

ORDINANCE NO. 1531

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON relating to public records, and repealing chapter 1.20 DMMC entitled *Public Records* in order to adopt an updated Public Records Management Policy by Executive Order.

WHEREAS, chapter 42.56 RCW, the state's Public Records Act, requires local agencies to publish public records policies and make public records available for inspection and copying at the central office of such local agency, and

WHEREAS, Des Moines Ordinance No. 1008, passed by the City Council on February 11, 1993, established the City's policies for the handling of public records requests, and

WHEREAS, because the state's amendments to Title 42 RCW, along with chapters referenced in Title 42 RCW, are numerous, the City finds it would be more efficient to amend the City's public disclosure policies if contained in an Executive Order rather than amending chapter 1.20 DMMC for each annual legislative amendment, and

WHEREAS, the Executive Order, along with all relevant documents, forms, and exemption lists, would be readily available on the City website for public use, and

WHEREAS, WCIA, the City's insurance authority, encourages and recommends following this procedure, and

WHEREAS, the City Council finds that updating procedures for the indexing and accessing of non-exempt public records is in the public interest; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:

Sec. 1. Repealed. The previously codified provisions of chapter 1.20 DMMC and sections 1 through 21 of Ordinance No. 1008 are each repealed.

Sec. 2. Savings clause. Ordinance No. 1008, which is repealed by this Ordinance, shall remain in force and effect until the effective date of this ordinance.

Sec. 3. Severability - Construction.

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

(2) If the provisions of this ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this ordinance is deemed to control.

Sec. 4. Effective date. This ordinance shall take effect and be in full force thirty (30) days after its passage and approval in accordance with law.

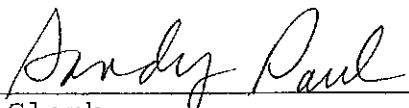
PASSED BY the City Council of the City of Des Moines this 5th day of January, 2012 and signed in authentication thereof this 5th day of January, 2012.


MAYOR

APPROVED AS TO FORM:


Assistant City Attorney

ATTEST:


City Clerk

Published: January 10, 2012

Effective Date: February 4, 2012

LEGAL NOTICE
SUMMARY OF ADOPTED ORDINANCE
CITY OF DES. MOINES

ORDINANCE NO. 1531, Adopted January 5, 2012.

DESCRIPTION OF MAIN POINTS OF THE ORDINANCE:

This ordinance relates to public records, and repeals chapter 1.20 DMMC entitled *Public Records* in order to adopt an updated Public Records Management Policy by Executive Order.

The full text of the ordinance will be mailed without cost upon request.

Sandy Paul, CMC
City Clerk

Published: January 10, 2012