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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5471

AN ORDINANCE amending Bellevue City Code Section 3.72.030 authorizing the Civil Service Commission to certify the names of the five highest persons on the eligibility list (Rule of 5) for entry or lateral police officer and fire fighter appointments in lieu of the current provisions authorizing the certification of the three highest persons (Rule of 3) or top 25% on such eligible lists.

WHEREAS, the Bellevue City Council created the Bellevue Civil Service Commission to exercise the powers and perform the duties established by state law in connection with the selection, appointment, promotion, demotion and employment of firefighters and police officers; and

WHEREAS, Bellevue City Code 3.72.030, which governs the authority to fill vacancies for civil service positions, was last amended by Ordinance No. 2448 in 1977; and

WHEREAS, since Bellevue City Code 3.72.030 was last amended, the laws governing civil service vacancies has changed; and

WHEREAS, on July 8, 2003, the Bellevue Civil Service Commission adopted a resolution, subject to City Council approval, which amends the Civil Service rules to conform to the changes in the laws governing Civil Service; and

WHEREAS, the City Council desires to amend Bellevue City Code 3.72.030 to properly reflect the changes in the law since its last amendment; now, therefore,

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

Section 1. Section A of Bellevue City Code 3.72.030 is amended as follows:

3.72.030 Exceptions:

Notwithstanding anything in Chapters 41.08 and 41.12 RCW to the contrary:

A. In addition to any opportunity afforded the appointing authority to exercise a choice in the filling of a vacancy by the terms of Chapters 41.08 and 41.12 RCW, whenever requisition is made upon the commission for the names of persons eligible for appointment to any vacancy the following will occur:

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1. For original entry and lateral police office and fire fighter appointments the commission, instead of furnishing the name of the one person highest on any eligibility list, shall certify to the appointing authority the names of the five persons highest on such list if there are such persons available. The appointing authority shall forthwith appoint one of the certified persons to such vacant position.

2. For promotional appointments, the commission, instead of furnishing the name of the one person highest on any eligibility list, shall certify to the appointing authority the names of the three persons highest on such list, if there are such persons available. The appointing authority shall forthwith appoint one of the certified persons to such vacant position.

Section 2. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

Passed by the City Council this 6th day of October, 2003, and signed in authentication of its passage this 6th day of October, 2003.

(SEAL)

Connie Marshall
Connie B. Marshall, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Patricia C. Cal
Jerome Y. Roaché, Assistant City Attorney

Attest:

Myrna L. Basich
Myrna L. Basich, City Clerk

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