



CITY OF
BAINBRIDGE ISLAND

**CITY COUNCIL REGULAR BUSINESS MEETING
TUESDAY, APRIL 26, 2022**

COUNCIL CHAMBERS
280 MADISON AVENUE NORTH
BAINBRIDGE ISLAND, WA

AND

ZOOM WEBINAR

PLEASE CLICK THE LINK BELOW TO JOIN THE WEBINAR:
[HTTPS://BAINBRIDGEWA.ZOOM.US/J/92947338351](https://bainbridgewa.zoom.us/j/92947338351)
OR TELEPHONE: US: +1 253 215 8782
WEBINAR ID: 929 4733 8351

AGENDA

1. **CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE - 6:00 PM**
2. **APPROVAL OF AGENDA / CONFLICT OF INTEREST DISCLOSURE - 6:05 PM**
3. **PRESENTATION(S)**
 - 3.A **(6:10 PM) Proclamation Recognizing April 29, 2022 as "Arbor Day,"** 5 Minutes
[Arbor Day Proclamation 2022.docx](#)
4. **PUBLIC COMMENT - 6:15 PM**

Public comment is accepted at this time on any topic of municipal interest. Each commenter will have three minutes to speak. Public comment is not taken on individual agenda items during the meeting. Please refer to guidelines and instructions for public comment attached below. Public comment may be provided in-person in Council Chambers or remotely through Zoom.

 - 4.A **Instructions for Providing Public Comment**
[Instructions for Providing Public Comment at Hybrid Meetings.docx](#)
5. **CONSENT AGENDA - 6:30 PM**

All items listed under this section are considered to be routine and will be acted upon with one motion and one vote. There will be no separate discussion of these items unless a member of the City Council, or City Manager so requests, in which event, the item will be considered separately in its normal sequence.

- 5.A **Agenda Bill for Consent Agenda** 5 Minutes

- 5.B **Approve Accounts Payable and Payroll**
 Council Report PR 4-20-22.pdf
 AP Report to Council of Cash Disbursements 04-27-22.pdf

- 5.C **Approve City Council Meeting Minutes**
 Special City Council Meeting Minutes, April 12, 2022.docx
 Regular City Council Meeting Minutes, April 12, 2022.docx

- 5.D **Approve a Budget Amendment for Construction of the City Farm Trail (\$26,000.00) - Public Works,**
 City Farm Trail Concept- Lovgreen to Day.pdf

- 5.E **Accept Donation and Approve a Budget Amendment for the Implementation of Dana’s Trail, and Direct the City Manager to Execute a Related Memorandum of Understanding (\$60,000.00) - Public Works**
 SW Ltr to COBI re Dana's Trail Grant Final 041922.pdf
 Dana's Trail Concept Map.pdf

- 5.F **Accept Donation of Two Sound to Olympics Trail Bench Shelters from the Bainbridge Island Parks Foundation, and Authorize the City Manager to Execute a Related Donation Agreement - Public Works,**
 Donation Agreement - STO Shelters Parks Foundation.docx
 Attachment A.pdf
 Attachment B.pdf

- 5.G **Award the 2022 Road Striping Project to the Apparent Low Bidder, Stripe Rite, Inc., and Authorize the City Manager to Execute an Associated Construction Contract (\$177,936.94) - Public Works,**
 2022 SWR Contract Road Striping.docx
 2022 Road Striping Bid Form.docx

- 5.H **Review First Quarter 2022 Workplan Document - Executive,** 10 Minutes
 2022_Q1_Memo_for CC 04262022
 2022 Workplan - Q1 project list for 04262022
 2022 Workplan - project timeline

- 5.I **Acknowledge Conferral With Bainbridge Island Land Trust To Acquire the 45 Acre Rockaway Bluff Preserve and Authorize the City Manager to Provide a Letter of Support.** 5 Minutes
 City of Bainbridge Island Council Member RBP Conferral FINAL.pdf
 Rockaway Bluff Preserve RCO Grant Letter of Support City of Bainbridge Island 04272022.pdf

- 5.J **Consider Interlocal Agreement with the Bainbridge Island Metropolitan Park and Recreation District in Preparation for a New Sail Float Attached to the City Dock - Public Works,** 5 Minutes
 ILA for Relocation of Sailing Float.docx

- 5.K **Consider Resolution No. 2022-18 to Set a Public Hearing Date to Consider Vacation of Portions of Ward Avenue NE and NE Ewing Street - Public Works,** 5 Minutes

Resolution No. 2022-18 Setting Public Hearing for Ward Ave NE NE Ewing Road Vacation.docx
Resolution No. 2022-18 EXHIBIT A.docx
Ward Ave NE NE Ewing Road Vacation Staff Report.docx
Ward Ave NE NE Ewing Comments.pdf

5.L Cancel the May 3, 2022, City Council Study Session

6. COUNCIL ANNOUNCEMENTS - 6:35 PM

7. CITY MANAGER'S REPORT - 6:45 PM

7.A City Manager's Report 5 Minutes
Climate Action Plan Status Update Memo - Quarter 1 2022.docx

