

**CITY OF PACIFIC
WASHINGTON
ORDINANCE NO. 12-1830**

**AN ORDINANCE OF THE CITY OF PACIFIC, WASHINGTON, PROVIDING
FOR THE APPOINTMENT AND HIRING OF OFFICERS AND EMPLOYEES
OF THE CITY OF PACIFIC.**

WHEREAS, the City of Pacific, Washington, is desirous of establishing the policy by which Council confirms action taken by the Mayor to install in office or remove from office City officers and employees; and

WHEREAS, RCW 35A.12.090 states that the Mayor has the power of appointment and removal of all appointive officers and employees subject to any applicable law, rule or regulation relating to civil service. Confirmation by City Council shall be required only when the council by ordinance, provides for it; now therefore,

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

A new Chapter in Title 2 of the Pacific Municipal Code is created to read as follows:

Section 1. Except as provided in Pacific Municipal Code 2.64.050 (Civil Service), all appointments and hiring by the Mayor shall require a majority of Council to confirm and approve the action.

Section 2. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force 5 days after date of publication as required by law.

Section 3. If any provision of this ordinance or its application to any person or circumstances is held invalid, the remainder of this ordinance, or application of the provision to other persons or circumstances, shall be unaffected.

**PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 9TH
DAY OF JULY, 2012 .**

**CITY OF PACIFIC: I hereby veto this said
Ordinance, contingent on Attachment "A".**

**Veto Override by Council on 7/23/12 – Ordinance
Adopted 7/9/12**

CY SUN, MAYOR

ATTEST/AUTHENTICATED:

Veto Override by Council on 7/23/12 – Ordinance Adopted 7/9/12

JANE MONTGOMERY, CITY CLERK

APPROVED AS TO FORM:

Veto Override by Council on 7/23/12 – Ordinance Adopted 7/9/12

KEN LUCE, CITY ATTORNEY

B. Application For NPS RTCA Assistance – Kate Hull, 102 Alder Lane S – Kate stated the Park Board would like to send in this for this grant and it is at no additional cost to the City. Councilmember Hulsey move to approve the application for NPS RTCA Assistance; Councilmember Jones second;

	Aye	Nay
Councilmember Walker	X	
Councilmember Guier	X	
Councilmember McMahan	X	
Councilmember Putnam	X	
Councilmember Jones	X	
Councilmember Hulsey	X	
Councilmember Steiger	X	

THE MOTION CARRIED 7 to 0.

C. Reservoir Leak – The City of Pacific’s concrete water reservoir has a weeping floor joint that needs to be repaired. Research was done to find options for repair. The anticipated repair cost is \$3,000. The Water Operation & Maintenance fund 2012 budget allocated \$10,000 for repairs and maintenance. As of this meeting \$9,978.33 has been expended. The balance of funds allocated for the year is \$21.67. Staff recommends that the repair be authorized and note be made by staff that this needs to be included in the Budget Amendment to appropriate an additional \$10,000 for this line item. Councilmember Jones move to approve; Councilmember Steiger second; Councilmember Jones states that the Public Works Committee has reviewed the options and recommend the City repair the leakage at this time. All the votes were ayes.

D. Veto Of The Mayor, Ordinances – Councilmember Jones briefs the Council that on July 16th Council received vetoes on Ordinances No. 1826, 1827 and 1830 by the Mayor. Councilmember Jones motioned to override the Mayor’s veto of Ordinance 1826; Councilmember Hulsey second; Councilmember Jones reads the Mayor’s points on why he vetoed the Ordinance. All the votes were ayes.

Gary Nisthke – Believed the Mayor had previously agreed to the three Ordinances.

Tim Parker – Stated this was a tactic to take power away from the Mayor.

Russell Tyree – States that it sounds reasonable and is in favor of the Ordinances.

Councilmember Jones made a motion to override the Mayor’s veto on Ordinance 1827; Councilmember Guier second; All ayes.

Councilmember Jones motion for Council to override the Mayor’s veto on Ordinance 1830; Councilmember Walker second; All ayes.

E. Contract For Legal Services – A contract between the City of Pacific and Luce Lineberry & Kenney, P.S. is presented. Councilmember Jones states he has prepared a Resolution and reads the summary. Councilmember Hulsey moved to approve Resolution No. 12-1182; Councilmember Jones second; Councilmember Putnam moved to amend the Resolution to clarify that the contract is between the City of Pacific and Luce Lineberry and Kenney, P.S. and the contract in section two to end the first sentence with “after work for the City” and strike “under the direction of the City Council”; Councilmember Jones second; All ayes on the amendment.