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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3727

AN ORDINANCE regarding membership, appointment and terms for the Building Code Board of Appeals, the Electrical Code Board of Appeals, Board of Park Commissioners, Board of Library Trustees, Civil Service Commission, Storm and Surface Water Advisory Commission, and Arts Commission; adding new Chapters 3.54, Storm and Surface Water Advisory Commission, and 3.56, Arts Commission and new Section 3.72.015, Civil Service Commission, amending Bellevue City Code 3.50.030, 3.52.030, 3.62.030, 3.62.040, 3.67.010 and .020, repealing Bellevue City Code Chapter 3 60 and Resolutions 2613, 2753, 2802 and 3319.

WHEREAS, the City Council desires to standardize the provisions governing the boards and commissions of the City, including provisions regarding the length of terms, expiration date of terms, limitation on terms, staggering of terms and residency requirements; now, therefore,

THE CITY COUNCIL THE THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 1 of Ordinance No. 3608 and Bellevue City Code 3.50.030 regarding the Building Code Board of Appeals, are amended to read as follows:

Membership, Appointment and Terms.

The board shall consist of seven voting members, who shall be appointed by the City Manager. In addition to the voting members, the City Manager may serve, or he may appoint an employee of the City to serve, as an ex officio member without authority to vote. The ex officio member of the board shall not hold any office on the board and shall not serve as secretary of the board. Vacancies occurring in any position on the board shall be filled by appointment of the City Manager for the unexpired term.

The term for all positions on the board shall be for four years and shall expire on May 31 of the last year of the term. Persons appointed to a position during the pendency of the term for that position shall serve until the end of the term. The expiration date of the terms of the positions on the board shall be staggered so not more than four positions expire in the same year.

No person shall serve more than two consecutive terms, provided a person appointed to fill an unexpired term of less than two years

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is eligible to serve two successive four-year terms, and provided further, a person who is ineligible to serve for having served two consecutive terms may again serve after two years have elapsed from the end of the second such term.

Section 2. Section 3 of Ordinance No. 2232 and Bellevue City Code 3.52.030, regarding the Electrical Code Board of Appeals, are amended to read as follows:

3.52.030 Membership, Appointment and Terms.

The board shall consist of five voting members who shall be appointed by the City Manager. In addition to the voting members, the City Manager may serve, or he may appoint an employee of the City to serve, as an ex officio member without authority to vote. The ex officio member of the board shall not hold any office on the board, except that he or she may serve as secretary of the board. Vacancies occurring in any position on the board shall be filled by appointment by the City Manager for the unexpired term.

The term for all positions on the board shall be for four years and shall expire on May 31 of the last year of the term. Persons appointed to a position during the pendency of the term for that position shall serve until the end of the term. The expiration date of the term of the positions on the board shall be staggered so that not more than three positions expire in the same year.

No person shall serve more than two consecutive terms, provided a person appointed to fill an unexpired term of less than two years is eligible to serve two successive four-year terms, and provided further, a person who is ineligible to serve for having served two consecutive terms may again serve after two years have elapsed from the end of the second such term.

Section 3. In order to implement the provision of Section 2 above regarding the staggering of terms for the Electrical Code Board of Appeals, the terms of positions 2 and 4, currently scheduled to expire on May 31, 1987, are hereby extended to expire on May 31, 1988.

Section 4. Bellevue City Code Chapter 3.60, Human Resources Advisory Committee, is repealed.

Section 5. Bellevue City Code 3.62.030, Park Commissioners, is amended to read as follows:

3.62.030 Residence of Members.

No person shall be appointed to a position on the Board of Park Commissioners unless he or she is a resident of the City. A

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position on the Board of Park Commissioners shall become vacant upon a member ceasing to be a resident of the City.

Section 6. Bellevue City Code 3.62.040, Park Commissioners, is amended to read as follows:

3.62.040 Terms of Commissioners - Filling Vacancies.

The terms for all positions on the board shall be four years and shall expire on May 31 of the last year of the term. Persons appointed to a position during the pendency of the term for that position shall serve until the end of the term. The expiration date of the terms of the positions on the board shall be staggered so that not more than four positions expire in the same year.

No person shall serve more than two consecutive terms, provided a person appointed to fill an unexpired term of less than two years is eligible to serve two successive four-year terms, and provided further, a person who is ineligible to serve for having served two terms may again serve after two years have elapsed from the end of the second such term.

