

ORDINANCE NO. 17-_____

AN ORDINANCE AMENDING SECTION 401 (OFFICE OF THE CITY ATTORNEY) OF PART 4 (POWERS AND DUTIES OF THE CITY ATTORNEY) OF ARTICLE 2 (OFFICERS OF THE CITY) OF CHAPTER 1 (ADMINISTRATION, PERSONNEL AND FINANCE) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO THE OFFICE OF THE CITY ATTORNEY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Section 401 (Office of the City Attorney) of Part 4 (Powers and Duties of the City Attorney) of Article 2 (Officers of the City) of Chapter 1 (Administration, Personnel and Finance) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

1.2.401: OFFICE OF THE CITY ATTORNEY:

The City Attorney shall have the power and authority to perform the duties set out in this part subject to the obligations imposed by the City Charter.

A. The City Attorney, with the consent of the Council, may employ assistants, ~~or attorneys~~ **both professional and nonprofessional, within and without the general fund**, for the City and its enterprises. **Attorney assistants** ~~who~~ shall receive salaries set by ordinance. Assistants and attorneys shall be terminable at will.

B. **The City Attorney shall have authority to employ special counsel to assist or conduct litigation and to assist or provide advice on any legal matters arising in the course of business for the City and its enterprises. The City Attorney shall provide projected estimates related to known outside counsel expenses during Council's review of the Mayor's annual budget.**

C. **The City Council and the Mayor shall have authority to appoint special counsel to investigate the City Attorney or to conduct litigation where the City Attorney may be personally or officially disqualified.**

Section 2. This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 3. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____ day of _____, 2017.

Finally passed: _____
Council President

Mayor's Action:

- Approved on _____.
- Disapproved on _____, based on the following objections:

Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

Sarah B. Johnson, City Clerk