8. PUBLIC HEARING(S)

8.A (6:50 PM) Hold Public Hearing regarding Ordinance No. 2022-09 relating to Small Wireless Facilities and Adopt Ordinance No. 2022-09 - Executive/Planning, 10 Minutes
Ordinance No. 2022-09 Small Wireless Code Revisions - Public Hearing Draft
Ordinance No. 2022-09 Small Wireless Code Revisions - Public Hearing Draft - Additional Text Not Included
City Attorney Memo to Planning Commission - Ordinance No. 2022-09 - Small Wireless Facilities
Small Wireless Code Presentation (for Council 4-12-22)
[For Background] Planning Commission Minutes - August 13, 2020
[For Background] Draft Small Wireless Code Revisions Memo from Daniel Kenny 061920

9. REGULAR BUSINESS

9.A (7:00 PM) Public Safety Quarterly Report, 30 Minutes
2022-04-26 Public Safety Report to Council Full Slideshow.pdf

9.B (7:30 PM) Consider Adopting Resolution No. 2022-15 Related to the Puget Sound Energy Green Power Program, Authorizing the City Manager to Execute a New Green Energy Services Agreement with Puget Sound Energy, Inc., and Authorizing the City Manager to Terminate Any Existing Similar Agreement (\$20,000/year) - Executive, 10 Minutes
Resolution 2022-15 Relating to the Purchase of Designated One Hundred Percent Green Power.docx

9.C (7:40 PM) Cost Share Proposal from the Washington State Department of Transportation Related to the Adas Will Round About Tree Impact, 15 Minutes
OC22-002 XL6101 Large Tree Proposal.pdf

9.D (7:55 PM) Consider Recommendation to Revise the Governance Manual regarding Race Equity Advisory Committee Council Liaisons' Duties, 10 Minutes
Suggested Revisions to Governance Manual 052521 - Liaison - only revised section

9.E (8:05 PM) Consider Recommendation from Joint Council and Ethics Board Subcommittee Regarding Anonymity, 10 Minutes

10. COMMUNICATIONS - 8:15 PM

- 10.A Receive Planning Commission's April 14, 2022 Action on Draft Ordinance No. 2022-02 to Implement an Increased Density Bonus for Affordable Housing Development on Property Owned by Religious Organizations - Planning, 5 Minutes**
Planning Commission Recorded Motion Ord 2022-02.pdf
Ordinance No. 2022-02 (formerly 2021-38) Relating to Affordable Housing on Religious Properties.pdf
Ordinance No. 2022-02 Exhibit A.pdf

11. ADJOURNMENT - 8:20 PM

GUIDING PRINCIPLES

Guiding Principle #1 - Preserve the special character of the Island, which includes downtown Winslow's small town atmosphere and function, historic buildings, extensive forested areas, meadows, farms, marine views and access, and scenic and winding roads supporting all forms of transportation.

Guiding Principle #2 - Manage the water resources of the Island to protect, restore and maintain their ecological and hydrological functions and to ensure clean and sufficient groundwater for future generations.

Guiding Principle #3 - Foster diversity with a holistic approach to meeting the needs of the Island and the human needs of its residents consistent with the stewardship of our finite environmental resources.

Guiding Principle #4 - Consider the costs and benefits to Island residents and property owners in making land use decisions.

Guiding Principle #5 - The use of land on the Island should be based on the principle that the Island's environmental resources are finite and must be maintained at a sustainable level.

Guiding Principle #6 - Nurture Bainbridge Island as a sustainable community by meeting the needs of the present without compromising the ability of future generations to meet their own needs.

Guiding Principle #7 - Reduce greenhouse gas emissions and increase the Island's climate resilience.

Guiding Principle #8 - Support the Island's Guiding Principles and Policies through the City's organizational and operating budget decisions.



City Council meetings are wheelchair accessible. Assisted listening devices are available in Council Chambers. If you require additional ADA accommodations, please contact the City Clerk's Office at 206-780-8604 or cityclerk@bainbridgewa.gov by noon on the day preceding the meeting.



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 5 Minutes

AGENDA ITEM: (6:10 PM) Proclamation Recognizing April 29, 2022 as "Arbor Day,"

SUMMARY: The attached proclamation recognizes April 29 as "Arbor Day." This proclamation is one of the annual proclamations that the City Council authorized the Mayor to sign without further action.

AGENDA CATEGORY: Proclamation

PROPOSED BY: Executive

RECOMMENDED MOTION:
Presentation only.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND:

ATTACHMENTS:

[Arbor Day Proclamation 2022.docx](#)

FISCAL DETAILS:

Fund Name(s):

Coding:



PROCLAMATION

A PROCLAMATION by the City Council of the City of Bainbridge Island, Washington, declaring Friday, April 29, 2022, as Arbor Day.

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, this year marks the 150th anniversary of the first Arbor Day; and

WHEREAS, trees can reduce the erosion of topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and beauty to our community; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas and provide character to our community; and

NOW, THEREFORE, I, Joe Deets, Mayor of the City of Bainbridge Island, on behalf of the City Council, do hereby proclaim Friday, April 29, 2022, as ARBOR DAY in the City of Bainbridge Island, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands.

I further urge all citizens to plant trees in order to promote the well-being of this and future generations.

