

**ORDINANCE NO. 385**

**AN ORDINANCE OF THE CITY OF WOODINVILLE, WASHINGTON, AMENDING ORDINANCE NO. 353, EFFECTIVE JANUARY 1, 2005, ADOPTING BENEFIT AND CLASSIFICATION PAY RANGES FOR CITY EMPLOYEES IN ORDER TO CORRECT A SCRIVENER'S ERROR RELATING TO REPRESENTED EMPLOYEES CURRENTLY IN THE COLLECTIVE BARGAINING PROCESS; ESTABLISHING AN EFFECTIVE DATE AND DECLARING AN EMERGENCY.**

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WHEREAS, pursuant to State law, the City Council adopted an annual salary ordinance, No. 377 establishing benefit and classification pay ranges for City employees for fiscal year 2005; and

WHEREAS, certain positions in the Public Works Department, to-wit, maintenance worker positions I, II, and III are represented by a collective bargaining representative and are currently in negotiation with the City; and

WHEREAS, said positions were inadvertently included, as a scrivener's error, in Attachment B to Ordinance No. 377; and

WHEREAS, the City Council deems it to be in the public interest and necessary to avoid an appearance that the City is violating the provisions of Chapter 41.56 RCW relating to the City's collective bargaining obligations to amend Ordinance No. 377 to delete the positions of maintenance worker I, maintenance worker II, and maintenance worker III and to revive and reconfirm the provisions of Ordinance No. 353 with respect to said positions in order to maintain the salary range and benefits as established for 2004 until such time as the collective bargaining process is completed, and

WHEREAS, in order to avoid any appearance that the City is violating the intent of the collective bargaining law by anticipating salary increases or granting them in advance of the approval of a collective bargaining agreement, the City Council hereby declares an emergency and by its vote below, makes this ordinance effective immediately upon its passage; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF WOODINVILLE, WASHINGTON,  
DO ORDAIN AS FOLLOWS:

Section 1. Ordinance No. 377 is hereby amended to delete from Attachment B the persons holding the positions of maintenance worker I, maintenance worker II, and/or maintenance worker III in the Public Works Department, with said wages to be governed by the provisions of Ordinance No. 353 until such time as a collective bargaining agreement has been reached with said employees and their collective bargaining representative. Ordinance No. 353 is hereby revised to, but only to, the extent necessary to provide wages for said provisions.

Section 2. The City Clerk is hereby authorized to amend the Exhibits to Ordinance 377 to reflect this revision.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. The City Council declares that an emergency exists necessitating that this ordinance shall become immediately effective upon passage. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not

subject to referendum, and publication shall be by an approved summary thereof consisting of the title in the official newspaper of the City.

PASSED by the City Council of the City of Woodinville this 10th day of January, 2005.

APPROVED:

  
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DON BROCHA, MAYOR

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
CITY CLERK, SANDRA PARKER

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY  \_\_\_\_\_

FILED WITH THE CITY CLERK: 1-10-2005  
PASSED BY THE CITY COUNCIL: 1-10-2005  
PUBLISHED: 1-17-2005  
EFFECTIVE DATE: 1-10-2005  
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