

BILL NO. 87 -2014
AN ORDINANCE

AUTHORIZING THE MAYOR TO EXECUTE A SETTLEMENT AGREEMENT BETWEEN THE CITY OF READING AND STEVENS & LEE FOR PAYMENT OF CERTAIN LEGAL BILLS INCURRED DURING THE READING AREA WATER AUTHORITY LEASE NEGOTIATION.

WHEREAS, certain issues arose during the lease negotiation with the Reading Area Water Authority which resulted in retaining the law firm of Stevens & Lee, Reading, PA; and

WHEREAS, the City Administration and City Council had differing points of view concerning the methodology for the retention of Stevens & Lee for certain legal services; and

WHEREAS, Stevens & Lee rendered legal services and there are outstanding bills for said services; and

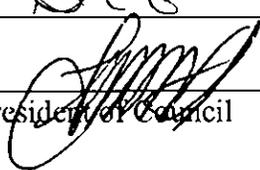
WHEREAS, the City of Reading and Stevens & Lee desire to settle the issue of the outstanding bills,

NOW, THEREFORE THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. The Mayor is authorized to execute the Settlement Agreement between the City of Reading and Stevens & Lee for the payment of outstanding legal bills as set forth in the attachment hereto

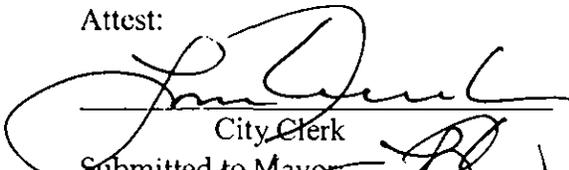
SECTION 2. This Ordinance shall be effective ten (10) days after passage.

Enacted DEC, 2014



President of Council

Attest:



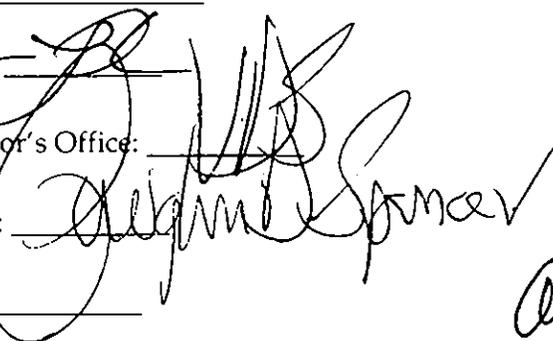
City Clerk

Submitted to Mayor: _____

Date: 12/9/14

Received by the Mayor's Office: _____

Date: 12/9/14

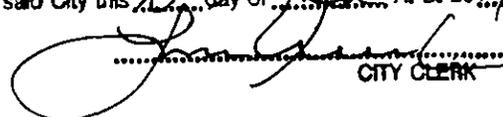
Approved by Mayor: 

Date: 12/9/14

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 8 day of Dec, A. D. 2014. Witness my hand and seal of the said City this 10 day of Dec, A. D. 2014.



CITY CLERK

SETTLEMENT AGREEMENT

THIS SETTLEMENT AGREEMENT made this _____ day of _____, 2014, by and between the CITY OF READING, a municipal corporation situate in the County of Berks and Commonwealth of Pennsylvania, hereinafter called "CITY",

AND

STEVENS & LEE, P.C., a professional corporation situate in the County of Berks and Commonwealth of Pennsylvania, hereinafter "STEVENS & LEE",

WHEREAS, Stevens & Lee entered into a certain agreement to provide legal services to the City; and

WHEREAS, the City Administration and City Council had differing points of view concerning the methodology for the retention of Stevens & Lee for certain legal services; and

WHEREAS, Stevens & Lee provided legal services to the City as set forth in the attached invoices; and

WHEREAS, the parties hereto agree to settle any and all issues re the payment of said invoices and hereby intend to be legally bound.

NOW THEREFORE, in consideration of the above promises and the mutual covenants herein contained, it is hereby agreed as follows:

1. The City hereby agrees to pay the sum of \$84,291.47 to Stevens & Lee for services rendered. Said payment shall be processed using appropriate methods.
2. The City and Stevens & Lee hereby agree that said sum is the total amount due and that no other claim shall be made by either party.
3. The City and Stevens & Lee acknowledge that all existing issues and any other issues re the propriety of the City's retention of Stevens & Lee are hereby settled

without any claim by either party re the methodology of actions taken. The parties enter into this Settlement Agreement to settle outstanding issues and avoid any future costs of litigation, etc.

4. This Settlement Agreement is binding upon the parties hereto as well as any assigns or other legal entities.

5. Any and all notices shall be sent to the parties as follows:

City of Reading, Law Department, City Hall, Rm. 2-54, Reading, PA 19601;

Stevens & Lee, P.O. Box 679, Reading, PA 19603-0679.

Any changes to said addresses (or entities) shall be immediately provided in writing.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed the day and year above written.

WITNESS:

CITY OF READING:

City Clerk

Vaughn D. Spencer, Mayor

WITNESS:

STEVENS & LEE, P.C.

Secretary

President