

twenty-five hundred or more to less than twenty-five hundred, it shall continue to have a seven member council. If, after a city has become a council-manager code city its population increases to twenty-five hundred or more inhabitants, the number of councilmanic offices in such ~~((a))~~ city ~~((shall))~~ may increase from five to seven members upon the affirmative vote of a majority of the existing council to increase the number of councilmanic offices in the city. When the population of a council-manager code city having five councilmanic offices increases to five thousand or more inhabitants, the number of councilmanic offices in the city shall increase from five to seven members. ~~((It [In] that))~~ In the event of an increase in the number of councilmanic offices, the city council shall, by majority vote, pursuant to RCW 35A.13.020, appoint two persons to serve in these offices until the next municipal general election, at which election one person shall be elected for a two-year term and one person shall be elected for a four-year term. The number of inhabitants shall be determined by the most recent official state or federal census or determination by the state office of financial management. A charter adopted under the provisions of this title, incorporating the council-manager plan of government set forth in this chapter may provide for an uneven number of councilmen not exceeding eleven.

Passed the Senate March 15, 1983.

Passed the House April 18, 1983.

Approved by the Governor April 23, 1983.

Filed in Office of Secretary of State April 23, 1983.

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## CHAPTER 129

[Substitute Senate Bill No. 3151]

### ATTORNEYS HIRED TEMPORARILY BY CITIES AND TOWNS FOR PROSECUTOR DUTIES—CONTRACT DURATION

AN ACT Relating to counties; and amending section 36.32.200, chapter 4, Laws of 1963 and RCW 36.32.200.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 36.32.200, chapter 4, Laws of 1963 and RCW 36.32.200 are each amended to read as follows:

It shall be unlawful for ~~((the board of))~~ a county ~~((commissioners))~~ legislative authority to employ~~(;)~~ or contract with~~(, or pay)~~ any ~~((special))~~ attorney or counsel to perform any duty which ~~((the attorney general or))~~ any prosecuting attorney is authorized or required by law to perform, unless the contract of employment of such ~~((special))~~ attorney or counsel has been first reduced to writing and approved by the presiding superior court judge of the county ~~((or a majority of the judges))~~ in writing endorsed thereon. This section shall not prohibit the appointment of deputy prosecuting attorneys in the manner provided by law.

Any contract written pursuant to this section shall be limited to two years in duration.

Passed the Senate March 24, 1983.

Passed the House April 16, 1983.

Approved by the Governor April 23, 1983.

Filed in Office of Secretary of State April 23, 1983.

## CHAPTER 130

[Reengrossed Substitute Senate Bill No. 3161]

### SERVICE DISTRICTS—BRIDGE OR ROAD IMPROVEMENTS CAPITAL AND MAINTENANCE COST FUNDING—IMPROVEMENT DISTRICTS—POWERS AND DUTIES

AN ACT Relating to service districts; amending section 19, chapter 2, Laws of 1983 and RCW 84.52.052; and adding a new chapter to Title 36 RCW.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION.** Sec. 1. The legislative authority of a county may establish one or more service districts within the county for the purpose of providing and funding capital and maintenance costs for any bridge or road improvement a road district has the authority to provide. A service district may not include any area within the corporate limits of a city or town unless the city or town governing body adopts a resolution approving inclusion of the area within its limits. A service district is a quasi municipal corporation, an independent taxing "authority" within the meaning of Article VII, section 1 of the state Constitution, and a "taxing district" within the meaning of Article VII, section 2 of the state Constitution.

A service district shall constitute a body corporate and shall possess all the usual powers of a corporation for public purposes as well as all other powers that may now or hereafter be specifically conferred by statute, including, but not limited to, the authority to hire employees, staff, and services, to enter into contracts, and to sue and be sued. All projects constructed by a service district pursuant to the provisions of this chapter shall be competitively bid and contracted.

The county legislative authority shall be the governing body of a service district. The county treasurer shall act as the ex officio treasurer of the service district. The electors of a service district are all registered voters residing within the district.

**NEW SECTION.** Sec. 2. (1) A county legislative authority proposing to establish a service district, or to modify the boundaries of an existing service district, or to dissolve an existing service district, shall conduct a hearing at the time and place specified in a notice published at least once, not less than ten days prior to the hearing, in a newspaper of general circulation within the proposed service district. This notice shall be in addition to any other notice required by law to be published. The notice shall, where