DATED this 26th day of April, 2022

Joe Deets, Mayor



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME:

AGENDA ITEM: Instructions for Providing Public Comment

SUMMARY: Instructions for providing public comment are attached.

AGENDA CATEGORY: Discussion

PROPOSED BY: City Council

RECOMMENDED MOTION: Information only.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND:

ATTACHMENTS:

[Instructions for Providing Public Comment at Hybrid Meetings.docx](#)

FISCAL DETAILS:

Fund Name(s):

Coding:



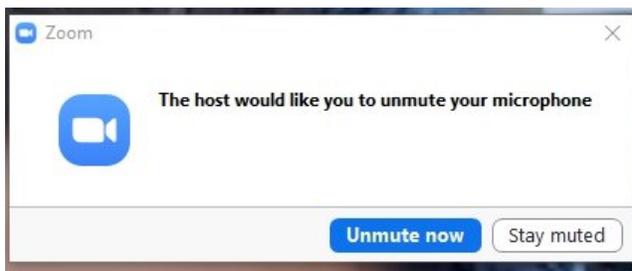
CITY OF
BAINBRIDGE ISLAND

CITY CLERK'S OFFICE

Members of the public are encouraged to submit written public comment to the City Council at any time by emailing Council at council@bainbridgewa.gov. Members of the public who wish to provide public comment may attend the business meeting in Council Chambers or may participate remotely by following the instructions outlined below. If you are attending in-person, please sign up to speak on the sign-in sheet by the Chamber doors. The Mayor will call the people signed up on the sign-in sheet in Council Chambers first, and speakers will have three minutes to speak from the podium. Following the in-person comment, the Mayor will call people who have raised their hands in the Zoom meeting. A timer on the screen will indicate when 3 minutes have elapsed. Guidelines for public comment are also attached.

INSTRUCTIONS FOR PROVIDING PUBLIC COMMENT REMOTELY

1. Join the Zoom webinar by following the link posted on the agenda and on the City calendar.
2. Sign in to Zoom with your full name.
3. The Mayor will indicate when it is time for public comment.
4. Attendee indicates desire to speak by clicking on "Raise Hand" option at the bottom of the screen.
5. Attendee clicks button "Unmute now" after they are called to speak by the Mayor.



6. Attendee will appear on screen with other panelists, but without video, just name.

IMPORTANT NOTE: If you do not have the latest version of Zoom, the Clerk will promote you to panelist. You will then appear with video enabled. Look for the video icon in the bottom left-hand corner of the screen to turn off your video.

7. Attendee provides their comment.

8. A timer on the screen will track your time.
9. Stop speaking when the timer reaches the 3-minute mark.
10. Attendee is returned to attendee group, and microphone is muted.
11. Public comment is simply received by the Council, with no response.

Excerpt from the Governance Manual regarding public comment:

5.6 Respect and Decorum

It is the duty of the Presiding Officer and Councilmembers to maintain dignity and respect for their offices, City staff, and the public. While the Council is in session, the Councilmembers shall preserve civility, order and decorum. No member of the public shall, by conversation or otherwise, delay, disrupt, or interrupt the proceedings of the Council, nor engage in any of the prohibited behavior described below. Councilmembers and the public shall obey the proper orders of the Presiding Officer of the meeting.

5.6.1 Orderly Behavior and Civility in Remarks

Any person disrupting the business of the Council, either while addressing the Council or attending the proceedings, shall be asked to leave, or be removed from the meeting. Continued disruptions may result in a point of order by the Presiding Officer or a Councilmember pursuant to the Council's parliamentary rules, or a recess, forced removal, or adjournment as described elsewhere in this manual. Disruptive behavior includes, but is not limited to, the following:

- (a) Speaking without being recognized by the Presiding Officer.
- (b) Continuing to speak after the allotted time has expired.
- (c) Speaking on an item at a time not designated for discussion by the public of that item, such as speaking on a quasi-judicial item at a time other than during a public hearing or closed record proceeding on the matter.
- (d) Throwing objects.
- (e) Speaking on an issue that is not within the jurisdiction of the City Council or is otherwise irrelevant to Council business.
- (f) Speaking in favor of or in opposition to a ballot proposition or a candidate for public office, provided, that public comment is allowed when the City Council is considering taking a collective position in favor of or in opposition to a ballot proposition as authorized in RCW 42.17A.555.

- (g) Impersonating a City Councilmember or a member of the City staff.
- (h) Shouting or otherwise engaging in loud or boisterous behavior.
- (i) Continuing to make repetitive remarks after being requested not to do so by the Presiding Officer or a majority of the City Council.
- (j) Attempting to engage the audience rather than the Council, e.g., asking audience members to stand, clap, boo or otherwise express collective support or opposition to any matter.
- (k) Booing, hissing, or otherwise disrupting the comments of another speaker.
- (l) Using racial slurs or other slurs directed at the color, creed, religion, ancestry, gender, sexual orientation, gender expression or identity, national origin, citizenship or immigration status, or mental, physical, or sensory disability of any individual or group, or any other words considered "fighting words" under constitutional law.
- (m) Refusing to modify conduct after being advised by the Presiding Officer that the conduct is disrupting the meeting or disobeying any other lawful order of the Presiding Officer or a majority of the City Council.