Annually, the Board shall elect a chairman, a vice-chairman and such other officers as the Board deems necessary.

Members of the Board of Park Commissioners may be removed at any time by the mayor with the approval of five members of the Council. Whenever any Park Board commissioner fails to attend three consecutive regular meetings of the board, the absences shall be reported to the Council by the chairman of the board or any member. A majority of the Council may declare vacant the position of such absent member, or may excuse the absences. All vacancies for the remainder of expired terms shall be filled in the same manner in which original appointments are made.

Section 7. In order to implement the provision of Section 6 above regarding the staggering of terms for the Board of Park Commissioners, the terms for positions 1 and 6, currently scheduled to expire on May 31, 1987, are hereby extended to expire on May 31, 1988

Section 8. Bellevue City Code 3.67.010, Board of Library Trustees, is amended to read as follows:

3.67.010 Terms - Expenses.

The Board of Library Trustees shall consist of seven members, appointed by the mayor with the consent of the majority of the City Council. Members shall serve without compensation for their service but may receive necessary expenses actually incurred in

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connection with their services to the library.

The terms for all positions on the board shall be four years and shall expire on May 31 of the last year of the term. Persons appointed to a position during the pendency of the term for that position shall serve until the end of the term. The expiration date of the terms of the positions on the board shall be staggered so not more than four positions expire in the same year.

No person shall serve more than two consecutive terms, provided a person appointed to fill an unexpired term of less than two years is eligible to serve two successive four-year terms, and provided further, a person who is ineligible to serve for having served two terms may again serve after two years have elapsed from the end of the second such term.

Section 9. Bellevue City Code 3.67.020, Board of Library Trustees, is amended to read as follows:

3.67.020 Residence of Members - Vacancies.

No person shall be appointed to a position on the board unless he or she is a resident of the City. A position on the board shall become vacant upon a member ceasing to be a resident of the City. The position of a member shall be forfeited and become vacant for failure to attend three regular consecutive meetings of the board, unless such absence is excused by a majority of the members of the board.

Section 10. The requirement of Section 8 that all members of the Board of Library Trustees be residents of the City shall not apply to any person now serving on the board who is not a resident of the City until the expiration of their present term on the board.

Section 11. A new Section 3.72.015 is hereby added to Chapter 3.72, Police and Firemen's Civil Service, to read as follows:

3.72.015 Terms - Residency Requirement. The terms for all positions on the commission shall be six years and shall expire on May 31 of the last year of the term. Persons appointed to a position during the pendency of the term for that position shall serve until the end of the term. The expiration date of the terms of the positions on the commission shall be staggered so not more than three positions expire in the same year.

No person shall serve more than two consecutive terms, provided a person appointed to fill an unexpired term of less than two years is eligible to serve two successive six-year terms, and provided further, a person who is ineligible to serve for having served two

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consecutive terms may again serve after two years have elapsed from the end of the second such term.

No person shall be appointed to a position on the commission unless he or she is a resident of the City. A position on the commission shall become vacant upon a member ceasing to be a resident of the City.

Section 12. There is hereby added to the Bellevue City Code a new Chapter 3.54, to read as follows:

CHAPTER 3.54 STORM AND SURFACE WATER
ADVISORY COMMISSION

3.54.010 Created. There is hereby created and established a Storm and Surface Water Advisory Commission for the City.

3.54.020 Membership - Appointment. The Storm and Surface Water Advisory Commission shall consist of seven members. Such members shall be appointed by the mayor with the consent of a majority of the Council. Members shall be selected without respect to political affiliations and shall serve without compensation.

The commission shall select a chairperson annually.

3.54.030 Terms - Residency. The terms for all positions on the commission shall be four years and shall expire on May 31 of the last year of the term. Persons appointed to a position during the pendency of the term of that position shall serve until the end of the term. The expiration date of the term of the positions on the commission shall be staggered so that not more than four positions expire in the same year.

No person shall serve more than two consecutive terms, provided a person appointed to fill an unexpired term of less than two years is eligible to serve two successive four-year terms, and provided further, a person who is ineligible to serve for having served two consecutive terms may again serve after two years have elapsed from the end of the second such term.

No person shall be appointed to a position on the commission unless he or she is a resident of the City, provided one member of the commission may be a nonresident who is an owner of real property located within the City. A position on the commission shall become vacant upon a member ceasing to be a resident of the City.

