

**ORDINANCE NO. 2007-15**

AN ORDINANCE of the City of Bainbridge Island, Washington, relating to the Salary Commission, Chapter 2.74 of the Bainbridge Island Municipal Code; amending sections 2.74.010, 2.74.020, 2.74.040, and 2.74.050 of BIMC Chapter 2.74; and repealing section 2.74.051 of BIMC Chapter 2.74.

WHEREAS, the process of establishing salaries for elected officials should be open, transparent, and accountable to the electorate; and

WHEREAS, the City recognizes the need for adequate and fair compensation for its elected officials; and

WHEREAS, the City recognizes the resources of time and energy required of elected officials to perform the duties of their office; and

WHEREAS, the City believes that the demands required of elected officials in achieving its Mission and the Vision of the Comprehensive Plan, and managing its growth in a thoughtful, foresighted, balanced manner make it unique among cities of its size; and

WHEREAS, the City desires to attract a diverse pool of aspirants to public office; now, therefore

THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Section 2.74.010 of the Bainbridge Island Municipal Code is amended as follows:

**“2.74.010 Created – Membership, appointment, compensation, term.**

A. There is created a salary commission for the city. The commission shall consist of seven members, to be appointed by the Mayor with the approval of the city council.

~~1. One member will be selected by each of the following organizations: The Bainbridge Island Chamber of Commerce and the Bainbridge Island Arts & Humanities Council.~~

~~2. Two members will be selected by the city council from among the current and the still seated former chairs of the Planning Commission, Health, Housing & Human Services Council, Bainbridge Island Parks & Recreation District Commission, Bainbridge Island Fire Commission, and the Civil Service Commission.~~

~~3. One member will be selected from among former Mayors and former City Council members.~~

~~4. Two members appointed by the Mayor from Bainbridge Island's citizenry at large.~~

B. A member of the commission shall serve for a three-year term without compensation, and shall be a resident of the city. The initial members shall be appointed for staggered terms. ~~The existing staggered terms shall be filled as they expire as set forth in Section A in the order listed.~~

C. No member of the commission shall be appointed to more than two terms.

D. A member of the commission shall not be an officer, official, or employee of the city or an immediate family member of an officer, official, or employee of the city. For purposes of this section, "immediate family member" means the parents, spouse, siblings, children, or dependent relatives of an officer, official, or employee of the city, whether or not living in the household of the officer, official, or employee."

Section 2. Section 2.74.020 of the Bainbridge Island Municipal Code is amended as follows:

**"2.74.020 Vacancies.**

In the event of a vacancy in office of commissioner, the mayor shall appoint, subject to approval of the city council, a person to serve the unexpired portion of the term of the expired position it shall be filled to accomplish the commission composition established in Section A, 2.74.010."

Section 3. Section 2.74.040 of the Bainbridge Island Municipal Code is amended as follows:

**"2.74.040 Duties Mission and Responsibilities.**

A. The commission shall have the duty, at such intervals as determined by the commission, to review the salaries paid by the city to each elected city official. If after such review the commission determines that the salary paid to any elected city official should be increased or decreased, the commission shall file a written salary schedule with the city clerk indicating the increase or decrease in salary. ~~The Commission is charged with the responsibility of making written recommendations on appropriate levels of salary and benefits for elected officials.~~

B. Any increase or decrease in salary established by the commission shall become effective and incorporated into the city budget without further action of the city council or the commission. ~~The Commission shall conduct a minimum of five meetings between July 1 and September 30 of each odd numbered year.~~

C. Salary increases established by the commission shall be effective as to all city elected officials, regardless of their terms of office. ~~The Commission's~~

~~mission is limited to preparing and presenting a study of the compensation and benefits of the elected officials of the City of Bainbridge Island.~~

D. Salary decreases established by the commission shall become effective as to incumbent city-elected officials at the commencement of their next subsequent terms of office.”

Section 4. Section 2.74.050 of the Bainbridge Island Municipal Code is amended as follows:

**“2.74.050 Referendum-Operating Guidelines.**

Any salary increase or decrease established by the commission pursuant to this chapter shall be subject to referendum petition by the voters of the city, in the same manner as a city ordinance, upon filing of a referendum petition with the city clerk within 30 days after filing of a salary schedule by the commission. In the event of the filing of a valid referendum petition, the salary increase or decrease shall not go into effect until approved by a vote of the people. Referendum measures under this section shall be submitted to the voters of the city at the next following general or municipal election occurring 30 days or more after the petition is filed, and shall otherwise be governed by the provisions of the State Constitution and the laws generally applicable to referendum measures.

A. The Commission will operate in accordance with the following guidelines.

1. The nature and appropriateness of elected officials’ compensation should be addressed in a broad sense, and shall include how such compensation is related to the concept of public service.

2. Comparisons should be made to other similar boards, executives, and commissions with regard to duties, responsibilities and the number of hours, meetings, and forgone career commitments required to perform the job.

3. As appropriate, surveys of other boards, councils, and commissions should be considered in making recommendations.

4. The Commission will hold at least one public hearing to allow citizens at large to have an opportunity to provide information and comments about elected officials’ compensation.

5. Meetings will be open to the public. Unless otherwise indicated, the discussions will be limited to Commission members and specifically invited guests. Minutes of each meeting will be taken and kept.

6. The Commission will prepare its report and recommendations within 7 days of the conclusion of its deliberations.”

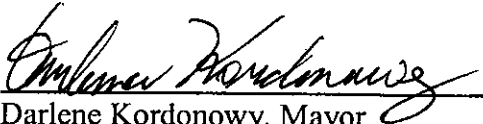
Section 5. Section 2.74.051 of Chapter 2.74 of the Bainbridge Island Municipal Code is hereby repealed.

Section 6. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.


Section 7. This ordinance shall take effect and be in force five days after its passage, approval and publication as provided by law.

PASSED by the City Council this 27<sup>th</sup> day of June 2007

APPROVED by the Mayor this 6<sup>th</sup> day of July 2007

  
Darlene Kordonowy, Mayor

ATTEST/AUTHENTICATE:

  
Rosalind D. Lassoff, CMC, City Clerk

FILED WITH THE CITY CLERK:	June 5, 2007
PASSED BY THE CITY COUNCIL:	June 27, 2007
PUBLICATION DATE:	July 4, 2007
EFFECTIVE DATE:	July 9, 2007
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