

**CITY OF STANWOOD  
Stanwood, Washington**

**ORDINANCE 1342**

**AN ORDINANCE OF THE CITY OF STANWOOD, WASHINGTON ALLOWING ELECTED OFFICIALS TO WAIVE ALL OR A PORTION OF THEIR SALARIES**

**WHEREAS**, RCW 35A.12.070 authorizes the payment of Council and Mayor salaries; and

**WHEREAS**, Article XI, Section 8 of the Washington Constitution restricts the ability of cities to diminish the salaries of their municipal officers; and

**WHEREAS**, Stanwood Municipal Code Section 2.08.260 establishes the salaries to be paid to Stanwood City Councilmembers and the Mayor and

**WHEREAS**, Councilmembers and the Mayor may wish to decline or waive the salary established by ordinance.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF STANWOOD DO ORDAIN AS FOLLOWS:**

**SECTION I.** New Section. Stanwood Municipal Code is hereby amended by the addition of a new section 2.08.265, which section shall read as follows:

**2.08.265** Councilmember and Mayor waiver and election not to receive compensation.

Any Councilmember or the Mayor may voluntarily waive and elect not to be paid all or any portion of the salaries set forth in SMC 2.08.240 or 2.08.260, as applicable, during their term of office. Notice of waiver and election must be:

- A. In writing and delivered to the Finance Director prior to the effective date of such waiver; and
- B. Signed by the Councilmember and their spouse, if married, as required by RCW 49.48.100. Signature(s) shall be before a notary public.

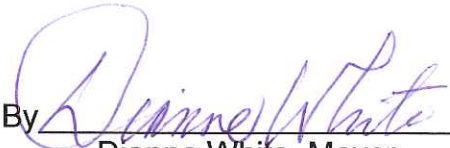
The waiver shall be effective for all salary earned following the effective date and continue in effect until withdrawn by a writing signed by the Councilmember and their spouse delivered to the Finance Director. It shall be presumed that salaries or portions of salaries that are declined or waived pursuant to this Section shall be used by the City for general government purposes, provided that this presumption may be rebutted by any Councilmember or the Mayor directing in writing that his or her waived salary be utilized for a different City purpose.

**SECTION II.** Effective Date. This Ordinance or a summary thereof shall be published in the City's official newspaper, and shall take effect five (5) days after passage and the publication of the Ordinance or a summary thereof consisting of the title.


**SECTION III. Severability.** If any sentence, clause, phrase or provision of this Ordinance is ultimately invalidated by a court of competent jurisdiction, such invalidation shall not affect any other sentence, clause, phrase or provision hereof.

ADOPTED by the City Council and APPROVED by the Mayor this 11th day of April, 2013.

CITY OF STANWOOD

By   
Dianne White, Mayor

ATTEST:

By   
Greg Thrasher, City Clerk

APPROVED AS TO FORM:

By   
Grant K. Weed, City Attorney

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