

CITY OF LYNNWOOD

ORDINANCE NO. 2353

AN ORDINANCE AMENDING CHAPTERS 2.32, 2.34, 2.36, AND 2.44 OF THE LYNNWOOD MUNICIPAL CODE, REVISING SECTION 2.32.040 RELATING TO APPOINTMENT AND DUTIES OF SUPERINTENDENT AND OTHER EMPLOYEES, SECTION 2.34.030 RELATING TO APPOINTMENT OF PERSONNEL, SECTION 2.34.040 RELATING TO DUTIES OF CHIEF, SECTION 2.36.030 RELATING TO POLICE CHIEF'S APPOINTMENT, POWERS AND DUTIES, BOND, 2.44.020 RELATING TO SUPERVISION OF DEPARTMENT--APPOINTMENT OF ASSISTANTS, PROVIDING FOR SEVERABILITY, PROVIDING AN EFFECTIVE DATE AND FOR SUMMARY PUBLICATION.

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

Section 1. Amendment. That portion of LMC 2.32.040 – Appointment and Duties of Superintendent and Other Employees is amended as follows (deletions shown by strike out/additions shown by underlining):

2.32.040 APPOINTMENT AND DUTIES OF SUPERINTENDENT PARKS, RECREATION AND CULTURAL ARTS DIRECTOR AND OTHER EMPLOYEES

The Mayor shall appoint a ~~superintendent of parks and recreation~~ department director for Parks, Recreation and Cultural Arts who is the best trained and qualified person available therefore, and ~~he~~ that person shall be the head of the department. The department shall have charge of the management of the park and playground system and of the appointment and supervision of qualified employees thereof for the effective administration, construction and development of the public park and recreation system. The ~~superintendent~~ department director shall have such other powers and duties as may from time to time be imposed and conferred upon him by law or by ordinance. (Ord. 124 ss4, 1962).

Section 2. Amendment. That portion of LMC 2.34.030 – Appointment of Personnel is amended as follows (deletions shown by strike out/additions shown by underlining):

2.34.30 APPOINTMENT OF PERSONNEL

The Chief of the Fire Department, and such other personnel as the City Council may from time to time authorize, shall be appointed by the Mayor and shall hold such appointment at the pleasure of the Mayor subject to any applicable law, ordinances, rule or regulation relating to civil service now or hereafter in effect. The Chief of the Fire Department shall on appointment take an oath of office ~~and shall execute and deliver to the City Council an official bond in the penal sum of one thousand dollars conditioned for the faithful performance of his duties.~~ (Ord. 353 ss3, 1967).

Section 3. Amendment. That portion of LMC 2.34.060 – Duties of Chief is amended as follows (deletions shown by strike out/additions shown by underlining):

2.34.060 DUTIES OF CHIEF

It shall be the duty of the Fire Chief to enforce all ordinances duly enacted and passed by the City Council regulating fire safety and pertaining to operation of the Fire Department and to do all

1 things necessary for the prosecution of offenders in the manner prescribed, the Fire Chief, subject
2 to the supervision of the Mayor, shall be responsible for the training, discipline, and control of all
3 firemen- firefighters, including volunteer firemen- firefighters. (Ord. 353 ss6, 1967).

4
5 Section 4. Amendment. That portion of LMC 2.36.030 – Police Chief’s Appointment, Powers
6 and Duties, Bond is amended as follows (deletions shown by strike out/additions shown by underlining):

7
8 2.36.030 POLICE CHIEF'S APPOINTMENT, POWERS AND DUTIES, ~~BOND~~

- 9
10 A. The Police Department shall have a Police Chief, who shall be in general charge of the
11 Police Department. The Police Chief shall be appointed and removed at the pleasure of
12 the Mayor.
13
14 B. The Chief of Police shall, subject to the approval of the Mayor, promulgate such rules
15 and regulations pertaining to the administration of the Police Department as he/she may
16 deem necessary and proper. The Police Chief shall employ, subject to the approval of the
17 Mayor, such additional personnel, including auxiliary patrolmen police officers, as shall
18 be necessary to perform the duties referred to in Section 2.36.020.
19
20 C. The Police Chief shall, upon appointment, take an oath of office ~~and shall execute and~~
21 ~~deliver to the City Council an official bond in the penal sum of three thousand dollars~~
22 ~~conditioned for the faithful performance of his duties.~~ (Ord. 38 ss3, 1959).