5.6.2 Permission Required to Address the Council

Persons other than Councilmembers and Administration shall be permitted to address the Council only upon recognition and introduction by the Presiding Officer of the meeting.



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 5 Minutes

AGENDA ITEM: Agenda Bill for Consent Agenda

SUMMARY: Council will consider approval of the Consent Agenda.

AGENDA CATEGORY: Consent Agenda

PROPOSED BY: Executive

RECOMMENDED MOTION: I move to approve the consent agenda as presented.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:

Ongoing Cost:

One-Time Cost:

Included in Current Budget?

BACKGROUND:

ATTACHMENTS:

FISCAL DETAILS:

Fund Name(s):

Coding:



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME:

AGENDA ITEM: Approve Accounts Payable and Payroll

SUMMARY: Consider approval of payroll and accounts payable.

AGENDA CATEGORY: Consent Agenda

PROPOSED BY: Executive

RECOMMENDED MOTION: Approve Accounts Payable and Payroll.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND:

ATTACHMENTS:

[Council Report PR 4-20-22.pdf](#)

[AP Report to Council of Cash Disbursements 04-27-22.pdf](#)

FISCAL DETAILS:

Fund Name(s):

Coding:

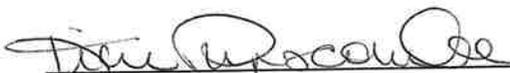
PAYROLL

PAYROLL CHECK RUN: 4 - 20 - 2022

Run Type	Run Date	Check # Sequence	Comments	Amount
Normal		53854 - 53981	Regular check run (Direct Dep)	356,853.43
Normal		109836	Regular check run (Paper Checks)	2,477.04
Vendor		109837-109843	Vendor check run (Paper Checks)	115,155.89
EFTPS		N/A	Federal Tax Electronic Transfer	135,366.66
			TOTAL:	609,853.02

Prepared and Reviewed by:  Date 4-19-22
Ruth Schroeder, Payroll Specialist

I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered or the labor performed as described herein and that the claim is a just, due and unpaid obligation against the City of Bainbridge Island, and that I am authorized to authenticate and certify to said claim.

 Date 4/19/22
Kim Dunscombe, Budget Manager

ACCOUNTS PAYABLE REPORT TO CITY COUNCIL OF CASH DISBURSEMENTS

CHECK RUN: April 7, 2022 - April 21, 2022
 CITY COUNCIL: April 8, 2022 - April 22, 2022

Last check from previous run: 358511 dated 4/13/2022 issued to WA Assoc of Public Records Officers for \$130.00
 Last ACH from previous run: 809 dated 4/13/2022 issued to Westbay Auto Parts for \$1,638.62

Payment Type	Check Date	Check Number	Department/Vendor/Description	Amount
ACH/EFT	04/25/2022	810	COBI/Utility billing - Apr. 2022	4,428.31
ACH/EFT	04/13/2022	811	POL/Seattle Mobile Marine/Derelict vessel disposal services	7,829.96
ACH/EFT	04/20/2022	812	ENG/Seton Construction/Eagle Harbor shoulder widening	210,563.74
ACH/EFT	04/25/2022	813	US Bank/Credit card purchases - Mar. 2022	67,544.80
ACH/EFT	04/25/2022	814	WA State DOR/Excise taxes - Mar. 2022	10,206.14
Manual	04/13/2022	358512	AT&T Onenet Service/Fax long distance	15.51
Manual	04/13/2022	358513	Association of WA Cities/2022 drug & alcohol testing consortium	1,135.00
Manual	04/13/2022	358514	Bainbridge Disposal/Citywide disposal services	2,325.20
Manual	04/13/2022	358515	CenturyLink/Citywide telemetry - Apr. 2022	1,283.32
Manual	04/13/2022	358516	Verizon/Citywide wireless charges - Apr. 2022	6,961.44
Manual	04/19/2022	358517	CenturyLink/Citywide telemetry - Apr. 2022	386.99
Manual	04/19/2022	358518	PW/COBI - Correct Equipment/Grinder pump replacement retainage	5,949.00
Manual	04/19/2022	358519	PW/Correct Equipment/Grinder pump replacement project	123,858.18
Manual	04/19/2022	358520	PW/Island Hands/Janitorial Services	14,216.84
Manual	04/19/2022	358521	Puget Sound Energy/Citywide energy services	29.59

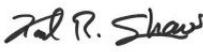
Total Manual Checks and Electronic Disbursements	456,734.02
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Regular Run Checks	04/27/2022	358522-358584	Total Regular Check Run	159,154.22
Regular Run ACH	04/27/2022	815-862	Total Regular ACH Run	299,706.00
Total Disbursements				915,594.24

Retainage Release	N/A	N/A		
Travel Advance	N/A	N/A		

Prepared and Reviewed by  Jacob Kines, Senior Accounting Technician

I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered, or the labor performed as described herein and that the claim is a just, due, and unpaid obligation against the City of Bainbridge Island, and that I am authorized to authenticate and certify to said claim.


