CITY OF LYNNWOOD

RESOLUTION NO. 2011-08

A RESOLUTION OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO REDUCTION OF THE CITY’S ANNUAL FEE FOR EACH EMPLOYEE OF A RESIDENT BUSINESS UPON THE CITY ATTAINING STATED FINANCIAL BENCHMARKS; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the Mayor’s Proposed Preliminary 2011-2012 Biennium Budget of September 13, 2010 reflected a deficit of $21 Million; and

WHEREAS, the Council President formed the Budget Task Group in October, 2010; and

WHEREAS, on November 11, 2010 the Mayor presented the City Council with a Preliminary 2011-2012 Biennium Budget which contained an unstipulated, significant shortfall; and

WHEREAS, the Budget Task Group determined that the Budget deficit was approximately $24 Million; and

WHEREAS, the City Council determined that the massive deficit could not be reconciled without imposing new taxes on the City’s businesses and its citizens; and

WHEREAS, the City Council passed Ordinance No. 2863 increasing the annual fee for "Each employee of resident business" from $15.50 per employee to $85.00 per employee for the 2011 - 2012 Biennium; and

WHEREAS, the City Council acknowledges that this extraordinary measure was necessitated by extraordinary circumstances and should not be construed as a trend, and the City Council intends that upon the City attaining certain financial benchmarks, the annual fee for "Each employee of resident business" should be reduced as stated in this Resolution; now therefore

THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, DOES RESOLVE AS FOLLOWS:

RECEIVED
DEC 20 2011
EXECUTIVE DEPT.
Section 1. The City Council declares that it is the Council's intent that as soon as the following financial conditions are met, the annual fee for "Each employee of resident business" shall be reduced from $85.00 per employee to $39.00 per employee:

1. The loan of approximately $3 Million from the City's Water Utility Fund to the City's General Fund is repaid in full; and
2. The General Fund Reserve Fund balance is restored to $4 Million; and
3. Sales Tax collected exceeds Sales Tax projections for three (3) consecutive months.

Therefore, as soon as the Finance Director determines that the three conditions stated above are satisfied, the Finance Director shall bring an ordinance to the City Council for consideration that amends the fee schedule in LMC 3.104.010 to reduce the City's annual fee for "Each employee of resident business" from $85.00 per employee to $39.00 per employee.

Section 2. If any section, subsection, sentence, phrase or word of this Resolution should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, phrase or word of this Resolution.

PASSED by the City Council this 27 day of June, 2011

APPROVED by the Mayor this 21 day of , 2011.

APPROVED:

[Signature]

DON GOUGH, MAYOR

ATTEST/AUTHENTICATED:

[Signature]

Lorenzo Hines, FINANCE DIRECTOR

APPROVED AS TO FORM:

[Signature]

Rosemary Larson, CITY ATTORNEY

RECEIVED
DEC 20 2011
EXECUTIVE DEPT.