23
24 Section 5. Amendment. That portion of LMC 2.44.020 – Supervision of Department –
25 Appointment of Assistants is amended as follows (deletions shown by strike out/additions shown by
26 underlining):

27
28 2.44.20 SUPERVISION OF DEPARTMENT--APPOINTMENT OF ASSISTANTS

29
30 The functions of such department shall be executed under the supervision and control of a
31 ~~Superintendent of Streets and Public Works~~ Public Works Director/City Engineer, which said
32 office shall be filled, appointed and be removed by the Mayor ~~or whomsoever he may appoint, for~~
33 ~~his executive and administrative ability and training and experience in such work.~~ The Mayor
34 shall appoint the number of assistants to such Superintendent or other employees of such
35 department, and subject to the limitations prescribed by any civil service regulations then adopted
36 by the City Council and in force, the Mayor shall have the power of removal of such
37 Superintendent or his subordinates. The Public Works Director/City Engineer shall employ,
38 subject to the approval of the Mayor, such additional personnel as shall be necessary to perform
39 the duties referred to in Section 2.44.010. (Ord. 36 ss2, 1959).

40
41 Section 6. Severability. If any section, subsection, sentence, clause, phrase, or word of this
42 Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such
43 invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other
44 section, subsection, sentence, clause, phrase, or word of this Ordinance.

45
46 Section 7: Effective Date. This ordinance shall take effect and be in full force five days after its
47 passage, approval, and publication. Publication may be by summary publication, consisting of the
48 ordinance title.
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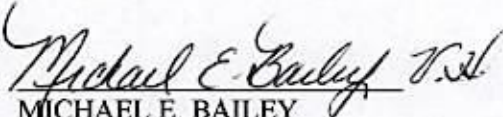
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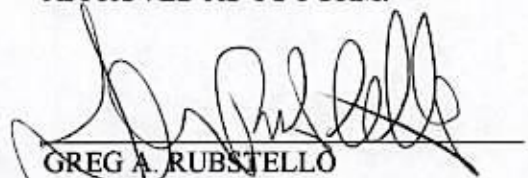
PASSED this 22 day of January, 2001 and signed in authentication of its passage
this 24 day of January, 2001.


TINA ROBERTS-MARTINEZ, MAYOR

ATTEST:

APPROVED AS TO FORM:


MICHAEL E. BAILEY
Finance Director


GREG A. RUBSTELLO
City Attorney

SUMMARY OF ORDINANCE NO. 2353

of the City of Lynnwood, Washington

On the 22nd day of January, 2001, the City Council of the City of Lynnwood, passed Ordinance No. 2353. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE AMENDING CHAPTERS 2.32, 2.34, 2.36 AND 2.44 OF THE LYNNWOOD MUNICIPAL CODE, REVISING SECTION 2.32.040 RELATING TO APPOINTMENT AND DUTIES OF SUPERINTENDENT AND OTHER EMPLOYEES, SECTION 2.34.030 RELATING TO APPOINTMENT OF PERSONNEL, SECTION 2.34.040 RELATING TO DUTIES OF CHIEF, SECTION 2.36.030 RELATING TO POLICE CHIEF'S APPOINTMENT, POWERS AND DUTIES, BOND, 2.44.020 RELATING TO SUPERVISION OF DEPARTMENT--APPOINTMENT OF ASSISTANTS, PROVIDING FOR SEVERABILITY, PROVIDING AN EFFECTIVE DATE AND FOR SUMMARY PUBLICATION.

The full text of this Ordinance will be mailed upon request.

DATED this 25th day of January, 2001.


MICHAEL E. BAILEY, FINANCE DIRECTOR