 Karl R. Shaw, Accounting Manager

4/20/2022

Date

JK

04/12/2022 09:25
jkines

CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

P 1
apcshdsb

CASH ACCOUNT: 635	111100	CASH	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
CHECK NO	CHK DATE	TYPE	VENDOR NAME		INVOICE DTL	DESC		
810	04/25/2022	MANL	103 CITY OF BAINBRIDGE I	254859	10717APR22			
	Invoice: 10717APR22					04/25/2022	UBAPR22	8.20
				8.20	91011722	547500		
						1270 MADISON AVE		
						GG-C/E-LIBRARY-COBI WTR/SWR		
	Invoice: 10727APR22			254860	10727APR22			616.09
				616.09	91011722	547500		
						1270 MADISON AVE		
						GG-C/E-LIBRARY-COBI WTR/SWR		
	Invoice: 11015APR22			254861	11015APR22			1,907.03
				1,907.03	91425358	547500		
						1220 DONALD PLACE		
						GG-WWTP-WATER/SEWER		
	Invoice: 11122APR22			254862	11122APR22			588.03
				588.03	91011215	547500		
						625 WINSLOW WAY		
						GG-C/E-PD-COBI WTR/SWR		
	Invoice: 11762APR22			254863	11762APR22			24.98
				24.98	91011768	547500		
						WINSLOW WAY - DRINKG FNTN		
						GG-C/E-PARKS-WTR/SWR		
	Invoice: 11805APR22			254864	11805APR22			10.80
				10.80	91011768	547500		
						HIGH SCHOOL & MADISON		
						GG-C/E-PARKS-WTR/SWR		
	Invoice: 11806APR22			254865	11806APR22			8.20
				8.20	91011768	547500		
						MADISON & HIGH SCHOOL		
						GG-C/E-PARKS-WTR/SWR		
	Invoice: 11982APR22			254866	11982APR22			705.93
				705.93	91011189	547500		
						280 MADISON AVENUE N		
						GG-C/E-CITY HALL-COBI WTR/SWR		
	Invoice: 11983APR22			254867	11983APR22			15.10
				15.10	91011189	547500		
						280 MADISON AVENUE N		
						GG-C/E-CITY HALL-COBI WTR/SWR		
	Invoice: 12754APR22			254868	12754APR22			8.20
				8.20	91011768	547500		
						WINSLOW WAY E		
						GG-C/E-PARKS-WTR/SWR		
	Invoice: 12893APR22			254869	12893APR22			481.33
				481.33	71011183	54750000724		
						8804 MADISON AVE N		
						PD/COURT BLDG NON CAP-WTR/SWR		
	Invoice: 12894APR22			254870	12894APR22			10.80
				10.80	71011183	54750000724		
						8804 MADISON AVE N		
						PD/COURT BLDG NON CAP-WTR/SWR		
	Invoice: 13145APR22			254871	13145APR22			8.20
				8.20	91111262	547500		
						HWY 305 - STO		
						GG-STREETS-TRAILS-CITY WTR/SWR		

04/12/2022 09:25
jkines

CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

P 2
apcshdsb

CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
						INVOICE DTL DESC			
Invoice: 13227	APR22			254872	13227APR22	04/25/2022		UBAPR22	15.10
				15.10	91111262 547500	OLYMPIC DR SE			
						GG-STREETS-TRAILS-CITY		WTR/SWR	
Invoice: 13291	APR22			254873	13291APR22	04/25/2022		UBAPR22	20.32
				20.32	91111262 547500	HWY 305 - IRR METER STO			
						GG-STREETS-TRAILS-CITY		WTR/SWR	
								CHECK 810 TOTAL:	4,428.31
NUMBER OF CHECKS						1	*** CASH ACCOUNT TOTAL ***		4,428.31
						COUNT	AMOUNT		
TOTAL MANUAL CHECKS						1	4,428.31		
								*** GRAND TOTAL ***	4,428.31

04/12/2022 09:25
jkines

CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL
JOURNAL ENTRIES TO BE CREATED

P 3
apcshdsb

CLERK: jkines

YEAR PER	JNL					ACCOUNT DESC	T OB	DEBIT	CREDIT
SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	LINE DESC			
2022 4 85									
APP 001-213000	04/25/2022	UBAPR22	041222			GENERAL - ACCOUNTS PAYABLE		2,477.66	
						AP CASH DISBURSEMENTS JOURNAL			
APP 635-111100	04/25/2022	UBAPR22	041222			CASH			4,428.31
						AP CASH DISBURSEMENTS JOURNAL			
APP 402-213000	04/25/2022	UBAPR22	041222			ACCOUNTS PAYABLE		1,907.03	
						AP CASH DISBURSEMENTS JOURNAL			
APP 101-213000	04/25/2022	UBAPR22	041222			STREETS - ACCOUNTS PAYABLE		43.62	
						AP CASH DISBURSEMENTS JOURNAL			
GENERAL LEDGER TOTAL								4,428.31	4,428.31
APP 631-130000	04/25/2022	UBAPR22	041222			DUE TO/FROM CLEARING		4,428.31	
APP 001-130000	04/25/2022	UBAPR22	041222			GENERAL - DUE TO/FROM CLEARING			2,477.66
APP 402-130000	04/25/2022	UBAPR22	041222			DUE TO/FROM CLEARING			1,907.03
APP 101-130000	04/25/2022	UBAPR22	041222			STREETS - DUE TO/FROM CLEARING			43.62
SYSTEM GENERATED ENTRIES TOTAL								4,428.31	4,428.31
JOURNAL 2022/04/85 TOTAL								8,856.62	8,856.62

