

ORDINANCE NO. 2013-11

AN ORDINANCE of the City of Bainbridge Island confirming the exemption of the police chief position from civil service and recognizing the authority of the police chief to exempt additional positions; amending Sections 2.28.020, 2.28.050, and 2.28.060 of the Bainbridge Island Municipal Code; and establishing an effective date.

WHEREAS, RCW 41.12.050 authorizes exempting the police chief position from civil service; and

WHEREAS, the statute further provides that an exempt police chief may designate certain other positions as the unclassified service and thereby exempt them from civil service; and

WHEREAS, the Bainbridge Island City Council desires to confirm that the position of chief of police is exempt from civil service and to recognize the authority given an exempt police chief by the statute.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Sections 2.28.020, 2.28.050, and 2.28.060 of the Bainbridge Island Municipal Code are hereby amended to read as follows:

2.28.020 Applicability.

The provisions of this chapter shall be applicable to ~~only~~ all full-time employees of the police department employed by the city after the effective date of the ~~Ordinance No. codified in this chapter. 76-15,~~ except for the following:

- A. The position of police chief shall be exempt from the provisions of this chapter; and
- B. Pursuant to RCW 41.12.050, the police chief shall be entitled to designate a certain number of additional positions, to be known as the unclassified service, as exempt from the provisions of this chapter. In designating such positions as exempt, the police chief shall follow the procedures set forth in RCW 41.12.050.

2.28.050 Employment, advancement and vacancy filling in the police department.

All applicants for employment with, advancement in, or the filling of a vacancy in, any position in the police department of the city covered by civil service shall be required to have specified qualifications, have tenure of office, and be subject to removal, as provided in the civil service regulations adopted by the commission

consistent with the law of the state, except that in the employment, advancement and filling of vacancies in the department, the commission shall certify to the appointing power the names of the three persons highest on the eligible list for the class (or the list held appropriate for such class) to which the vacant position has been allocated, or willing to accept employment, the appointing power shall select one of the three persons to be appointed to the available position.

2.28.060 Appointing power.

~~The appointing power for the position of the chief of police shall be the city manager.~~ All other appointments to positions in the police department covered by civil service shall be appointed made by the chief of police but only with the concurrence of the city manager of the city.

Section 2. This ordinance shall take effect and be in force five (5) days from its passage, approval, and publication as required by law.

PASSED BY THE CITY COUNCIL this 22nd day of May, 2013.

APPROVED BY THE MAYOR this 22nd day of May, 2013.



Steven Bonkowski, Mayor

ATTEST/AUTHENTICATE:



Rosalind D. Lassoff, CMC, City Clerk

FILED WITH THE CITY CLERK:	May 10, 2013
PASSED BY THE CITY COUNCIL:	May 22, 2013
PUBLISHED:	May 24, 2013
EFFECTIVE DATE:	May 29, 2013
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