

ORDINANCE 2010 - 16

ORIGINAL

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF SUNNYSIDE, WASHINGTON, AMENDING
TITLE 2 OF THE SUNNYSIDE MUNICIPAL CODE TO
PROVIDE A NEW CHAPTER 2.09 PERTAINING
TO CITY COUNCIL STANDING SUBCOMMITTEES**

WHEREAS, pursuant to Chapter 35A.13 of the Revised Code of Washington, the City Council is charged with the legislative authority of the City of Sunnyside;

WHEREAS, the City Council has determined that improved understanding of City operations will assist the City Council in the execution of its statutory duties;

WHEREAS, the City Council has considered a proposed Chapter 2.09 of the Sunnyside Municipal Code that establishes standing subcommittees for public safety, finance and administrative services, and public works as a mechanism by which the City Council and its members can better understand City operations;

WHEREAS, the City Council has determined that the adoption of Chapter 2.09 of the Sunnyside Municipal Code is in the best interests of residents of the City of Sunnyside and will promote the general health, safety and welfare;

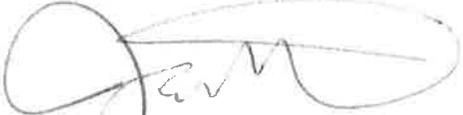
**NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF
THE CITY OF SUNNYSIDE, WASHINGTON, as follows:**

Section 1. Title 2 of the Sunnyside Municipal Code is hereby amended to add a new Chapter 2.09 which shall read as set forth in Exhibit "A" attached hereto and incorporated herein by this reference.

Section 2. Except as amended herein, Title 2 of the Sunnyside Municipal Code shall remain unchanged.

Section 3. This ordinance shall be effective five days after passage, approval and publication as required by law.

PASSED this 12th day of July, 2010.



JAMES A. RESTUCCI, MAYOR

ATTEST:



DEBORAH A. ESTRADA, CITY CLERK

APPROVED AS TO FORM:



MENKE JACKSON BEYER EHLIS & HARPER, LLP
Attorneys for the City of Sunnyside

Chapter 2.09 COUNCIL STANDING SUBCOMMITTEES

Sections:

2.09.010	Creation
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2.09.090	Committee of the Whole (“COTW”)

2.09.010 Creation

There is created the following standing (“permanent”) Subcommittees of the Sunnyside City Council, for the purposes of advising the City Council (“Committee of the Whole”, “COTW”). Such Subcommittees shall not be authorized to and shall not act on behalf of the COTW, conduct hearings, or take testimony or public comment. Members shall be selected by position or district number and will rotate annually with the exception of the Mayor who shall serve only in the event of a City Council position vacancy.

2.09.020 Intent – Governing Law

The intent of this chapter is to provide a mechanism in which the Sunnyside City Council and its members are better able to understand the operations of the city. Under the Council-manager plan of government as defined by Chapter 35A.13 RCW the city manager has supervision over the administrative affairs of the city. For the purposes of this chapter, neither the COTW nor any of its subcommittees or members shall direct the appointment of any person to, or his or her removal from, office by the city manager or any of his or her subordinates. Except for the purpose of inquiry, the COTW and its subcommittees or members shall deal with the administrative service solely through the manager and neither the council nor any committee or member thereof shall give orders to any subordinate of the city manager, either publicly or privately.

2.09.030 Definitions.

A. Committee of the Whole (COTW): For the purposes of this chapter the Committee of the Whole is defined as all members of the duly elected body of the Sunnyside City Council.

B. Staff Liaison: Except where otherwise specifically stated, the Staff Liaison is any director or department head or other employee of the City of Sunnyside who is appointed by the City Manager.

C. Elected Member: For the purposes of this chapter an elected member is any member or members of the City Council who have been appointed to a subcommittee through the process provided in 2.09.050 of this chapter.

2.09.040 Subcommittees.

A. Subcommittee on Public Safety: The Subcommittee on Public Safety will be responsible for advising

EXHIBIT 'A'

the COTW on all matters related to public safety; this includes police operations, fire operations and emergency management procedures and policies.

B. Subcommittee on Finance and Administrative Services: The Subcommittee on Finance and Administrative Services will be responsible for advising the COTW on all matters related to finance and administrative services; this includes finance operations, budgetary procedures and policies, personnel policies and procedures.

C. Subcommittee on Public Works: The Subcommittee on Public Works will be responsible for advising the COTW on all matters related to public works; this includes water operations, sewer operations, streets maintenance, facilities operations and maintenance, parks operations and maintenance and recreational facility operations and maintenance.

2.09.050 Terms – Membership.

Subcommittees will consist of three (3) elected members, the City Manager and one or more department directors; PROVIDED that the number of department directors shall not be greater than the number of elected members. The department directors shall be appointed by the City Manager. Additionally, a staff liaison will be appointed by the City Manager, and will act as the Subcommittee Secretary. Each elected member of a subcommittee shall serve a one (1) year term, and no elected member shall serve more than one term consecutively on the same subcommittee. Elected members will be selected by position or district number whichever may apply and will be appointed by the Mayor at the first annual regularly scheduled meeting of the City Council with any objections being decided by a majority vote of the City Council; PROVIDED, that the initial appointment process will be conducted at the first regularly scheduled meeting following the adoption of this chapter. The Mayor shall appoint elected members in such a way as to insure that all members have an opportunity to serve on all subcommittees during a four-year term as a council member. The most senior elected member based on date of becoming a current member of the City Council, and in the case of equal seniority, the member with the lowest position number, shall act as chairman. The vice chairman shall be selected in the same manner based on seniority and position number. In the event of a City Council vacancy the Mayor shall serve as a member of the subcommittee or subcommittees, as required; PROVIDED, that they shall not serve as chairman.

2.09.060 Procedure – Duties.

It shall be the responsibility of each subcommittee to advise and make recommendations to the COTW on all areas as defined in 2.09.040 of this chapter. The activities of the subcommittee shall be governed by the chairman of the subcommittee with direction from the City Manager; PROVIDED, that the COTW may at its discretion direct any committee to review or advise on any item in which the subcommittee has responsibility as provided by 2.09.040 of this chapter.

2.09.070 Meetings

Subcommittees shall meet at least once per calendar month or at such time as the chairman thereof or a majority of the subcommittee shall select, or by direction of the COTW at their discretion. All meetings of all subcommittees as defined in this chapter shall be considered informal and are not subject to the Washington Open Public Meetings Act as defined in Chapter 42.30 RCW. No more than three (3) members of COTW may be present at any time during a meeting of the subcommittee.

2.09.080 Monthly Report

Each subcommittee chairman will be responsible for providing an activities report to the COTW each calendar month. In the event that a meeting was not held prior to the regularly scheduled meeting of the COTW then the chairman of the subcommittee will state for the record that no meeting was held.

EXHIBIT 'A'

2.09.090 Committee of the Whole

The Sunnyside City Council is the Committee of the Whole and as such can at its discretion ask that any item under review by a subcommittee be brought before the "Committee of the Whole" and discussed in an a meeting open to the public.