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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
001 GENERAL FUND 001-130000 001-213000	2022 4	85	04/25/2022	GENERAL - DUE TO/FROM CLEARING GENERAL - ACCOUNTS PAYABLE	2,477.66	2,477.66
				FUND TOTAL	2,477.66	2,477.66
101 STREET FUND 101-130000 101-213000	2022 4	85	04/25/2022	STREETS - DUE TO/FROM CLEARING STREETS - ACCOUNTS PAYABLE	43.62	43.62
				FUND TOTAL	43.62	43.62
402 SEWER OPERATING FUND 402-130000 402-213000	2022 4	85	04/25/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	1,907.03	1,907.03
				FUND TOTAL	1,907.03	1,907.03
631 CLEARING FUND 631-130000 635-111100	2022 4	85	04/25/2022	DUE TO/FROM CLEARING CASH	4,428.31	4,428.31
				FUND TOTAL	4,428.31	4,428.31

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JOURNAL ENTRIES TO BE CREATED

FUND		DUE TO	DUE FROM
001	GENERAL FUND		2,477.66
101	STREET FUND		43.62
402	SEWER OPERATING FUND		1,907.03
631	CLEARING FUND		
		4,428.31	
TOTAL		4,428.31	4,428.31

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JOURNAL ENTRIES TO BE CREATED

CLERK: jkines

YEAR PER	JNL					ACCOUNT DESC	T OB	DEBIT	CREDIT
SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	LINE DESC			
2022 4 112									
APP 001-213000	04/13/2022	M041322	041222			GENERAL - ACCOUNTS PAYABLE		7,829.96	
						AP CASH DISBURSEMENTS JOURNAL			
APP 635-111100	04/13/2022	M041322	041222			CASH			7,829.96
						AP CASH DISBURSEMENTS JOURNAL			
GENERAL LEDGER TOTAL								7,829.96	7,829.96
APP 631-130000	04/13/2022	M041322	041222			DUE TO/FROM CLEARING		7,829.96	
APP 001-130000	04/13/2022	M041322	041222			GENERAL - DUE TO/FROM CLEARING			7,829.96
SYSTEM GENERATED ENTRIES TOTAL								7,829.96	7,829.96
JOURNAL 2022/04/112 TOTAL								15,659.92	15,659.92

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CITY OF BAINBRIDGE ISLAND
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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
001 GENERAL FUND 001-130000 001-213000	2022 4	112	04/13/2022	GENERAL - DUE TO/FROM CLEARING GENERAL - ACCOUNTS PAYABLE	7,829.96	7,829.96
				FUND TOTAL	7,829.96	7,829.96
631 CLEARING FUND 631-130000 635-111100	2022 4	112	04/13/2022	DUE TO/FROM CLEARING CASH	7,829.96	7,829.96
				FUND TOTAL	7,829.96	7,829.96

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JOURNAL ENTRIES TO BE CREATED

FUND	DUE TO	DUE FROM
001 GENERAL FUND		7,829.96
631 CLEARING FUND	7,829.96	
TOTAL	7,829.96	7,829.96

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CASH ACCOUNT: 635	111100	CASH							
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
INVOICE DTL DESC									
812	04/20/2022	EFT	1488 SETON CONSTRUCTION I	254985	PAYREQ6-01077	03/31/2022		M041922	210,563.74
	Invoice: PAYREQ6-01077								
				210,563.74	72334562 66300001077				
								ENG/EH PH2 SHOULDER WIDENING	
								C40-EAGLE HARBOR PH2-CONSTR	
								CHECK 812 TOTAL:	210,563.74
								NUMBER OF CHECKS 1	*** CASH ACCOUNT TOTAL *** 210,563.74
								COUNT	AMOUNT
								TOTAL EFT'S 1	210,563.74
								*** GRAND TOTAL ***	210,563.74

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YEAR PER	JNL					ACCOUNT DESC	T OB	DEBIT	CREDIT
SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	LINE DESC			
2022 4 191									
APP 301-213000	04/20/2022	M041922	041922			ACCOUNTS PAYABLE		210,563.74	
						AP CASH DISBURSEMENTS JOURNAL			
APP 635-111100	04/20/2022	M041922	041922			CASH			210,563.74
						AP CASH DISBURSEMENTS JOURNAL			
GENERAL LEDGER TOTAL								210,563.74	210,563.74
APP 631-130000	04/20/2022	M041922	041922			DUE TO/FROM CLEARING		210,563.74	
APP 301-130000	04/20/2022	M041922	041922			DUE TO/FROM CLEARING			210,563.74
SYSTEM GENERATED ENTRIES TOTAL								210,563.74	210,563.74
JOURNAL 2022/04/191 TOTAL								421,127.48	421,127.48

