

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number: _____

Meeting Type: Regular

Meeting Date: May 14, 2015

Action Requested By: Legal

Agenda Type: Ordinance

Subject Matter:

Amendment of ordinance regarding hourly rate paid to outside legal counsel.

Exact Wording for the Agenda:

Introduction of an ordinance amending Ordinance No. 90-490, as amended, regarding hourly rate paid to outside legal counsel.

Note: If amendment, Please state title and number of the original

Item to be considered for: Introduction

Unanimous Consent Required: Yes

Briefly state why the action is required; why it is recommended; what council action will provide, allow and accomplish and; any other information that might be helpful.

Associated Cost: _____

Budgeted Item: Yes

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head: 

Date: 5-12-15

ORDINANCE NO. 15-_____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, that Ordinance Number 06-1220, is hereby amended to read as follows:

Section 1. Section 2 of Ordinance No. 06-1220 is hereby amended to read as follows:

"Section 2. In the event the City Attorney or an Assistant City Attorney does not provide representation to the officer, employee, agency or board, and the officer, employee, agency or board, or officer, employee or member of such agency or board, is not represented by an attorney pursuant to a contract of insurance with regard to such suit, the City Attorney shall select a private attorney to represent the officer, employee, agency or board, or officer, employee or member of such agency or board. No private attorney selected by the City Attorney to represent an officer or employee shall be paid an hourly rate exceeding \$200.00 per hour, prior to October 1, 2015, and \$225.00 per hour on or after October 2, 2015, through September 30, 2017, and \$250.00 per hour on or after October 1, 2017. Such hourly rate shall be determined by the City Attorney based upon the private attorney's level of experience and expertise. The private attorney shall confirm in writing the fee arrangement."

Section 2. The following section is hereby added:

"Section 13 of the Personnel Policies and Procedures Manual of the City of Huntsville provides for the scheduling of a disciplinary hearing in appropriate cases, before an impartial Hearing Officer selected from a pool of eligible persons designated by the City Council. Each person named as a Hearing Officer under Section 13 of the City of Huntsville Personnel Policies and Procedures Manual shall be paid at an hourly rate of \$200.00 per hour, prior to October 1, 2015, and \$225.00 per hour on or after October 2, 2015, through September 30, 2017, and \$250.00 per hour on or after October 1, 2017."

Section 3. The following section is hereby added:

"Ordinance No. 93-19A, as amended, provides for Hearing Officers to be appointed by the City Council of the City of Huntsville, to preside over tax disputes arising between the City of Huntsville and taxpayers. Each person named as a Hearing Officer under Ordinance No. 93-19A, as amended, shall be paid at an hourly rate of \$200.00 per hour, prior to October 1, 2015, and \$225.00 per hour on or after October 2, 2015, through September 30, 2017, and \$250.00 per hour on or after October 1, 2017."

ADOPTED this the _____ day of _____, 2015.

President of the City Council
of Huntsville, Alabama

APPROVED this the _____ day of _____, 2015.

Mayor of the City of
Huntsville, Alabama