

ORDINANCE O-4591

AN ORDINANCE OF THE CITY OF KIRKLAND AUTHORIZING THE CITY TO PROVIDE LOCAL ANIMAL SERVICES THROUGH ESTABLISHMENT OF A LOCAL ANIMAL CONTROL AUTHORITY IN THE KIRKLAND POLICE DEPARTMENT, AND TO HIRE AND TRAIN LOCAL ANIMAL CONTROL OFFICERS, AND TO ENTER INTO THIRD PARTY CONTRACTS NECESSARY TO SUPPORT THE CITY'S LOCAL ANIMAL SERVICES.

1           WHEREAS, the City of Kirkland has, in the past, for many years  
2 contracted with King County to allow the County to provide the City with  
3 animal services, such as animal control, sheltering and licensing; and  
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5           WHEREAS, beginning in 1985, the City adopted the animal  
6 control ordinances enacted by King County, which are currently in effect  
7 in the City, codified at Kirkland Municipal Code, KMC chapter 8.04; and  
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9           WHEREAS, the City's contract with King County will expire on  
10 December 31, 2017; and  
11

12           WHEREAS, on November 1, 2016, the City made a decision to  
13 begin providing its own local animal services commencing on January 1,  
14 2018; and  
15

16           WHEREAS, the City Council held a study session on July 18,  
17 2017, to review initial proposed ordinances to eventually replace KMC  
18 chapter 8.04 and establish a local animal control authority in the City;  
19 and to set license fees, fines and penalties for the City; and to enter into  
20 contracts with third parties to support the City's local animal services;  
21 and  
22

23           WHEREAS, this Ordinance authorizes the City, at this time, to set  
24 up a local animal control authority in the Kirkland Police Department; to  
25 hire and train animal control officers; and to enter into third party  
26 contracts necessary to begin providing local animal services as of  
27 January 1, 2018; and  
28

29           WHEREAS, the City is interviewing candidates for the position of  
30 local animal control officer and should make a hiring decision by  
31 approximately September 1, 2017, and adopt relevant animal services  
32 and animal control ordinances before then, or soon thereafter, so that  
33 the City may properly train the animal control officer to be prepared to  
34 begin enforcement of the City's animal services and animal control  
35 ordinances as of January 1, 2018; and  
36

37           WHEREAS, the City is negotiating with PetData to enter into a  
38 contract to provide licensing services for the City to begin on January 1,  
39 2018, and the City needs to provide PetData with the license fees, fines  
40 and penalties the City will assess once it begins providing local animal  
41 services on January 1, 2018; and

42 WHEREAS, the City is negotiating with the Everett Animal Shelter  
43 to provide animal shelter services for the City to begin on January 1,  
44 2018.

45  
46 NOW, THEREFORE, the City Council of the City of Kirkland do  
47 ordain as follows:

48  
49 Section 1: A new Title 8.09 of the Kirkland Municipal Code is  
50 hereby created to read as follows:

51  
52 **Chapter 8.09**  
53 **ANIMAL CONTROL AUTHORITY**

54 **Sections:**

- 55 8.09.010 Animal control authority - established.
- 56 8.09.020 Animal control officer - established - compensation.
- 57 8.09.030 Agreements - authorization.
- 58 8.09.040 Educational canvassing program.
- 59 8.09.050 Gifts, bequests and donations - solicitation and  
60 acceptance.

61  
62 **8.09.010 Animal control authority - established.**

63 There is established, in the City of Kirkland, an animal control authority  
64 in the police department. The animal control authority is by this chapter  
65 designated the agency authorized to provide animal services and  
66 enforce animal control laws for the City commencing on January 1,  
67 2018.

68  
69 **8.09.020 Animal control officer - established - compensation.**

70 There is established within the Animal Control Authority the position of  
71 Animal Control Officer, which duties shall be defined and compensation  
72 rate determined in accordance with City of Kirkland personnel policies.

73  
74 **8.09.030 Agreements - authorization.**

75 The city manager or designee is authorized to enter into an agreement  
76 with a vendor for the licensing of pets. The city manager or designee  
77 is also authorized to enter into animal care agreements with shelters  
78 and veterinarians as necessary, and to enter into other agreements with  
79 other third parties as necessary to implement this code.

80  
81 **8.09.040 Educational canvassing program.**

82 The City shall develop and implement an educational canvassing  
83 program within the City limits for compliance with the licensing  
84 requirements of this chapter. The canvassing program may authorize  
85 residents to purchase pet licenses from canvassers and shall authorize  
86 canvassers to report animal cruelty complaints to the police department.

87  
88 **8.09.050 Gifts, bequests and donations - solicitation and**  
89 **acceptance.**

90 A. Consistent with KMC Chapter 3.14, city officials and staff who  
91 report directly to those officials may accept from the general public and  
92 business communities and all other persons, gifts, bequests and  
93 donations to the City in support of animal services. City officials and  
94 staff who report directly to those officials may solicit gifts, bequests and  
95 donations to the City in support of animal services if authorized to do so  
96 through a resolution approved by the council.

97 B. All gifts, bequests and donations of money to the City for  
98 animal services shall be deposited and credited to a donation account,  
99 specifically set up to receive only funds from animal services donations.  
100

101 Section 2. If any provision of this ordinance or its application to  
102 any person or circumstance is held invalid, the remainder of the  
103 ordinance or the application of the provision to other persons or  
104 circumstances is not affected.  
105


106 Section 3. This ordinance shall be in force and effect five days  
107 from and after its passage by the Kirkland City Council and publication  
108 pursuant to Section 1.08.017, Kirkland Municipal Code in the summary  
109 form attached to the original of this ordinance and by this reference  
110 approved by the City Council.  
111

112 Passed by majority vote of the Kirkland City Council in open  
113 meeting this 2nd day of August, 2017.  
114

115 Signed in authentication thereof this 2nd day of August, 2017.

  
\_\_\_\_\_  
Amy Walen, Mayor

Attest:

  
\_\_\_\_\_  
Kathi Anderson, City Clerk

Publication Date: August 7, 2017

Approved as to Form:

  
\_\_\_\_\_  
Kevin Raymond, City Attorney

PUBLICATION SUMMARY  
OF ORDINANCE O-4591

AN ORDINANCE OF THE CITY OF KIRKLAND AUTHORIZING THE CITY TO PROVIDE LOCAL ANIMAL SERVICES THROUGH ESTABLISHMENT OF A LOCAL ANIMAL CONTROL AUTHORITY IN THE KIRKLAND POLICE DEPARTMENT, AND TO HIRE AND TRAIN LOCAL ANIMAL CONTROL OFFICERS, AND TO ENTER INTO THIRD PARTY CONTRACTS NECESSARY TO SUPPORT THE CITY'S LOCAL ANIMAL SERVICES.

SECTION 1. Establishes an animal control authority with compensation for the animal control officer, authorizes the signing of third party contracts and acceptance of gifts, bequests and donations in support of animal services.

SECTION 2. Provides a severability clause for the ordinance.

SECTION 3. Authorizes publication of the ordinance by summary, which summary is approved by the City Council pursuant to Section 1.08.017 Kirkland Municipal Code and establishes the effective date as five days after publication of summary.

The full text of this Ordinance will be mailed without charge to any person upon request made to the City Clerk for the City of Kirkland. The Ordinance was passed by the Kirkland City Council at its meeting on the 2nd day of August, 2017.

I certify that the foregoing is a summary of Ordinance O-4591 approved by the Kirkland City Council for summary publication.

  
Kathi Anderson, City Clerk