

ORDINANCE NO. 2395

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE CITY MANAGER, PROVIDING FOR THE CREATION OF THE POSITION OF PARKING ENFORCEMENT, THE SUPERVISION THEREOF AND PRESCRIBING THE DUTIES AND RELATED ASPECTS OF SAID POSITION.

BE IT ORDAINED by the City Council of the City of Kirkland as follows:

Section 1. The City Manager of the City of Kirkland is hereby authorized to create the position of Parking Enforcement Person, for the specific limited purpose of enforcing vehicle parking restrictions and regulations now and hereafter existing within the jurisdiction of the City of Kirkland. Additionally, the City Manager is hereby authorized to transfer the supervision of said position to that particular city department head deemed most appropriate by the City Manager.

Section 2. The herein created position of Parking Enforcement Person shall operate according to the terms and conditions herein set forth.

Section 3. In a manner consistent with Kirkland Municipal Code 3.80, the City Manager or applicable department head is hereby authorized and empowered to appoint from time to time as is necessary, personnel to the position of Parking Enforcement Person.

Section 4. The holder of a position as Parking Enforcement Person shall not be construed to be a uniformed Law Enforcement Officer as defined in, or for the purposes of, Chapter RCW 41.26, or pertinent provisions of the Kirkland Municipal Code; but shall be construed to be a non-civil service city employee performing a special limited function consistent with the meaning and intent of the position and this Ordinance so creating.

Section 5. The Chief of Police, upon appointment of an individual to the position of Parking Enforcement Person, shall issue to such individual a Certificate of Appointment and a metal badge carrying a number to be assigned by the Chief.

Section 6. A Parking Enforcement Person, while performing the duties of the position as herein contained, shall wear a uniform consistent with Police Department policy and issued by the Department.

Section 7. The following duties are hereby imposed upon the position of Parking Enforcement Person:

- (1) To properly and conscientiously enforce any and all then existing vehicle parking restrictions and regulations within the jurisdiction of the City of Kirkland; and
- (2) To properly and conscientiously enforce the provisions and intent of Kirkland Municipal Code 14.36.010 relating to certain moorage time restrictions within the jurisdiction of the City of Kirkland; and
- (3) Such enforcement shall consist of Police Department monitoring procedures as are reasonable and practicable and the subsequent issuance of citations for overtime parking or overtime moorage where applicable, on a citation form to be approved and furnished by the Chief of Police; and
- (4) The Parking Enforcement Person so issuing said citation shall appear at proceedings, judicial or otherwise, as is necessary to fully pursue the purpose of the position; and
- (5) Such other duties as the City Manager may issue.

Section 8. The authority of a Parking Enforcement Person is hereby limited to the issuance of lawful citations pursuant to the meaning and intent of Section 7. Specifically, a Parking Enforcement Person shall not and does not have the authority to arrest, nor to effect vehicle or watercraft impound, except by referral to law enforcement personnel of the City having such authority to arrest or impound.

Section 9. Prior to filling the position of Parking Enforcement Person, the City Manager or applicable department head shall determine the applicable rate of pay and the normal work week and expected variations thereto. All related and other aspects of such position shall be determined by reference to applicable provisions of the Kirkland Municipal Code.

Section 10. If any provision or section of this ordinance, or its application to any person or circumstances is held invalid, the remainder of the provisions, sections, or the application thereof to any persons or circumstances is not effected.

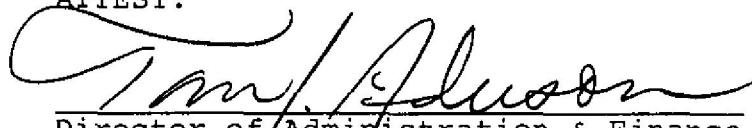
Section 11. This ordinance shall be in force and effect five (5) days from and after its passage by the City Council and publication as required by law.

ADOPTED BY MAJORITY VOTE of the Kirkland City Council at regular meeting on the 19th day of June, 1978.

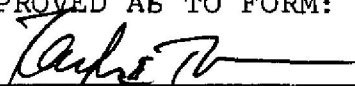
SIGNED IN AUTHENTICATION thereof on the 19th day of June, 1978.


MAYOR

ATTEST:


Director of Administration & Finance

APPROVED AS TO FORM:


City Attorney