

ORDINANCE NO. 19 -\_\_

AN ORDINANCE AMENDING SECTION 104 (COUNCIL MEETINGS; PROCEDURE) OF PART 1 (ELECTIVE OFFICERS) 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 APPROVAL OF SETTLEMENT OF CLAIMS AND LITIGATION BY CITY COUNCIL

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Section 104 (Council Meetings; Procedure) of Part 1 (Elective Officers) 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:

1.2.104: COUNCIL MEETINGS; PROCEDURE:

**A.** The Council shall keep a record of its official proceedings which shall be open at all times for inspection. It shall make and enforce legislative rules of proceedings and shall, when necessary, compel attendance of absent members.

**B.** When City Council provides direction to the City Attorney to negotiate settlement of a matter, claim, or litigation in excess of one hundred thousand dollars (\$100,000.00), City Council shall vote to approve its direction to negotiate a settlement during a regular or special meeting of City Council, but without publicly identifying the amount of the settlement authority. The matter, claim, or litigation may be identified by subject matter in the discretion of the City Attorney.

**C.** When the City Attorney has negotiated settlement of a matter, claim or litigation in excess of one hundred thousand dollars (\$100,000.00) that is contingent only on City Council approval, City Council shall vote to approve settlement of the matter, claim, or litigation during a regular or special meeting of City Council. A matter or claim may be identified by subject matter in the discretion of the City Attorney. Litigation will be identified by case number, caption, or subject matter.

**D. This section shall not restrict any authority to hold a closed executive session pursuant to the City's Open Meetings Law as adopted by City Charter § 3-60(d).**

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 \_\_\_\_\_, 2019.

**Finally passed:** \_\_\_\_\_

\_\_\_\_\_  
Council President

**Mayor's Action:**

- Approved on \_\_\_\_\_.
- Disapproved on \_\_\_\_\_, based on the following objections:

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\_\_\_\_\_  
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