AN ORDINANCE of the City Council of the City of Kent, Washington, amending Title 2 of the Kent City Code to add a new Chapter 2.59, entitled "Kent Fire Department Regional Fire Authority Governing Board," to provide for Kent City Councilmember appointment to the Kent Fire Department Regional Fire Authority Governing Board.

RECITALS

A. On January 19, 2010, the Kent City Council adopted Resolution No. 1820 referring to voters a proposition to create the Kent Fire Department Regional Fire Authority and to approve the Regional Fire Authority Plan. Resolution No. 1820 also provided that the existing members on the Regional Fire Authority Planning Committee would function as the Regional Fire Authority's Governing Board until a new Governing Board was established on July 1, 2010.

B. The Regional Fire Authority Plan approved by voters provides that the Kent City Council shall appoint three (3) of its current, seated members to serve on the Regional Fire Authority's Governing Board.

Appointment of City Council Representatives to the Kent Fire Department Regional Fire Authority Governing Board
C. The Plan, however, provides no procedure for appointment and does not establish a term for any appointed board members. Therefore, Council desires to add provisions to the Kent City Code to formally recognize the Kent Fire Department Regional Fire Authority Governing Board, and to provide a process for appointment of members to that Governing Board.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

**ORDINANCE**

**SECTION 1.** - Amendment to Title 2, Administration and Personnel.
Title 2 of the Kent City Code, entitled “Administration and Personnel,” is amended to add a new Chapter 2.59, entitled “Kent Fire Department Regional Fire Authority Governing Board,” as follows:

**CHAPTER 2.59**  
**KENT FIRE DEPARTMENT REGIONAL FIRE AUTHORITY GOVERNING BOARD**

**Sec. 2.59.010. Creation.** On April 27, 2010, voters within the jurisdictions of the City of Kent and King County Fire Protection District No. 37 approved a proposition to create the Kent Fire Department Regional Fire Authority and to approve the Regional Fire Authority Plan. The Regional Fire Authority Plan provides that the Kent City Council shall appoint three (3) of its members to serve on the Governing Board of the Kent Fire Department Regional Fire Authority. This Chapter 2.59 KCC shall govern appointment of the Kent City Council representatives to serve on the Kent Fire Department Regional Fire Authority Governing Board.

The term *Governing Board* as used in this Chapter 2.59 KCC, shall mean the *Kent Fire Department Regional Fire Authority Governing Board*.
Sec. 2.59.020. Governing Board Appointment. The Council President shall appoint three (3) members of the Kent City Council to serve as the City of Kent's representatives on the Governing Board. All Councilmembers are eligible to serve on the Governing Board, but at least one (1) Governing Board member must be a current member of the Council's Public Safety Committee and one (1) Governing Board member must be a current member of the Council’s Operations Committee.

Sec. 2.59.030. Terms of Appointment – Initial Term – Regular Terms. The initial term for Governing Board members shall run from July 1, 2010, through December 31, 2011. All other terms of the Governing Board members shall be for approximately two (2) years starting on the first Council meeting in January of each even-numbered year and ending on the first Council meeting in January of the following even-numbered year.

Sec. 2.59.040. Effect of Failure to Make Appointment. If for any reason, the Governing Board members have not been appointed as required by this chapter, the previous year’s Governing Board shall remain in place with full authority until a new Governing Board has been appointed.

Sec. 2.59.050. Removal from Governing Board. At any time, the Kent City Council may remove one or more of its appointed members from the Governing Board.

Sec. 2.59.060. Vacancy on Governing Board. In the event a Councilmember is removed from the Governing Board or another event occurs that results in a vacancy being created in one of the City’s
representative positions on the Governing Board, the Council President shall appoint a Councilmember to fill the vacancy. The appointed Councilmember shall serve the unexpired term of the Councilmember he or she has replaced. In the event a Governing Board member is temporarily unable to fulfill his or her duties as a Governing Board member, the Council President or Council President Pro Tem may appoint a temporary replacement until such time as the regular Governing Board member becomes available to perform his or her duties.

SECTION 2. - Severability. If any one or more sections, subsections, or sentences of this ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.

SECTION 3. - Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; references to other local, state or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering.

SECTION 4. - Effective Date. This ordinance shall take effect and be in force five (5) days from and after its publication as provided by law.

Suzette Cooke, Mayor

Appointment of City Council Representatives to the Kent Fire Department Regional Fire Authority Governing Board
ATTEST:

BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

TOM BRUBAKER, CITY ATTORNEY

PASSED: 15 day of June, 2010.
APPROVED: 15 day of June, 2010.
PUBLISHED: 18 day of June, 2010.

I hereby certify that this is a true copy of Ordinance No. 3970 passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

BRENDA JACOBER, CITY CLERK

Appointment of City Council Representatives to the Kent Fire Department Regional Fire Authority Governing Board