ORDINANCE NO. 15-0445

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, AMENDING EDGEWOOD MUNICIPAL CODE CHAPTER 2.15- CITY CLERK THERETO; RE-ESTABLISHING THE OFFICE OF CITY CLERK EFFECTIVE UPON THE CITY'S PENDING PLAN OF GOVERNMENT REORGANIZATION; DEFINING THE APPOINTMENT AND REMOVAL STANDARDS AND THE POWERS AND DUTIES OF SAID POSITION; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, by popular vote at the November 4, 2014 general election, the electors of the City of Edgewood approved the abandonment of the City's current council-manager plan of government and reorganization of the City under the mayor-council plan; and

WHEREAS, pursuant to Chapter 35A.12 RCW, the City Council desires to amend the City's current regulations establishing the office of City Clerk, to administer the duties and assignments of said office under the authority and direction of the Mayor, and to define the powers and duties and appointment and removal standards for said office; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment of Chapter 2.15 EMC. Chapter 2.15 – City Clerk of the Edgewood Municipal Code is hereby amended to provide in its entirety as follows:

Chapter 2.15
CITY CLERK

Sections:
2.15.010 Office created; appointment and removal.
2.15.020 Duties.
2.15.030 Compensation

2.15.010 Office created; appointment and removal.
There is hereby created office of city clerk in and for the city, pursuant to the laws of the state of Washington. The position of city clerk shall be appointed by the mayor, subject to confirmation by a majority vote of the city council. The city clerk shall report to and serve at the pleasure of the mayor.

2.15.020 Powers and duties.

Under the authority and direction of the mayor, the city clerk shall perform the duties and affairs of the office of the city clerk. Without limitation of the foregoing, the city clerk shall have the following specific powers and duties:

A. The city clerk shall keep a full and true record of every proceeding of the city council and keep such books, accounts and make such reports as may be required by the Division of Municipal Corporations in the office of the State Auditor. The city clerk shall record all ordinances, annexing thereto his or her certificate, giving the number and title of the ordinance, stating that the ordinance was published and posted according to the law and that the record is a true and correct copy thereof. The record copy with the clerk's certificate shall be prima facie evidence of the contents of the ordinance and of its passage and publication, and shall be admissible as such evidence in any court or proceeding.

B. The city clerk shall be custodian of the seal of the city, and have authority to acknowledge the execution of all instruments by the city which require acknowledgment.

C. The city clerk may, with the approval of the mayor, designate a deputy for whose acts he/she and his/her deputy shall have authority to take all necessary affidavits and claims against the city and certify them without charge.

D. The city clerk shall perform such other duties as may be now or hereinafter required by statute, ordinance, resolution or other directive of the mayor and/or the city council.

2.15.030 Compensation.

The city clerk shall receive such salary and in such amounts as the council may, from time to time, establish by ordinance and as fixed by the city's annual budget.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such
invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. **Effective Date.** A summary of this ordinance consisting of its title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication; provided, that the provisions of Section 1 herein shall take effect immediately upon the effective date of the City's pending plan of government reorganization, currently scheduled for August 2015.

Presented to Council for its First Reading on July 14, 2015

Presented to Council for its Second Reading on July 28, 2015

PASSED BY THE CITY COUNCIL ON THE 28th DAY OF JULY, 2015

Mayor, Daryl Eidinger

ATTEST/ AUTHENTICATED:

[Signature]

Acting City Clerk, Jane Montgomery, CMC

APPROVED AS TO FORM:

[Signature]

City Attorney, Zach Lell

Date of Publication: July 30, 2015
Effective Date: August 4, 2015* (See Section 3)
LEGAL NOTICE

Date: July 29, 2015

NOTICE OF ORDINANCE PASSED BY EDGEWOOD CITY COUNCIL

The following is a summary of an Ordinance passed by the City of Edgewood City Council on the 28th day of July, 2015, and shall take effect and be in full force on the 4th day of August, 2015, except as provided in the Ordinance.

ORDINANCE NO. 15-0445

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, AMENDING EDGEWOOD MUNICIPAL CODE CHAPTER 2.15- CITY CLERK THERETO; RE-ESTABLISHING THE OFFICE OF CITY CLERK EFFECTIVE UPON THE CITY’S PENDING PLAN OF GOVERNMENT REORGANIZATION; DEFINING THE APPOINTMENT AND REMOVAL STANDARDS AND THE POWERS AND DUTIES OF SAID POSITION; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

The full text of the Ordinance is available at the City Clerk’s office, Edgewood City Hall, 2224 - 104th Ave. East, Edgewood, WA 98371 (253) 952-3299.

Acting City Clerk, Jane Montgomery, CMC

Published in the Tacoma News Tribune on: July 30, 2015
Effective Date: August 4, 2015