



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

RESOLUTION NO. 130023

Introduced January 24, 2013

Councilmember Kenney

Referred to the
Committee on Law and Government

RESOLUTION

Proposing an amendment to The Philadelphia Home Rule Charter to require that term renewals and extensions of City contracts that result in the contract term exceeding one year shall require Council approval, all under certain terms and conditions; and providing for the submission of the amendment to the electors of Philadelphia.

WHEREAS, Under Section 6 of the First Class City Home Rule Act (53 P.S. §13106), an amendment to The Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia adopted with the concurrence of two-thirds of its elected members; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the following amendment to The Philadelphia Home Rule Charter is hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance:

Bold italics indicates matter added by this amendment.

~~Strikethrough~~ indicates matter deleted by this amendment.

ARTICLE VIII PROVISIONS OF GENERAL APPLICATION

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CHAPTER 2 CONTRACTS, PROCUREMENT, PROPERTY AND RECORDS

§ 8-200. Contracts.

City of Philadelphia

RESOLUTION NO. 130023 continued

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(3) Contracts may be made for the leasing of real estate and for personal property to be supplied or services to be rendered over a period of more than one year only when permitted by ordinance. ***Renewal or extension of the term of a contract that results in the total contract term exceeding one year, shall require council approval by resolution.*** Otherwise no contract shall be binding upon the City unless there is an appropriation available for its payment. When the term of a contract exceeds four years, there shall be inserted a clause reserving to the City the right to terminate it at the option of the City at any time after the expiration of four years without liability to the other party for damages or loss of profits which would have been realized had the contract not been terminated. The limitations of this paragraph shall not apply to any contract entered into between the City and any authority.

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