writing when a member has failed to comply with this attendance policy. Following such notification, City Council may vote to remove the member and seek applicants to fill the vacant position.

**§ 23-404. Compensation. [Amended 7-26-2010 by Ord. No. 36-2010]**

Members of the Commission shall serve without compensation.

**§ 23-405. Officers and procedural rules. [Amended 7-26-2010 by Ord. No. 36-2010]**

The members of the Commission shall elect their own Chairman and Vice Chairman/Secretary and select all other necessary officers to serve for a period of one year. The Commission shall adopt rules and regulations for its internal organization and procedure and for the conduct of all business within its jurisdiction.

**§ 23-406. Powers and duties. [Amended 7-26-2010 by Ord. No. 36-2010]**

- A. The Commission, in cooperation with the City and the Reading Phillies Organization, shall supervise the operation of the GPU *First Energy* Stadium. The Commission will assist the City and the Reading Phillies Organization in identifying the capital needs and repairs for the stadium, as listed in the revised and restated lease agreement dated

October 25, 1999, "lease agreement." The Commission shall submit to the Public Works Director and City Council, no later than July 1 of each year, its recommendation for capital repairs and improvements to the stadium for inclusion in the City's operating budget and five-year capital plan.

- B. The lease agreement transfers the responsibility of the beer sales from the City and the prior Stadium Commission to the Reading Phillies Organization. The \$4,200 retained by the prior Stadium Commission to purchase beer products for the 2000 season shall be placed in an account titled "Stadium Capital." These monies will be expended for the capital repairs to the stadium as identified by the Commission and approved by the Public Works Operations Division Manager, as outlined in the lease agreement. This account will remain independent from all other City accounts and funds and will not be combined with the City's general fund at the end of any fiscal year. The City administration will appropriate a minimum of \$5,000 per year in this account for each fiscal year.
- C. The Commission will supply a copy of all meeting minutes to the City Clerk and shall make an annual report to Council on the operations of the Commission.