

ORDINANCE NO. 3335

AN ORDINANCE OF THE CITY OF LONGVIEW, WASHINGTON AMENDING THE LONGVIEW MUNICIPAL CODE TO CLARIFY AND EXPAND THE PERMISSIBLE USES OF SURPLUS MONEYS IN THE PUBLIC SAFETY FUND.

WHEREAS, by Ordinance No. 3131 the City of Longview City Council created the public safety fund and specified the purposes for which those funds might be used; and

WHEREAS, the City Council now wishes to clarify and expand the permissible uses of surplus moneys in that fund; and

WHEREAS, the City Council recognizes that moneys expended for purposes such as law enforcement capital facilities and equipment also enhance public safety.

NOW THEREFORE, The City Council of the City of Longview do ordain as follows:

Section 1. That Chapter 3.60.010 of the Longview Municipal Code shall be, and is hereby amended to read as follows; provided, manifest and numbering errors shall be corrected prior to publication:

3.60.010 Fund established and purpose.

There is hereby created and established the public safety fund. The purpose of the public safety fund is to segregate, budget, expend, and account for moneys derived from the traffic safety camera enforcement program implemented pursuant to Chapter 11.04 LMC, Automated Traffic Safety Cameras. Expenditures from the public safety fund may only be used for the purpose of paying for the costs of the traffic safety camera enforcement program, including administrative and personnel costs, contractors, and professional services (including traffic engineering services); provided, however, if there are surplus moneys in the fund, then the surplus moneys may be expended for costs associated with traffic and pedestrian safety programs, projects, and activities unrelated to the automated traffic safety camera program, including street lighting, pedestrian street crossings and sidewalks, law enforcement capital facilities and equipment, and street maintenance equipment.

Section 2. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance and the same shall remain in full force and effect. The City of Longview hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 3. That nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. That the City of Longview City Clerk is hereby ordered and directed to cause this Ordinance to be published.

Section 5. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 6. This Ordinance shall be in full force and effect from and after thirty (30) days from the date of its passage and publication as provided by law.

Passed by the City Council this ____ day of _____, 2016.

Approved by the Mayor this ____ day of _____, 2016.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

James McNamara
City Attorney

Published: _____