

ORDINANCE O-4900

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE TOURISM DEVELOPMENT COMMITTEE AND AMENDING SECTIONS 5.19.220 AND 5.19.260 OF THE KIRKLAND MUNICIPAL CODE.

1 WHEREAS, pursuant to RCW 67.28.1817, any city with a population in excess of five  
2 thousand that has imposed a lodging excise tax pursuant to state law is required to establish  
3 a lodging tax advisory committee consisting of at least five members; and  
4

5 WHEREAS, in 2001, the City of Kirkland levied a lodging excise tax of one percent and  
6 established a lodging tax advisory committee; and  
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8 WHEREAS, the regulations for the City's lodging excise tax and establishment of the  
9 City's advisory committee, known as the Tourism Development Committee (TDC), are set forth  
10 in chapter 5.19 of the Kirkland Municipal Code (KMC); and  
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12 WHEREAS, the current term limits and term lengths of TDC members are not  
13 consistent with those of other City Boards and Commissions; and  
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15 WHEREAS, the current voting requirements relating to the TDC do not clarify ethical  
16 review and voting restrictions in cases where a conflict of interest exists; and  
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18 WHEREAS, the City Council finds that it is in the public interest and benefit to establish  
19 term limits, term lengths, and ethical voting standards for the TDC.  
20

21 NOW, THEREFORE, the City Council of the City of Kirkland do ordain as follows:  
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23 Section 1. KMC 5.19.220, and the corresponding portions of Ordinance O-4588 § 2  
24 (2017), is amended to read as follows, with new text shown in underline and deleted text shown  
25 in ~~strikethrough~~:  
26

27 **5.19.220 Membership.**  
28

29 The TDC shall be comprised of eight voting members, each appointed by the city council.  
30 The council may appoint nonvoting members to the TDC. Members of the TDC are not  
31 required to be residents of the city of Kirkland.  
32

33 (a) Voting members shall be as follows:

34 (1) Two members shall be city council members, one of whom shall serve as  
35 chair and the other as vice-chair as determined by the council;

36 (2) Six members shall be appointed by the city council for four-year terms, as  
37 follows:

38 (i) Three members shall be representatives of businesses required to  
39 collect tax under this chapter, and they shall occupy seats one, two,  
40 and three on the TDC; and

41 (ii) ~~(3)~~ Three members shall be persons involved in activities  
42 authorized to be funded by revenue received under this chapter and  
43 they shall occupy seats four, five, and six on the TDC.  
44

- (b) ~~The term of membership shall be through March 31st of the year following appointment; provided, that a~~ Initial terms shall be as follows: seat one shall have the term expire on March 31, 2026; seat two shall have the term expire on March 31, 2027; seat three shall have the term expire on March 31, 2028; seat four shall have the initial term expire on March 31, 2026, and the subsequent term for seat four shall expire on March 31, 2030; seat five shall have the initial term expire on March 31, 2026, and the subsequent term for seat five shall expire on March 31, 2027; and seat six shall have the initial term expire on March 31, 2026, and the subsequent term for seat five will be March 31, 2028.
- (c) All subsequent terms following those stated in subsection (b) shall be for four years from the prior term expiration, with all terms expiring on March 31 of the year each term ends. A member's term shall not expire until the appointment of a new member is effective. Should a vacancy occur, the city council will appoint an interim member for the remainder of the term. Members appointed by the council shall not serve more than two consecutive four-year terms without being off of the TDC for at least one year in between terms. Once at least one year has passed, the council may reappoint a member to serve on the TDC for additional full or partial terms.
- (d) By statute, eligibility for appointment under subsection (a)(2)(i) or (a)(32)(ii) of this section is mutually exclusive. The council shall review the membership of the advisory committee annually and make changes as appropriate. Each year there is a vacancy, organizations representing businesses required to collect the lodging tax, organizations involved in activities authorized to be funded by lodging tax revenue, and local agencies involved in tourism promotion may submit recommendations for membership on the TDC to the City Council.

Section 2. KMC 5.19.260, and the corresponding portions of Ordinance O-3798 § 1 (2001), is amended to read as follows:

**5.19.260      Voting.**

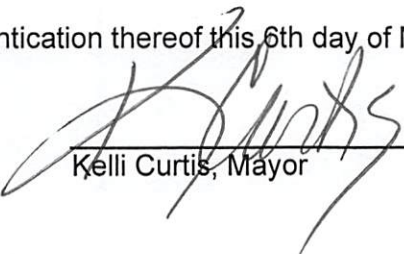
- (a) Each voting member is entitled to one vote. All matters establishing policies, recommendations, or decisions shall be decided by a majority vote of voting members present.
- (b) Members with a conflict of interest as defined by the Code of Ethics, contained in chapter 3.14 KMC, must abstain from any discussion of or voting on specific grant awards directly related to their organization. Members with this conflict may participate in discussion of and voting related to overall budget-related decisions, even where the overall budget includes grant awards to their organization.

Section 3. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances is not affected.

Section 4. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication in the summary form attached to the original of this ordinance.

96 Passed by majority vote of the Kirkland City Council in open meeting this 6th day of  
97 May, 2025.  
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99

Signed in authentication thereof this 6th day of May, 2025.

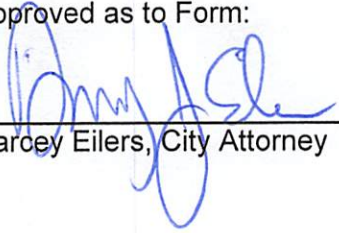
  
Kelli Curtis, Mayor

Attest:

  
Elizabeth Adkisson, Acting City Clerk

Publication Date: May 12, 2025

Approved as to Form:

  
Darcey Eilers, City Attorney

PUBLICATION SUMMARY  
OF ORDINANCE NO. O-4900

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO THE TOURISM  
DEVELOPMENT COMMITTEE AND AMENDING SECTIONS 5.19.220 AND  
5.19.260 OF THE KIRKLAND MUNICIPAL CODE.

1        SECTION 1. Modifies KMC 5.19.220 to revise the terms of office for members of the  
2 City's Tourism Development Committee.

3  
4        SECTION 2. Modifies KMC 5.19.260 to address members voting on funding awards  
5 to their own organizations.

6  
7        SECTION 3. Provides a severability clause for the ordinance.

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9        SECTION 4. Authorizes publication of the ordinance by summary and establishes the  
10 effective date as five days after publication of summary.

11  
12        The full text of this Ordinance will be mailed without charge to any person upon request  
13 made to the City Clerk for the City of Kirkland. The Ordinance was passed by the Kirkland City  
14 Council at its meeting on the 6th day of May, 2025.

15  
16        I certify that the foregoing is a summary of Ordinance O-4900 approved by the Kirkland  
17 City Council for summary publication.

  
Elizabeth Adkisson, Acting City Clerk