

BILL NO. 3 -2015
AN ORDINANCE

AMENDING THE ADMINISTRATIVE CODE, CHAPTER 5, SECTION §
5-213 AND § 5-302, AMENDING THE ADMINISTRATIVE CODE,
REGARDING THE USE OF OUTSIDE LEGAL COUNSEL.

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

Section 1. Amending the Administrative Code, Chapter 5, Section 5-213 AND § 5-302 regarding the regarding the use of outside legal counsel as follows:

§ 5-213. Independent legal counsel. [Added 7-13-1998 by Ord. No. 22-1998]

~~In the event either the Mayor/Administration or City Council require legal representation in an area of conflict City Council and the Mayor or the Administration, each party shall have the ability to select their own legal counsel independent of the City.~~

The Solicitor, as chief legal advisor to the City of Reading, has authority to determine whether a conflict exists between the Mayor/Administration and City Council. In the event a conflict does exist, the Mayor/Administration and City Council shall begin and complete a mediation process within ten (10) business days from the date the conflict was identified by the Solicitor, facilitated by a neutral third party that shall be selected by the Solicitor and agreed to by the Mayor/Administration and City Council. If at the conclusion of the mediation process the conflict still exists each party shall have the right to seek and retain independent legal counsel, separate and apart from the advice of the Office of the Solicitor. Section 8 of the Purchasing Policies shall apply.

§ 5-302. Independent legal counsel. [Added 7-13-1998 by Ord. No. 22-1998]

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have the right to seek and retain independent legal counsel, separate and apart from the advice of the Office of the Solicitor. Section 8 of the Purchasing Policies shall apply.

Section 2. All ordinances or resolutions, or parts of ordinances or resolutions, insofar as they are inconsistent with this Ordinance are hereby repealed.

Section 3. The provisions of this Ordinance shall be severable and if any of its provisions shall be held to be unconstitutional or illegal, the validity of any other remaining provisions of the Ordinance shall not be affected thereby. It is hereby expressly declared as the intent of the City Council of the City of Reading that this Ordinance would have been adopted had such unconstitutional or illegal provision or provisions had not been included herein.

Section 4. This ordinance shall become effective ten (10) days after its adoption, in accordance with Sections 219 & 221 of the City of Reading Home Rule Charter.

Enacted: Jan 24, 2014

[Signature]
President of Council

Attest: [Signature]
City Clerk

(Adm Services & Council Staff)
Submitted to Mayor: [Signature]
Date: 1-27-15
Received by the Mayor's Office: [Signature]
Date: 1/27/15
Approved by Mayor: [Signature]
Date: 2/2/15
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 24 day of Jan, A. D. 20 15. Witness my hand and seal of the said City this 27 day of Jan, A. D. 20 15.
[Signature]
CITY CLERK