

City of Reading Charter Board

November 2, 2010- 7:00 pm
Council Chambers

Members Present: Susan Gibson, Jerry Richter, John Slifko, Barry Lloyd

Members Absent: Elizabeth Stanley

Members of Public and Invited Guests: None

I. Administration

- The Board's next scheduled meeting is Tuesday, November 16, 2010.
- Ms. Gibson has not yet been contacted for interview regarding reappointment.
- The Board will meet for its annual Christmas Dinner Friday, December 10th at 6:30 pm.
- Charter Board budget and current financials were reviewed for invoices received through 10/18/10. To date the Board has expended \$22,429.20 on a budget of \$20,000.
- The Board received the semi-annual report from the Investigative Officer dated October 29, 2010. The report was disseminated for review and will be discussed at the next meeting.

II. Education

No current Issues

III. Advisory

- Advisory Opinion #21 – a request was received from Council President Spencer dated October 20, 2010, asking the Board for an advisory opinion regarding Sections 401 and 403 pertaining to the Managing Director. Council specifically asks whether the requirement for the Mayor to hire a new Managing Director within 180 days applies when a vacancy in that position arises. Secondly, Council asks if the Mayor fails to hire a Managing Director within the 180 days, would the requirement for Council to fill the position apply?

The Board discussed both questions and answers both in the affirmative. A substantive draft of the opinion was formatted for review by the Board Solicitor. A motion was made by Mr. Lloyd, 2nd by Mr. Richter to issue

Advisory Opinion #21, affirming the Boards opinion that according the Charter,; 1) the Mayor has 180 days from the time of vacancy to hire a Managing Director, and 2) if the Mayor fails to do so, City Council is mandated to hire a Managing Director within 90 days. The motion passed unanimously by verbal vote.

- Advisory Opinion #22 – a request was received from City Solicitor Charles Younger requesting an Advisory Opinion regarding Article IV pertaining to the Managing Director. Mr. Younger asks, in summary:
 - 1) What is the maximum period of appointment for a temporary Managing Director,
 - 2) Does the Mayor’s appointment of a temporary Managing Director require approval by City Council,
 - 3) Does the appointment of a temporary Managing Director constitute “filling the position”, and
 - 4) Should both Mayor and Council fail in their responsibility to hire a Managing Director, to whom does appointment authority revert to?

The Board discussed all questions and formatted an initial draft which will be forwarded to the Board Solicitor. Continued discussion and vote on Advisory Opinion #22 will occur at the next scheduled meeting.

IV. Enforcement

- The Board was notified by the IO that a new complaint dated October 27, 2010 has been received and titled Investigation #31.
- Investigations #29 and #30 are in the full investigation phase with IO determinations expected on or before December 15, 2010.

V. Closing –Meeting adjourned at 8:45 pm