ORDINANCE NO. 4031

AN ORDINANCE of the City Council of the City of Kent, Washington, adding a new Chapter 3.04 to the Kent City Code, entitled “Biennial Budget,” establishing a biennial budget beginning January 1, 2013 and providing for a mid-biennial budget review and modification, in accordance with Chapter 35A.34 RCW.

RECITALS

A. The State Legislature has provided that the legislative body of any code city may by ordinance elect to have a two-year fiscal biennium budget in lieu of the annual budget which is otherwise provided for.

B. Chapter 35A.34 RCW provides that the City must adopt a biennial budget not later than July 1, 2012 in order to be effective January 1, 2013.

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

ORDINANCE

SECTION 1. Biennial Budget. A new Chapter 3.04, entitled “Biennial Budget” is adopted:

1 Adopt Biennial Budget Ordinance
Sec. 3.04.010. Biennial Budget. Pursuant to Chapter 35A.34 RCW, the City Council hereby establishes a two-year fiscal biennial budget, for the City of Kent, beginning with the two-year fiscal biennium that begins January 1, 2013. The 2013-2014 biennial budget and all subsequent budgets shall be prepared, considered and adopted under the provisions of this ordinance and Chapter 35A.34 RCW.

Sec. 3.04.020. Mid-Biennial Review and Modification. Pursuant to RCW 35A.34.130, the City Council will provide a mid-biennium review and modification of the biennial budget to commence not earlier than eight months after the start of the first year of the fiscal biennium and to take effect not later than January 1 of the following year. The Mayor shall first prepare the proposed budget modification. Once proposed, the mid-biennium modifications shall be sent to the City Council. The proposed budget modifications shall be a public record and shall be available to the public by the provision of copies at the Office of the City Clerk and by providing copies in an electronically downloadable format, if possible, available through the internet or other electronic data environment that is widely available to the public. The city council shall conduct at least two public hearings on the proposed modification. The hearings shall occur at a regular or special city council meeting. The Mayor shall provide publication of notice of the public hearings consistent with publication of notice for adoption of other city ordinances. The budget modifications must be passed by ordinance, and once passed, a complete copy of the adopted budget modifications must be transmitted to the state auditor and to the association of Washington cities.

SECTION 2. - 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; ordinance, section, or subsection numbering; or references to other local, state or federal laws, codes, rules, or regulations.

**SECTION 3.** - *Severability.* If any one or more section, subsection, or sentence of this ordinance is held to be unconstitutional or invalid, that decision shall not affect the validity of the remaining portion of this ordinance and that remaining portion shall maintain its full force and effect.

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

ATTEST:

BRENTA JACOBER, CITY CLERK

APPROVED AS TO FORM:

TON BRUBAKER, CITY ATTORNEY

PASSED: 4 day of March, 2012.

APPROVED: 4 day of March, 2012.

PUBLISHED: 9 day of March, 2012.

**Adopt Biennial Budget Ordinance**
I hereby certify that this is a true copy of Ordinance No. 4031 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 (SEAL)]
BRENDA JACOBER, CITY CLERK

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Adopt Biennial Budget Ordinance