

CITY OF MONROE
ORDINANCE NO. 014/2023

AN ORDINANCE OF THE CITY OF MONROE, WASHINGTON, AMENDING TITLE 4 MMC BOARDS, COMMISSIONS, AND COMMITTEES BY THE ADDITION OF A NEW CHAPTER 4.80 LEOFF-1 DISABILITY BOARD THERETO; ESTABLISHING A LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' DISABILITY BOARD PURSUANT TO RCW 41.26.110; DEFINING THE STANDARDS AND PROCEDURES FOR SUCH BOARD, INCLUDING THE MEMBERSHIP CRITERIA AND POWERS AND DUTIES THEREOF; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, applicable state law, including without limitation Chapter 41.26 RCW, has defined and imposed requirements for the local administration of the Law Enforcement Officers' and Fire Fighters' 1 (LEOFF-1) retirement plan; and

WHEREAS, pursuant to RCW 41.26.110, any city with a population of 20,000 or more that employed uniformed police officers, fire employees, or both, between March 1, 1970 and October 1, 1977 (referred to as LEOFF-1 members), must establish a disability board to consider and act upon disability retirement medical claims of LEOFF-1 members; and

WHEREAS, as of June 30, 2023, the Office of Financial Management has determined that the City of Monroe's population is now greater than 20,000; and

WHEREAS, the City of Monroe's former employees include uniformed police officers who qualify as LEOFF-1 members; and

WHEREAS, in accordance with RCW 41.26.110, the City Council desires to establish a disability board to consider and act upon the disability retirement medical claims of the City's LEOFF-1 members;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MONROE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment of Title 4 MMC—New Chapter 4.80 MMC Established. Title 4 of the Monroe Municipal Code is hereby amended by the addition of a new Chapter 4.80 LEOFF-1 Disability Board to provide in its entirety as contained in Exhibit A, attached hereto and incorporated herein by this reference as if set forth in full.

Section 2. Ratification and Affirmation. All prior acts of the City substantially consistent with this ordinance and the purposes hereof are hereby ratified and affirmed.

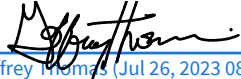
Section 3. Severability. If any section, sentence, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

Section 4. Effective Date. This ordinance shall be in full force and effect five (5) days from and after its passage and approval and publication as required by law.

PASSED by the City Council and APPROVED by the Mayor of the City of Monroe, at a regular meeting held this 25th day of July, 2023.

First Reading: 07/25/2023
Adoption: 07/25/2023
Published: 07/28/2023
Effective: 08/02/2023


CITY OF MONROE, WASHINGTON:


[Geoffrey Thomas \(Jul 26, 2023 08:46 PDT\)](#)

Geoffrey Thomas, Mayor

ATTEST:

APPROVED AS TO FORM:


[Jodi Wycoff \(Jul 26, 2023 12:12 PDT\)](#)

Jodi Wycoff, City Clerk


[Zach Lell \(Jul 26, 2023 08:42 PDT\)](#)

J. Zachary Lell, City Attorney

Exhibit A

CHAPTER 4.80 LEOFF-1 DISABILITY BOARD

Sections:

- 4.80.010 Definitions.
- 4.80.020 Establishment.
- 4.80.030 Composition.
- 4.80.040 Terms – Vacancies – Elections.
- 4.80.050 Duties and powers.
- 4.80.060 Officers, quorum, and meetings.
- 4.80.070 Compensation and expenses.
- 4.80.080 Construction and administration.

4.80.010 Definitions.

The following definitions shall apply for purposes of this chapter:

- A. “Disability board” means the board authorized by RCW 41.26.110 and this chapter to consider and act upon claims for disability by LEOFF-1 members.
- B. “LEOFF-1” means the Law Enforcement Officers’ and Fire Fighters’ 1 retirement plan as defined by Chapter 41.26 RCW.
- C. “Mayor” means the city of Monroe mayor or designee.

4.80.020 Establishment.

Pursuant to RCW 41.26.110, there is hereby established a disability board having jurisdiction over all claims for disability by members of the LEOFF-1 retirement plan employed by or retired from the city.

4.80.030 Composition.

- A. The disability board shall be composed of the following five members:
 - 1. Two members of the city council, to be appointed by the mayor.
 - 2. Two active or retired law enforcement officers employed by or retired from the city, to be elected by the law enforcement officers employed by or retired from the city who are subject to the jurisdiction of the board. All law enforcement officers employed by or retired from the city are eligible for election.
 - 3. One member from the public at large who resides within the city, to be appointed by the other four members designated in this section.
- B. At the disability board’s direction, the mayor shall advertise and solicit applications from individuals desiring to serve as the at-large member.
- C. If no eligible active or retired law enforcement officer is willing or able to be elected to the disability board pursuant to subsection (A)(2) of this section, then the following individuals may be elected to the disability board pursuant to subsection (A)(2):
 - 1. Any active or retired law enforcement officer under Chapter 41.26 RCW or Chapter 41.20 RCW who resides within the city; or
 - 2. The surviving spouse or domestic partner of a law enforcement officer who is subject to the jurisdiction of the disability board.

4.80.040 Terms – Vacancies – Elections.

- A. All members of the disability board elected or appointed pursuant to this chapter shall serve a two-year term.
- B. Any member of the disability board who ceases to have the qualifications provided in this chapter shall be deemed to have forfeited his or her office.
- C. Vacancies occurring, other than through the expiration of terms, shall be filled for the unexpired term of the outgoing member. Vacancies shall be filled in the same manner as an original appointment or election.
- D. The mayor shall organize any elections required under this chapter and shall ensure that such elections are held in a timely manner. The mayor shall provide a notice of elections to the city's law enforcement officers through their city email accounts and to the city's retired law enforcement officers by mail to the last known address provided to the city. The notice of elections shall also be posted on the city's website.

4.80.050 Duties and powers.

- A. The disability board shall perform all functions, exercise all powers, and make such determinations as specified by Chapter 41.26 RCW, as now or hereafter amended.
- B. The disability board may adopt reasonable rules consistent with state law, state regulations, and this chapter, to carry out its authority and to govern the manner and form of filings, presentations, and hearings before the disability board.

4.80.060 Officers, quorum, and meetings.

- A. At the first meeting following establishment of the disability board, and annually thereafter, the disability board shall select from among its members a chairperson, a chairperson pro tem, and such other officers as may be necessary, who shall serve in such capacity for a one-year term.
- B. The mayor may, in the mayor's discretion, designate one or more employees of the city to provide administrative support to the disability board.
- C. The presence of three members of the disability board shall constitute a quorum for the transaction of business.
- D. The disability board shall meet regularly at a scheduled time and place established by resolution of the disability board. Regular meetings may be canceled if there is no business pending before the disability board.
- E. All meetings of the disability board shall be open to the public and held in accordance with the Open Public Meetings Act, unless otherwise required or allowed by state or federal law.

4.80.070 Compensation and expenses.

Members of the disability board shall serve without compensation for their service, but members shall be reimbursed by the city for expenses incidental to their service in the manner and amount as authorized by law.

4.80.080 Construction and administration.

The provisions of this chapter shall be reasonably construed and administered in a manner consistent with applicable state law and state regulations, including without limitation Chapter 41.26 RCW and any future amendments thereto.












Ord 014 2023 Establishing LEOFF-1 Board

Final Audit Report

2023-07-26

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