

ORIGINAL

ORDINANCE 2010 - 21

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF SUNNYSIDE, WASHINGTON, AMENDING
CHAPTER 2.09 OF THE SUNNYSIDE MUNICIPAL CODE
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 adopted Chapter 2.09 of the Sunnyside Municipal Code establishing 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 a rotating facilitator/reporter designation should be established for each standing subcommittee, and that such facilitator/reporter should be responsible for developing agendas, facilitating meetings, and reporting back to the City Council;

WHEREAS, the amendment of Sunnyside Municipal Code section 2.09.050 to reflect the foregoing 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. Sunnyside Municipal Code section 2.09.020 is hereby amended to read as follows:

2.09.020 Intent – Governing law.

The intent of this chapter is to provide a mechanism by 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 City Council nor any committee or member thereof shall give orders to any subordinate of the City Manager, either publicly or privately.

Section 2. Sunnyside Municipal Code section 2.09.050 is hereby amended to read as follows:

2.09.050 Terms – Membership.

A. Subcommittees will consist of three 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-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 the ordinance codified in this chapter. The Mayor shall appoint elected members in such a way as to ensure that all members have an opportunity to serve on all subcommittees during a four-year term as a council member.

B. Each subcommittee shall have designated one facilitator/reporter who shall coordinate the development of agendas, facilitate subcommittee meetings, and report back to the COTW. The facilitator/reporter shall rotate among the City Council members on each subcommittee on the basis of the lowest position number. Each facilitator/reporter shall serve for four consecutive subcommittee meetings, at which point the role of facilitator/reporter shall rotate to the next highest position number.

Section 3. Sunnyside Municipal Code section 2.09.060 is hereby amended to read as follows:

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 SMC 2.09.040. The activities of the subcommittee shall be governed by the facilitator/reporter with direction from the City Manager; provided, that the COTW may at its discretion direct any committee to review or advise on any item for which the subcommittee has responsibility as provided by SMC 2.09.040.

Section 4. Sunnyside Municipal Code section 2.09.070 is hereby amended to read as follows:

2.09.070 Meetings.

Subcommittees shall meet at least once per calendar month or at such time as the facilitator/reporter 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 members of the COTW may be present at any time during a meeting of the subcommittee.

Section 5. Sunnyside Municipal Code section 2.09.080 is hereby amended to read as follows:

2.09.080 Monthly report.

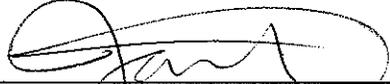
Each subcommittee facilitator/reporter will be responsible for providing an activities report to the COTW each calendar month. In the event that a meeting was not held prior to the regularly scheduled meeting of the COTW, then the facilitator/reporter of the subcommittee will state for the record that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

Section 6. Except as amended herein, Chapter 2.09 of the Sunnyside Municipal Code shall remain unchanged.

Section 7. If a section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 8. This ordinance shall be effective five days after passage, approval and publication as required by law.

PASSED this 27th day of September, 2010.



JAMES A. RESTUCCI, MAYOR

ATTEST:



DEBORAH ESTRADA, CITY CLERK

APPROVED AS TO FORM:



MENKE JACKSON BEYER EHLIS & HARPER, LLP
ATTORNEYS AT LAW