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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
301 CAPITAL CONSTRUCTION FUND 301-130000 301-213000	2022 4	191	04/20/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	210,563.74	210,563.74
				FUND TOTAL	210,563.74	210,563.74
631 CLEARING FUND 631-130000 635-111100	2022 4	191	04/20/2022	DUE TO/FROM CLEARING CASH	210,563.74	210,563.74
				FUND TOTAL	210,563.74	210,563.74

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JOURNAL ENTRIES TO BE CREATED

FUND	DUE TO	DUE FROM
301 CAPITAL CONSTRUCTION FUND		210,563.74
631 CLEARING FUND	210,563.74	
TOTAL	210,563.74	210,563.74

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CASH ACCOUNT: 635			111100		CASH					NET
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN		NET
INVOICE DTL DESC										
813	04/25/2022	PRTD	7314 US BANK	254526	030122KB	03/01/2022		USB0322		463.50
	Invoice: 030122KB			463.50	31011572 443410	EX/APPLIED RESEARCH CENTER/MEETING REGIST CM		EX-GF-OUTREACH-TRAINING		
	Invoice: 030222KB			254527	030222KB	03/02/2022		USB0322		130.00
	Invoice: 030322KB			130.00	33011161 544000	HR/NEOGOV/JOB AD ADMIN SPECIALIST II		HR-C/E-ADVERTISING		
	Invoice: 030322KB			254528	030322KB	03/03/2022		USB0322		295.00
	Invoice: 030322KB-A			295.00	33011161 544000	HR/NEOGOV/JOB AD COURT ADMINISTRATOR		HR-C/E-ADVERTISING		
	Invoice: 030322KB-B			254529	030322KB-A	03/03/2022		USB0322		130.00
	Invoice: 030322KB-B			130.00	33011161 544000	HR/NEOGOV/JOB AD MAINTENANCE WORKER		HR-C/E-ADVERTISING		
	Invoice: 030722KB			254530	030322KB-B	03/03/2022		USB0322		25.00
	Invoice: 030722KB			25.00	33011161 53110000302	HR/RITE AID/GIFT CARD EMPLOYEE RECOGNITION		EMPLOYEE RECOG-HR-C/E-SUPPLIES		
	Invoice: 030722KB			254532	030722KB	03/07/2022		USB0322		295.00
	Invoice: 030722KB-A			295.00	33011161 544000	HR/NEOGOV/JOB AD ARBORIST		HR-C/E-ADVERTISING		
	Invoice: 031022KB			254533	030722KB-A	03/07/2022		USB0322		463.50
	Invoice: 031022KB			463.50	31011572 443410	EX/APPLIED RESEARCH CENTER/MTG REGISTR SR		EX-GF-OUTREACH-TRAINING		
	Invoice: 031422KB			254534	031022KB	03/10/2022		USB0322		309.00
	Invoice: 031422KB			309.00	31011572 443410	EX/APPLIED RESEARCH CENTER/MTG REGISTR KB, BL		EX-GF-OUTREACH-TRAINING		
	Invoice: 031422KB-A			254535	031422KB	03/14/2022		USB0322		45.00
	Invoice: 031422KB-A			45.00	33011161 544000	HR/CRAIGSLIST/JOB AD TREATMENT PLANT OPERATOR		HR-C/E-ADVERTISING		
	Invoice: 031822KB			254536	031422KB-A	03/14/2022		USB0322		90.00
	Invoice: 031822KB			90.00	33011161 544000	HR/CRAIGSLIST/JOB AD MAINTENANCE TECHNICIAN		HR-C/E-ADVERTISING		
	Invoice: 031822KB-A			254537	031822KB	03/18/2022		USB0322		130.00
	Invoice: 031822KB-A			130.00	33011161 544000	HR/NEOGOV/JOB AD SEASONAL MAINT WORKER		HR-C/E-ADVERTISING		
	Invoice: 032122KB			254538	031822KB-A	03/18/2022		USB0322		55.00
	Invoice: 032122KB			55.00	33011161 544000	HR/SYMPPLICITY/JOB AD CLIMATE OUTREACH COORD		HR-C/E-ADVERTISING		
	Invoice: 032122KB			254539	032122KB	03/21/2022		USB0322		295.00
	Invoice: 032122KB			295.00	33011161 544000	HR/NEOGOV/JOB AD ADMIN SPECIALIST II		HR-C/E-ADVERTISING		

