

VARANCES	Initial	Date	Date Received in Council Office	Agenda Date	Assigned to:
Originator:	FTK	9/4		9/15/98	Introduction
Division Head:				9.29.98	Hearing
Dept. Head:					
Prosecutor	ROW	9/4			
Purchasing/Budget:					
Executive:	PH	9-8-98			

SUBJECT:

Amendments to WCC 2.09.030 and .090 to conform to Section 3.23 of the Whatcom County Charter

ATTACHMENTS:

Ordinance
 Memo dated 8/3/98 from Chief Civil Deputy Prosecuting Attorney Randall J. Watts
 Memo dated 7/21/98 from Joan Bird, Public Defender's Office

Related County Contract #: N/A

Should Clerk schedule a hearing: NO / / YES / / Requested Date: 9/29/98

SUMMARY STATEMENT:

These amendments are being requested to bring the Whatcom County Code in conformance with the Whatcom County Charter.

Ordinance & Resolution Distribution Request
 To keep down our copying costs, indicate only those who must receive a copy after Council action. List names to the right.

ADS Facilities Management	
ADS Finance	
ADS Human Resources	
ADS Info Services	
Assessor	
Auditor	
Cooperative Extension	
District Court	
Executive	
Health	
Hearing Examiner	
Jail	
Juvenile	
Parks	
Planning	
Prosecutor	
Public Works	
Sheriff	
Superior Court	
Treasurer	
Other	

RECOMMENDED ACTION:

Adoption

COUNCIL ACTION TAKEN:

1998 - 337 9/15/98: Introduced
 9/29/98: Adopted 7-0 Ord. #98-061

Re

Ordinance or Resolution Number
 (this item): **ORD.# 98-061**

SPONSORED BY: Executive Office

PROPOSED BY: Executive Office

INTRODUCTION DATE: 9/15/98

ORDINANCE NO. 98-061

IN THE MATTER OF AMENDING WHATCOM COUNTY CODE 2.09

WHEREAS, it is the desire of the Whatcom County Council to reactivate the Public Defense Advisory Committee as established in Whatcom County Code 2.09.090; and

WHEREAS, County Ordinance 84-22 Section 2 is in conflict with the Whatcom County Charter as it relates to WCC 2.09.030 and 2.09.090(D); and

WHEREAS, the Whatcom County Code can be brought into conformance with the following amendments;

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that the Whatcom County Code, Chapter 2.09.030 be amended as follows:

“2.09.030 Functions, duties, and powers.

“The functions, duties, and powers of the office of the public defender shall be prescribed by RCW chapter 36.26, and other applicable laws of the state of Washington and Whatcom County, ~~that as of February 1, 1988, the Whatcom County public defenders office shall not participate in any new dependency petitions either as counsel of the child or parents without first having an agreement with the state of Washington for reimbursement for its costs.~~”

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that the Whatcom County Code, Chapter 2.09.090 be amended as follows:

“2.09.090 Advisory Committee.


“There is established a public defense advisory committee which shall be composed of: . . .

“D. One non lawyer appointed by the county ~~council~~ executive.”

NOW, THEREFORE, BE IT ORDAINED that unless specifically amended in this Ordinance, all other provisions of Whatcom County Code 2.09 shall remain in full force and effect.

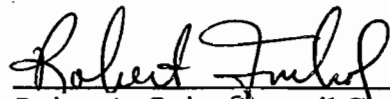
ADOPTED this 29 day of Sept., 1998.

ATTEST:



Dana Brown-Davis, Clerk of the Council

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON



Robert Imhof, Council Chair

APPROVED AS TO FORM:

Approved () Denied



Randall J. Watts, Chief Civil Deputy Prosecutor



Pete Kremen, County Executive