



ORDINANCE NO. 3379

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, ELIMINATING THE CITY'S SALARY COMMISSION; REPEALING CHAPTER 2.98 OF THE LYNNWOOD MUNICIPAL CODE; AND PROVIDING FOR SEVERABILITY, SUMMARY PUBLICATION, AND AN EFFECTIVE DATE.

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11 WHEREAS, pursuant to and subject to limitations in State law, including RCW 35A.12.070,
12 the City Council has authority to establish the salaries of the City Council and the Mayor; and

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14 WHEREAS, the salaries for the City's Mayor and City Council have been adjusted from time
15 to time, pursuant to State law; and

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17 WHEREAS, in addition, RCW 35.21.015 authorizes a city council to establish a salary
18 commission, and once established the salary commission sets the salaries for the city's elected
19 officials, in accordance with the provisions of RCW 35.21.015 and any related city code
20 provisions; and

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22 WHEREAS, under RCW 35.21.015, if a salary commission sets the salaries for elected
23 officials, salary increases may take effect during the elected officials' current terms of office, upon
24 the salary commission filing its decision on the elected officials' salaries (a salary schedule) with
25 the office of the city clerk and without further action of the city council, but salary decreases
26 cannot take effect until a subsequent term of office; and

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28 WHEREAS, in Ordinance No. 3348, passed on November 12, 2019, the City Council
29 established a Salary Commission for the City, codified at Chapter 2.98 of the City Code, and
30 subsequently salary commissioners were appointed and confirmed; and

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32 WHEREAS, during 2020, the Salary Commission reviewed the salaries of the City's elected
33 officials pursuant to Chapter 2.98 LMC, and filed a decision establishing elected officials' salaries
34 effective January 1, 2021 for salary increases and effective upon a subsequent term of office for
35 salary decreases; and
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1 WHEREAS, the City Council has determined that it is in the best interests of the public for
2 the City Council to resume the responsibility and authority for setting the salaries for the City’s
3 elected officials, and that therefore the City’s Salary Commission should be eliminated; and
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5 WHEREAS, the City Council after due consideration has determined that the provisions of
6 this Ordinance are in the best interests of public health, safety, and general welfare;
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8 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LYNNWOOD DO ORDAIN AS
9 FOLLOWS:
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11 Section 1. Repealer. Chapter 2.98 of the Lynnwood Municipal Code, entitled “Salary
12 Commission,” is repealed in its entirety.
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14 Section 2. Severability. If any section, sentence, clause or phrase of this Ordinance should
15 be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or
16 unconstitutionality shall not affect the validity or constitutionality of any other section, sentence,
17 clause or phrase or word of this Ordinance.
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19 Section 3. Publication and Effective Date. This Ordinance or a summary thereof consisting of
20 the title shall be published in the official newspaper of the City, and shall take effect and be in full
21 force five (5) days after publication.
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23 PASSED BY THE CITY COUNCIL this 23rd day of November, 2020.
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25 APPROVED:

26 DocuSigned by:

27 *Nicola Smith*

28 Nicola Smith, Mayor
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31 ATTEST/AUTHENTICATED:

32 DocuSigned by:

33 *Karen Fitzthum*

34 Karen Fitzthum, Interim City Clerk
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39 APPROVED AS TO FORM:

40 DocuSigned by:

41 *Rosemary Larson*

Rosemary Larson, City Attorney

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