

ORDINANCE NO. O-4484

AN ORDINANCE RELATING TO CREATION OF A METROPOLITAN PARK DISTRICT WITH BOUNDARIES COEXTENSIVE WITH THE CITY TO BE KNOWN AS THE KIRKLAND AQUATICS AND RECREATION DISTRICT; REQUESTING THAT A PROPOSITION TO FORM THE KIRKLAND AQUATICS AND RECREATION DISTRICT BE SUBMITTED TO THE VOTERS WITHIN THE PROPOSED BOUNDARIES OF THE DISTRICT, AT THE NOVEMBER 3, 2015, GENERAL ELECTION; AND PROVIDING FOR PROPERLY RELATED MATTERS.

1 WHEREAS, by Resolution R-5124, the Kirkland City Council has
2 previously found that there is a need to create a stable funding source
3 for parks and other recreational facilities and programs, including
4 specifically to fund a proposed Aquatics, Recreation and Community
5 Center (the "ARC"), to serve the residents of Kirkland; and
6

7 WHEREAS, chapter 35.61 RCW provides that a metropolitan
8 park district ("MPD") may be created upon voter approval of a ballot
9 measure submitted to the voters of the proposed district; and
10

11 WHEREAS, state law (including chapters 35.61, 67.20 and
12 84.52 RCW) authorizes MPDs to levy and impose various taxes and
13 fees to provide ongoing funding to construct, maintain, operate and
14 improve recreational facilities including pools, parks, community centers
15 and other recreational facilities; and
16

17 WHEREAS, the City Council finds that it is in the best interests
18 of the residents of Kirkland to submit to the voters a ballot proposition to
19 create an MPD, to be known as the Kirkland Aquatics and Recreation
20 District, to provide a stable funding source for the proposed ARC and
21 other future parks and recreational facilities and programs.
22

23 NOW, THEREFORE, be it ordained by the City Council of the
24 City of Kirkland, as follows:
25

26 **Section 1. Election – Ballot Title.** The City Council directs the
27 City Clerk to file this ordinance with the Director of Elections of King
28 County, Washington, as *ex officio* supervisor of elections. The Clerk
29 shall request that the Director of Elections call and conduct a special
30 election in the City of Kirkland in conjunction with the general election to
31 be held on November 3, 2015, for the purpose of submitting to the voters
32 within the boundaries of the City (which are the boundaries of the
33 proposed district) a proposition to form a metropolitan park district as
34 authorized under chapter 35.61 RCW. The City Clerk is directed to
35 certify to the King County Director of Elections a ballot title in
36 substantially the following form, with such changes as may be approved
37 by the City Attorney:

38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86

PROPOSITION 1
Formation of Kirkland Aquatics and Recreation District

Proposition 1 concerns formation of a metropolitan park district under chapter 35.61 RCW.

This proposition would create the Kirkland Aquatics and Recreation District to fund construction, operation, maintenance and improvement of a proposed Aquatics Recreation and Community Center and other parks and recreational facilities; raise revenue by levying property taxes; contract with the City to perform its functions and provide for oversight by a Citizen Advisory Committee to ensure accountability. Its boundaries would be the same as the City of Kirkland and the elected City Councilmembers would comprise its board.

[] **For** the formation of the Kirkland Aquatics and Recreation District to be governed by the members of the Kirkland City Council serving in an *ex officio* capacity as the Board of Commissioners.

[] **Against** the formation of the Kirkland Aquatics and Recreation District.

For purposes of RCW 29A.36.080, the Kirkland City Attorney is identified as the person to whom the King County Director of Elections shall provide notices regarding the ballot title.

Section 2. Boundaries of the Kirkland Aquatics and Recreation District; Composition of Governing Board. The boundaries of the Kirkland Aquatics and Recreation District will be coterminous with the boundaries of the City of Kirkland. The elected City Councilmembers of the City of Kirkland would be designated to serve in an *ex officio* capacity as the board of metropolitan park commissioners.

Section 3. Ratification. The City Clerk's certification to the King County Director Elections of the proposition in Section 1 and any other acts taken after the passage of this Ordinance and consistent with its authority, are hereby ratified and confirmed.

Section 4. Effective Date. This Ordinance shall be in full force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open public meeting this 21st day of July, 2015.

Signed in authentication thereof this 21st day of July, 2015.

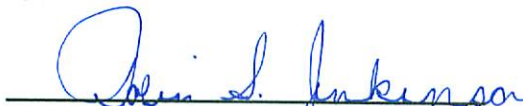

MAYOR

Attest:


City Clerk

Publication Date: July, 27 2015

Approved as to Form:


City Attorney