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3.54.040 Removal and Vacancies. Members of the commission may be removed by the mayor, with the approval of a majority of the City Council. The decision of the City Council shall be final and there shall be no appeal therefrom.

3.54.050 Vacancies - Unexpired Terms. Vacancies occurring otherwise than through the expiration of terms shall be filled for the unexpired terms by the mayor with the consent of the majority of the Council.

3.54.060 Powers and Duties. The commission shall act in an advisory capacity to the City Council. To that end, the commission may hold public meetings and shall make such studies, analyses and reports as requested by the City Council and shall review, advise and make recommendations to the City Council regarding:

1. Short-term and long-range storm and surface water planning.
2. Annual storm and surface water management budget.
3. Storm and surface water rate structures.
4. Storm and surface water bond proposals.
5. Major property development proposals, and major land use changes directly related to storm and surface water management.
6. Storm and surface water management related ordinances and resolutions.
7. City of Bellevue policies related to storm and surface water control.

3.54.070 Support. The Storm and Surface Water Utility of the City shall provide technical and clerical support for the commission.

Section 13. Resolutions Nos. 2613, 2753, 2802 and 3319 of the City of Bellevue are repealed.

Section 14. A new Chapter 3.56 is added to the Bellevue City Code, to read as follows:

CHAPTER 3.56 ARTS COMMISSION

3.56.010 Arts Commission Established. There is created and

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established an Arts Commission of the City of Bellevue, to consist of seven members appointed from the community at large by the mayor with the consent of a majority of the City Council.

3.56.020 Terms - Residency. The terms for all positions on the commission shall be four years and shall expire on May 31 of the last year of the term. Persons appointed to a position during the pendency of the term for that position shall serve until the end of the term. The expiration date of the terms of the positions on the commission shall be staggered so that not more than four positions expire in the same year.

No person shall serve more than two consecutive terms, provided a person appointed to fill an unexpired term of less than two years is eligible to serve two successive four-year terms, and provided further, a person who is ineligible to serve for having served two consecutive terms may again serve after two years have elapsed from the end of the second such term.

No person shall be appointed to a position on the commission unless he or she is a resident of the City. A position on the commission shall become vacant upon a member ceasing to be a resident of the City.

3.56.030 Removal. Members of the Arts Commission may be removed at any time by the mayor upon approval of a majority of the City Council. Appointments to fill vacancies occurring otherwise than through the expiration of terms shall be for the unexpired portion of such term and shall be made in the same manner as an original appointment.

3.56.040 Officers - Meetings - Rules. The commission shall annually elect a chairman, vice chairman and such other officers as the commission deems necessary.

3.56.050 Vacancies - Unexpired Terms. Vacancies occurring otherwise than through the expiration of terms shall be filled for the unexpired terms by the mayor with the consent of a majority of the Council.

3.56.060 Powers and Duties. The commission shall act in an advisory capacity to the City Council. To that end, the commission may hold public meetings and shall make such studies, analyses and reports as requested by the City Council and may perform the following functions in order that Bellevue may provide leadership in the arts:

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1. Keep the City Council informed in matters of art, and represent the community interest in matters of art.
2. Serve as the central commission to whom individuals and groups may bring their concerns and ideas with regard to the arts.
3. Seek to enlarge the art consciousness of Bellevue.
4. Encourage multi-age working, sharing, learning and teaching in the arts.
5. Provide recognition and encouragement to local artists, both those established, and those as yet unrecognized.
6. Explore financing for acquisition of art objects, art activities, and capital improvements for the arts in Bellevue.
7. Establish a long-range plan for the development and operation of a cultural center.
8. Examine and make reports and recommendations on any matter referred to the commission by the City Council. The commission shall report promptly, making such recommendations and giving such counsel as it may deem proper.
9. Review the suitability of any work of art intended as a gift to the City.


3.56.070 Arts Defined. As used in this chapter, the term "art" or "arts" shall include, but not be limited to, all graphic and visual arts, performing skills and crafts.

Section 15. This ordinance shall take effect and be in force thirty days after final passage by the City Council.

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PASSED by the City Council this 17th day of November,
1986, and signed in authentication of its passage this 17th day
of November, 1986.

(SEAL)



Cary E. Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney


Richard L. Andrews, Assistant City Attorney

Attest:


Marie K. O'Connell, City Clerk

Published November 22, 1986