

ORDINANCE 1528

AN ORDINANCE OF THE CITY OF NORTH BEND, WASHINGTON, REPEALING NORTH BEND MUNICIPAL CODE CHAPTER 2.84 RELATED TO THE CITY'S ANNUAL BUDGET PREPARATION; ESTABLISHING AND ADOPTING A NEW NBMC CHAPTER 3.72 TO ADOPT A BIENNIAL BUDGET AND BUDGET PROCESS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City currently budgets on an annual basis pursuant to North Bend Municipal Code (“NBMC”) Chapter 2.84 (Budget Preparation); and

WHEREAS, the City Council desires to repeal NBMC Chapter 2.84 and adopt a biennial budget process beginning January 1, 2015;

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

Section 1. Repealer: North Bend Municipal Code Chapter 2.84 (Budget Preparation) is hereby repealed in its entirety.

Section 2. Biennial Budget, Adopted: A new North Bend Municipal Code Chapter 3.72 (Biennial Budget) is hereby established and adopted to read as follows:

CHAPTER 3.72 BIENNIAL BUDGET

3.72.010 Biennial budget established.

Pursuant to RCW 35A.34.040, the City Council hereby establishes a two-year biennial budget for the City of North Bend, beginning with the two-year biennium which begins January 1, 2015. The 2015 – 2016 biennial budget and all subsequent budgets shall be prepared, considered and adopted under the provisions of this chapter and Chapter 35A.34 RCW which is hereby adopted by reference as though fully set forth herein. All references to “budget” or “annual budget” contained in the North Bend Municipal Code or in the ordinances of the City shall be interpreted as referring to the “biennial budget”.

3.72.020 Mid-biennial review and modification.

Pursuant to RCW 35A.34.130, the City Council hereby provides for a mid-biennial review and modification of the biennial budget. No sooner than eight months after the start of the first year of the fiscal biennium, nor later than the first regularly scheduled City Council meeting in November of the first year of each biennial budget, the Mayor shall prepare a proposed budget modification to be effective as of January 1st of the following year. Such proposed modification shall be sent to City Councilmembers and shall be a public record and available to the public. The City Clerk shall publish a notice at least once stating that a budget modification for the ensuing fiscal year has been filed with the City Clerk and that the City Council will meet on or before the third Tuesday of December, as may be continued from time to time, for the purposes of holding a public hearing on the proposed budget modification. At such hearing or thereafter, the City Council may consider a proposed ordinance to carry out such modifications, which such ordinance shall be subject to other provisions of Chapter 35A.34 RCW. Copies of the proposed mid-biennial modification shall be made available to the public through the City Clerk. The City Clerk shall transmit a complete copy of the budget modification as adopted to the State Auditor and the Association of Washington Cities.

Section 3. Severability: Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 4. Effective Date: This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 20TH DAY OF MAY, 2014.

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Kenneth G. Hearing, Mayor

Michael R. Kenyon, City Attorney

ATTEST/AUTHENTICATED:

Published: May 28, 2014
Effective: June 2, 2014

Susie Oppedal, City Clerk