

**ORDINANCE NO. 08-850**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY WASHINGTON, DELETING CHAPTER 3.24 AND 3.28 OF THE BLACK DIAMOND MUNICIPAL CODE AND CREATING A NEW CHAPTER 3.23 OF THE BLACK DIAMOND MUNICIPAL CODE REGARDING PAYMENT OF CITY CLAIMS OR OBLIGATIONS

WHEREAS, the City currently pays claims and obligations of the City by warrant; and

WHEREAS, the City Treasurer has advised the City Council that effective and efficient financial management practices would be furthered by the use of checks and warrants, and RCW 35A.40.020 authorizes the City to use both methods for paying claims and obligations; now therefore

THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON, ORDAINS AS FOLLOWS:

SECTION 1. Chapters 3.24 and 3.28 of the Black Diamond Municipal Code are hereby deleted in their entirety;

SECTION 2. There is hereby created a new Chapter 3.23 to the Black Diamond Municipal Code which shall read as follows:

3.23.010 Payment of claims or obligations of the City. Claims or obligations of the City shall be paid by check or warrant as determined from time to time by the City Administrator to be the most advantageous for the City.

3.23.020 Warrant and Check Authority. All warrants and checks shall be drawn and signed by any two of the following:

- (1) Mayor;
- (2) City Administrator;
- (3) Finance Director; or
- (4) City Clerk.

3.23.030 Expenditures and Disbursements. The Finance Director, City Administrator, City Clerk or Mayor of the City of Black Diamond are authorized to issue warrants or checks in payment of claims before the City Council has acted to approve the claims only upon meeting all of the following conditions:

1. The Finance Director shall cause to be submitted to the City Council for approval a listing of all such checks or warrants issued in payment of claims at a regularly scheduled public meeting within one month of issuance, and shall provide for the review of supporting documentation by the City Council; and

2. The Finance Director, City Administrator, City Clerk and Mayor have each furnished a Fidelity bond in the amount of \$50,000 for the faithful discharge of each of their duties; and

3. The Council has adopted contracting, hiring, purchasing and disbursing policies that implement effective internal control.

3.23.040 Disapproval of Claims. If, upon review by the City Council, some claims are disapproved, the Finance Director and City Administrator shall jointly cause the disapproved claims to be recognized as receivables and to pursue collection diligently until the amounts disapproved are collected or until the City Council is satisfied and approves the claims.

SECTION 3. This Ordinance shall be in full force and effect five days after its passage, approval, posting and publication as provided by law. A summary of this Ordinance may be published in lieu of publishing the Ordinance in its entirety.

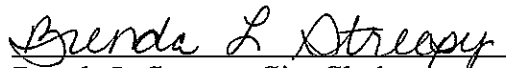
SECTION 4. If any provision of this Ordinance is determined to be invalid or unenforceable for any reason, the remaining provisions of this Ordinance shall remain in force and effect.

Introduced the 3<sup>rd</sup> day of January, 2008.

Passed by a majority of the City Council at a meeting held on the 3<sup>rd</sup> day of January, 2008.

  
\_\_\_\_\_  
Mayor Howard Botts

Attest:

  
\_\_\_\_\_  
Brenda L. Streepy, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Loren D. Combs, City Attorney

Published: 1-8-08  
Posted: 1-4-08  
Effective Date: 1-13-08