PROPOSED AMENDMENT CHAPTER 2.30.010 REMOVING BOND
REQUIREMENT FOR CITY ATTORNEY

CITY OF PACIFIC
WASHINGTON

ORDINANCE NO. 12-1827

AN ORDINANCE OF THE CITY OF PACIFIC, WASHINGTON, AMENDING
THE PACIFIC MUNICIPAL CODE SECTION 2.30.010 OFFICERS’ BONDS TO
REMOVE CITY ATTORNEY AND CITY PROSECUTOR FROM LIST OF CITY
OFFICIALS THAT ARE REQUIRED TO BE BONDED.

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

(Repealed language is noted by strike through)

Section 1.  PMC 2.30.010 (relating to City Attorney) is amended as follows:

2.30.010 Officers’ Bonds.
The following city officials shall be bonded under a blanket bond in the amount of
$100,000:
  Municipal judge;
  City attorney;
  City prosecutor;
  Court clerk;
  Police clerk;
  Deputy clerk;
  Fire chief;
  Public works administrator/engineer;
  Utility clerk;
  Human services director
  Building official;
  Other appointive officers.

Section 2.  Severability

If any section, sentence, clause or phrase of this ordinance should be held 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

This Ordinance shall be published in the official newspaper of the City and shall take effect and be in full force five days after the date of publication.

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

CITY OF PACIFIC

[Signature]
Mayor/Mayor Pro Tempore/President of Council

ATTEST/AUTHENTICATE:

[Signature]
Jane Montgomery, City Clerk

APPROVED AS TO FORM:

[Signature]
Kenyon E. Luce, City Attorney
THE MOTION CARRIED 7 to 0.

C. Ordinance No. 12-1827 – Amending The Pacific Municipal Code Section 2.30.010 Officers’ Bonds To Remove The City Attorney And City Prosecutor From List Of City Officials That Are Required To Be Bonded

Councilmember Jones moved to approve Ordinance No. 12-1827; Councilmember Putnam second;

Council Comment: Ken Luce states that the City Attorney and City Prosecutor have their own liability insurance in the amount of 2 million dollars.

Public Comment: None.

THE MOTION CARRIED 7 to 0.

D. Resolution No. 12-1180 – Washington State Department Of Transportation ROW Procedures

Councilmember Jones moved to approve Resolution No. 12-1180; Councilmember Putnam second;

Council Comment: Councilmember Jones stated this is required in order to continue with the City’s street projects. Councilmember Putnam stated that we are required to have Right Of Way procedures to comply with state and federal requirements. Councilmember Guier confirms with Ken Luce that he has reviewed and approves the Resolution. Modifications to the Resolution were discussed. Councilmember Putnam moved to amend the Resolution to add after procedures in the therefore section comma as memorialized as attachment A and add the title Attachment A above the title City of Pacific as amended; Councilmember Walker second; All ayes to the amendment.

Public Comment: None.
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;

<table>
<thead>
<tr>
<th>Aye</th>
<th>Nay</th>
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<tbody>
<tr>
<td>Councilmember Walker</td>
<td>X</td>
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<tr>
<td>Councilmember Guier</td>
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<td>Councilmember McMahann</td>
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<td>Councilmember Putnam</td>
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<td>Councilmember Jones</td>
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<td>Councilmember Hulsey</td>
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<td>Councilmember Steiger</td>
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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.