

CITY OF LACEY

ORDINANCE NO. 57

AN ORDINANCE PROVIDING FOR CIVIL SERVICE FOR POLICEMEN OF THE CITY OF LACEY, ESTABLISHING A CIVIL SERVICE COMMISSION, AND PRESCRIBING POWERS AND DUTIES

THE CITY COUNCIL OF THE CITY OF LACEY DO ORDAIN AS FOLLOWS:

Section 1. In order to carry out the provisions of Chapter 13, Laws of 1937 (RCW Chapter 41.12), as amended, there is hereby created and established in the City of Lacey, a classified civil service for all full paid policemen of the City, including the Chief.

Section 2. Chapter 13, Laws of 1937 (RCW Chapter 41.12), as amended by Chapter 95, Section 2, Laws of 1963, is hereby adopted by reference and made a part of this ordinance, together with all amendments and additions thereto, except as specifically modified or supplemented by this or other ordinances of the City which substantially accomplish the purpose of the state law so adopted. Three copies of said statutes shall be kept on file with the City Clerk.

Section 3. For all purposes of this ordinance, the term "appointing power" shall mean the Mayor.

Section 4. A Civil Service Commission is hereby established, consisting of three members who shall be appointed by the Mayor and shall serve without compensation, except that they may be reimbursed for necessary expenses actually incurred. Members shall meet the qualifications prescribed by state law and shall be appointed for a six year term, commencing on the first day of August of odd numbered years, except that in making first appointments, the Mayor shall designate one member to serve for a two year term, one to serve for four years, and one to serve for a six year term. Thereafter, as each term expires, appointments shall be made for a six year term. Vacancies occurring other than through the expiration of a term shall be filled for the unexpired term by appointment of the Mayor. Members may be removed for the reasons provided by state law, after a hearing before the Council or a committee thereof and a vacancy may be declared by the Mayor in the event any member ceases to be a resident of the City.

Section 5. Within 30 days after their appointment, the Commission shall meet and organize, and shall thereafter hold meetings, adopt rules and regulations consistent with state law and this ordinance, conduct investigations, and perform the duties and exercise the powers of such Commission in compliance with the state law governing the same.

Section 6. All full paid policemen holding a position in the City Police Department, including the Chief of Police, who shall have served in such position continuously for a period of six months last past, are hereby automatically adopted and inducted permanently into civil service into such office, place, position or employment which any such person has held as completely and effectually to all intents and purposes as if such person had been permanently appointed thereto under civil service after examination and investigation. Persons now holding any such position who have not served in such position continuously for a period of six months last past shall be given credit for the time they have held such position as a temporary or probationary appointment and shall be automatically adopted and inducted permanently into civil service into such position upon the completion of six months service, unless terminated prior thereto.

Section 7. All applicants for employment with the police force of the City shall be required to have the qualifications, be subject to competitive examinations, have a tenure of office, and be subject to removal and disciplinary action as provided by state law and the civil service rules and regulations adopted by the Commission pursuant thereto. Provided, that in order to enable the appointing power to exercise a choice in the filling of positions, the Commission shall certify, whenever possible, the names of three persons standing highest on the eligibility list for each vacancy existing in the class for which an appointment is to be made and the appointing power shall thereupon appoint the person he deems best suited for the position to be filled, subject to the probationary service period provided by law and the rules and regulations of the Commission. Provided Further, That the Police Chief and superior officers shall continue to have the power and authority to exercise and impose minor disciplinary action not involving removal, suspension, demotion, or reduction in pay or grade, or revocation of vacation privileges, upon members of the police force for dereliction of duty or infractions of rules, orders or policies of the police department without being required to file a written accusation, report or statement with the Commission.


Section 8. If any section, provision or part of this ordinance shall be adjudged invalid, such adjudication shall not affect the validity of the ordinance as a whole, or any section, provision or part thereof, not adjudged invalid.

Section 9. This ordinance shall take effect and be in force five (5) days after the date of this publication in the manner provided by law.

PASSED by the Council of the City of Lacey, Washington, at a regular meeting thereof, and APPROVED by the Mayor this 3<sup>rd</sup> day of August, 1967.

  
MAYOR

APPROVED AS TO FORM:

  
John R. Kramer, City Attorney

ATTEST:

  
Tim G. Burgman, City Clerk

Passed: 8/3/67

Posted: 8/17/67

Published: \_\_\_\_\_