

**CITY OF WHITE SALMON
ORDINANCE NO. 2010-12-859**

AN ORDINANCE OF THE CITY OF WHITE SALMON, WA, AMENDING TITLE 2 ADMINISTRATION AND PERSONNEL CHAPTER 2.28 CHIEF OF POLICE - SECTION 2.28.060 HIRING PROCESS AND DISCIPLINE OF CHIEF OF THE WHITE SALMON MUNICIPAL CODE, REPEALING ORDINANCE 2006-8-781 §1 (in part) AND PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY CONDITION FOR AN IMMEDIATE EFFECTIVE DATE

WHEREAS, the current process to hire a Chief of Police requires not fewer than three potential applicants for the position.

WHEREAS, the City of White Salmon' has an immediate need to reduce the minimum number of potential candidates to two applicants to be able to fill the position in a timely manner.

WHEREAS, the City's ordinances no longer require termination of the chief to be "for cause";

NOW THEREFORE, the City Council of the City of White Salmon deems it to be in the best interest of the City to amend Section 2.28.060 HIRING PROCESS AND DISCIPLINE OF CHIEF to reduce the minimum number of candidates from three to two and to remove the requirement of "for cause" for terminating the chief.

THE CITY COUNCIL OF THE CITY OF WHITE SALMON DO ORDAIN AS FOLLOWS: by the City Council of the City of White Salmon that the following amendments be made to White Salmon Municipal Code Section 2.28.060.

SECTION 1: Amendment to WSMC 2.38.060, paragraphs A, B and C:

REPEALER: ORDINANCE 2006-8-781 §1 (in part) and 2.28.060(A), (B) and (C) is hereby repealed and replaced with the following: ~~Strikeout~~ = deleted; underlined = added; ** = unchanged.**

WSMC SECTION 2.28.060 - Hiring process and discipline of chief.

A. Within sixty days following the effective date of the ordinance codified in this chapter, the civil service commission shall develop and thereafter maintain rules of procedure for the interviewing and evaluation of candidates for the position of chief based upon the authorities, duties and qualifications of chief set forth in Chapter 2.12 of this code and Section 18.2 of the bargained agreement which provides that employees within the city shall be considered prior to outside hires and promotions to a hire job classification shall be according to seniority and ability. Such rules shall require the civil service commission to recommend ~~three~~ two candidates for chief to the mayor within one hundred twenty days of initial advertisement of the chief position.

B. The mayor, after consultation with the mayor of Bingen, shall appoint one of those ~~three~~ two candidates as chief based upon merit, fitness and efficiency.

C. Within sixty days following the effective date of the ordinance codified in this chapter, the civil service commission shall develop and thereafter maintain rules of discipline for the chief which shall provide appropriate and effective disciplinary measures ~~and permit termination of the chief only for cause.~~

D. ****

SECTION 2: Severability. That if any clause, section, or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 3: Effective Date; Emergency declaration. The continued absence of a Chief of Police is an immediate and emergent condition that increases the risk to the public's safety. This ordinance shall take effect immediately upon adoption by a majority plus one of the Council.

Passed by the council and approved by the Mayor on this 9th day of December 2010.




David Poucher, Mayor

ATTEST:



Lori Kreps, Clerk/Treasurer

APPROVED AS TO FORM:



Kenneth B. Woodrich, City Attorney