

ORDINANCE NO. 1453

CITY OF LACEY

AN ORDINANCE OF THE CITY OF LACEY RELATING TO THE CITY ATTORNEY AND ASSISTANT CITY ATTORNEY, AMENDING SECTIONS 2.12.010, 2.12.020, AND 2.12.030 OF THE LACEY MUNICIPAL CODE AND APPROVING A SUMMARY FOR PUBLICATION.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, AS FOLLOWS:

Section 1. Section 2.12.010 of the Lacey Municipal Code is hereby amended to read as follows:

**2.12.010 ~~Salary Retainer.~~**

The city attorney shall receive annually a ~~salary retainer~~ to be paid in equal installments. ~~Such retainer shall be reviewed annually as part of the city's budget process.~~

Section 2. Section 2.12.020 of the Lacey Municipal Code is hereby amended to read as follows:

**2.12.020 Additional allowance for supplies.**

The city attorney shall receive an additional allowance, for the purchase of office equipment, ~~books-research materials~~ and office supplies and employment of ~~secretarial help~~ support staff. Title to any office equipment and books purchased shall be vested and remain in the city.

Section 3. Section 2.12.030 of the Lacey Municipal Code is hereby amended to read as follows:

**2.12.030 Retainer fee--Services covered--Extra compensation—Assistant city attorney.**

A. The retainer fee paid by the city to the city attorney as provided in Section 2.12.010 shall be payment for all legal services provided by RCW 35.24.110, and specifically for advising city authorities and officers in all legal matters pertaining to the business of the city and approval of all ordinances as to form provided this shall not include representing the city in superior court actions. For such services the city attorney shall be paid as agreed upon by and between the ~~council~~ city manager and the city attorney pursuant to the city's annual budget process.

B. The city attorney shall be paid extra compensation for any work done for the city when acting in a proprietary as distinguished from a governmental capacity and for work done for the city in its capacity as an administrative agency for joint animal control. The hourly rate of such payment shall be agreed upon by and between the city ~~council manager~~ and the city attorney pursuant to the city's annual budget process.

C. ~~An assistant city attorneys~~ may be appointed by and serve at the pleasure of the city attorney ~~., which appointment shall be subject to confirmation by a majority vote of the city council. Such appointment must be in writing, signed by the mayor, and filed with the city clerk. The a~~Assistant city attorneys shall, under the direction of the city attorney, assist and when necessary substitute for the city attorney. The primary responsibility of the performance of the duties of the office of city attorney shall, however, rest upon the city attorney. ~~The assistant city attorney shall be compensated upon presentation of a voucher approved by the city attorney.~~

D. The retainer fee paid by the city to the city attorney as provided for in Section 2.12.010 shall include ~~be reduced by an amount equal to~~ the compensation paid to ~~the any~~ assistant city attorneys ~~for those duties compensated for by the retainer paid to the city attorney.~~

Section 4. SEVERABILITY. If any section, sentence, clause or phrase of this ordinance should be held to be invalid 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 5. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 6. The Summary attached hereto is hereby approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY,  
WASHINGTON, at a regularly-called meeting thereof, held this 22<sup>nd</sup> day of  
January, 2015.

CITY COUNCIL

By: Anthony D. Snyder  
Mayor

Approved as to form:

[Signature]  
City Attorney

Attest:

Carol Litten  
City Clerk

SUMMARY FOR PUBLICATION

ORDINANCE NO 1453

CITY OF LACEY

The City Council of the City of Lacey, Washington, passed on January 22, 2015, Ordinance No. 1453, entitled "AN ORDINANCE OF THE CITY OF LACEY RELATING TO THE CITY ATTORNEY AND ASSISTANT CITY ATTORNEY, AMENDING SECTIONS 2.12.010, 2.12.020, AND 2.12.030 OF THE LACEY MUNICIPAL CODE AND APPROVING A SUMMARY FOR PUBLICATION."

The main points of the Ordinance are described as follows:

1. The Ordinance amends the manner in which the City retains legal services.
2. The Ordinance approves this Summary for Publication.

A copy of the full text of this Ordinance will be mailed without charge to any person requesting the same from the City of Lacey.

Published: January 26, 2015.