

**CITY OF SNOHOMISH
Snohomish, Washington**

ORDINANCE 2339

AN ORDINANCE OF THE CITY OF SNOHOMISH WASHINGTON, RELATING TO THE MAYOR-COUNCIL FORM MUNICIPAL GOVERNMENT AMENDING VARIOUS SECTIONS OF THE SNOHOMISH MUNICIPAL CODE (SMC) TO REFLECT THE RECENT CHANGE IN FORM OF GOVERNMENT OF THE CITY OF SNOHOMISH FROM A COUNCIL-MANAGER PLAN TO A MAYOR-COUNCIL PLAN OF GOVERNMENT AMENDING SMC SECTIONS 2.28.020, 2.28.040, 2.30.020, 2.30.040, 2.34.020, 2.34.020, 2.36.020, 2.64.010, 2.64.040, 3.32.010 PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, pursuant to an election held on November 8, 2016 in accordance with RCW 35A.06.040, RCW 35A.06.050, RCW 29A.04.330 and other applicable laws, the results of which were certified by the Snohomish County Auditor on November 28, 2016, the voters of the City adopted the Mayor-Council form of government as set forth in Chapter 35A.12 RCW; and,

WHEREAS, due to the recent change in form of government of Snohomish from Council-Manager plan to the Mayor-Council plan of government the City Council has determined that it is in the best interest of the City of Snohomish to amend sections of the Snohomish Municipal Code (SMC) to reflect and be consistent with this new form of government and state law; and

WHEREAS, most of the amendments will substitute the term Mayor or Mayor's designee for the term City Manager referenced in the SMC in order to avoid any potential/actual conflicts with the applicable state law and to provide clear authorization as to the duties and obligations of the Mayor;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SNOHOMISH, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. SMC Section 2.28.020 entitled "Appointment" is amended to read as follows:

The Mayor [with confirmation by the City Council] shall have the power of appointment and removal of the City Clerk. A person may be eligible for such appointment concurrently with service in the position of City Treasurer pursuant to RCW 35.23.142.

Section 2. SMC Section 2.28.040 entitled "Deputy City Clerk" is amended to read as follows:

The Mayor [with confirmation by the City Council] may appoint one or more Deputy City Clerks. In the absence of the City Clerk, the Deputy shall have all of the powers, duties and authorities of the City Clerk.

Section 3. SMC Section 2.30.020 entitled “Appointment” is amended to read as follows:

The Mayor, with confirmation by the City Council, shall have the power of appointment and removal of the City Treasurer. A person may be eligible to serve in the position of City Treasurer concurrently with the position of City Clerk pursuant to RCW 35.23.142.

Section 4. SMC Section 2.30.040 entitled “Deputy City Treasurer” is amended to read as follows:

A Deputy City Treasurer may be appointed by the Mayor, with confirmation by the City Council. In the absence of the City Treasurer, the Deputy shall have all of the powers, duties and authority of the City Treasurer.

Section 5. SMC Section 2.34.020 entitled “Appointment” is amended to read as follows:

The Mayor, with confirmation by the City Council, shall have the power of appointment and removal of the City Planner.

Section 6. SMC Section 2.36.020 entitled “Appointment” is amended to read as follows:

The Mayor, with confirmation by the City Council, shall have the power of appointment and removal of the City Engineer.

Section 7. SMC Chapter 2.64.040 entitled “City Officials – Salary” is hereby amended to read as follows:

The salaries of the City Planner, City Engineer, City Clerk, and City Treasurer shall be in such amount as the Mayor will determine with the concurrence of the City Council.

Section 8. SMC Section 3.32.010 entitled “Signature Requirements.” is hereby amended to read as follows:

All City warrants shall be signed by the City Treasurer and the Mayor of the City of Snohomish. Should either the office of the Mayor or the Office of the City Treasurer be vacant, City warrants shall be signed by the person properly temporarily appointed to the vacant position; or, in the absence of such temporary appointment, City warrants shall be signed by the person designated in writing by the Mayor to act in that capacity.

Section 9. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 10. Effective Date. This ordinance shall take effect five days after the date of its publication by summary and passage.

ADOPTED by the City Council and APPROVED by the Mayor this 21 day of NOV, 2017.

CITY OF SNOHOMISH

By 
Tom Hamilton, Mayor

ATTEST:

By 
Pat Adams, City Clerk

APPROVED AS TO FORM:

By 
Grant K. Weed, City Attorney

Date of Publication: 12-2-17

Effective Date: 12-7-17