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
						INVOICE DTL DESC			
Invoice: 032122KB-A				254540	032122KB-A	03/21/2022		USB0322	45.00
				45.00	33011161 544000	HR/CRAIGSLIST/JOB AD CLIMATE OUTREACH COORD HR-C/E-ADVERTISING			
Invoice: 032522KB				254541	032522KB	03/25/2022		USB0322	130.00
				130.00	33011161 544000	HR/NEOGOV/JOB AD TREATMENT PLANT OPERATOR HR-C/E-ADVERTISING			
Invoice: 032522KB-A				254542	032522KB-A	03/25/2022		USB0322	130.00
				130.00	33011161 544000	HR/NEOGOV/JOB AD MAINTENANCE TECHNICIAN HR-C/E-ADVERTISING			
Invoice: 030122CK				254543	030122CK	03/01/2022		USB0322	300.00
				300.00	73011189 545000	PW/PY STORAGE/STORAGE RENTAL O&M - C/E FACIL RENTS & LEASES			
Invoice: 030322CK				254544	030322CK	03/03/2022		USB0322	617.00
				617.00	73431835 531100	PW/AFC WEST/STORMWATER BMPS OFFICE SUPPLIES			
Invoice: 030322CK-A				254545	030322CK-A	03/03/2022		USB0322	1,512.00
				1,512.00	73431835 531100	PW/AFC WEST/STORMWATER BMPS OFFICE SUPPLIES			
Invoice: 032422CK				254546	032422CK	03/24/2022		USB0322	241.11
				241.11	73425358 531100	PW/TELEDYNE INST/SAMPLER CABLE O&M-WWTP-SUPPLIES			
Invoice: 031422AQ				254547	031422AQ	03/14/2022		USB0322	59.95
				59.95	72011325 531100	ENG/APPLIED TECH/BLDG EVAL FIELD MANUALS ENG - C/E FACIL SUPPLIES			
Invoice: 030122JR				254548	030122JR	03/01/2022		USB0322	238.98
				238.98	73637891 531100	PW/AMAZON/TONER CARTRIDGES SSWM OFFICE SUPPLIES			
Invoice: 030122JR-A				254549	030122JR-A	03/01/2022		USB0322	224.59
				224.59	73637891 531100	PW/AMAZON/CHAIR SPICKARD OFFICE SUPPLIES			
Invoice: 030422JR				254550	030422JR	03/04/2022		USB0322	414.01
				414.01	73637891 531100	PW/COSTCO/WATER BATTERIES FOR CREW OFFICE SUPPLIES			
Invoice: 030722JR				254551	030722JR	03/07/2022		USB0322	5,337.00
				5,337.00	73111290 443410	PW/COMMERCIAL DRIVER SCHOOL/CDL TRAIN ZG O&M-STREET-MAINT O/H-TRAINING			
Invoice: 031622JR				254552	031622JR	03/16/2022		USB0322	209.61
				209.61	73431835 531100	PW/RWS GROUP/ELBOW HOSE, HOSE RAD INLET OFFICE SUPPLIES			

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
						INVOICE DTL DESC			
Invoice: 030222AS				254554	030222AS	03/02/2022		USB0322	10.00
				10.00	31011492 443410	EX/PAYPAL/BI ENVIRONMENTAL CONF AS CLIMATE ADAPTION-TRAINING			
Invoice: 030922KG				254556	030922KG	03/09/2022		USB0322	79.00
				79.00	72431831 443410	ENG/ENDEAVOR BUSINESS MEDIA/TRAINING SC ENG - SSWM ADM TRAINING			
Invoice: 032122KG				254557	032122KG	03/21/2022		USB0322	40.00
				40.00	72111436 443410	ENG/CVENT.COM/PROCUREMENT TRAINING NR ENG - ACCESS TRANS TRAINING			
Invoice: 022522DH				254558	022522DH	02/25/2022		USB0322	65.45
				65.45	21011125 531100	CRT/WALGREENS/2 USB FLASH DRIVES COURT - SUPPLIES			
Invoice: 031822DH				254559	031822DH	03/18/2022		USB0322	69.72
				69.72	21011125 531100	CRT/BEST BUY/20 USB FLASH DRIVES COURT - SUPPLIES			
Invoice: 022822DR				254560	022822DR	02/28/2022		USB0322	76.21
				76.21	81011881 542500	IT/UPS/SEND BMA SERVER BACK TO VENDOR IT-C/E-ADM-POSTAGE			
Invoice: 031422PN				254561	031422PN	03/14/2022		USB0322	17.08
				17.08	36011143 443410	EXCC/EL MIRADOR/DINNER AT CONFERENCE PN CLERK-GF-TRAINING			
Invoice: 031822PN				254562	031822PN	03/18/2022		USB0322	476.52
				476.52	36011143 443410	EXCC/RED LION HOTEL/LODGING FOR CONT. EDUCATION PN CLERK-GF-TRAINING			
Invoice: 032222PN				254563	032222PN	03/22/2022		USB0322	87.00
				87.00	11011116 539100	CC/SQ VIA ROSA/CITY COUNCIL MEETING DINNER COUNCIL-C/E-WORKED MEALS			
Invoice: 032222PN-A				254564	032222PN-A	03/22/2022		USB0322	12.00
				12.00	11011116 539100	CC/SAFEMART/CITY COUNCIL MEETING DINNER COUNCIL-C/E-WORKED MEALS			
Invoice: 030722KS				254566	030722KS	03/07/2022		USB0322	35.00
				35.00	41011141 531100	FIN/GFOA/CALC NET INVEST IN CAP ASSETS KS FIN - C/E ADMIN SUPPLIES			
Invoice: 031422KS				254567	031422KS	03/14/2022		USB0322	25.00
				25.00	41011141 531100	FIN/WFOA/ECONOMIC UPDATE KS FIN - C/E ADMIN SUPPLIES			
Invoice: 032222KS				254568	032222KS	03/22/2022		USB0322	230.81
				230.81	41011141 531100	FIN/AMAZON/ELECTRONIC DATE STAMPER FIN - C/E ADMIN SUPPLIES			

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CASH ACCOUNT: 635	111100	CASH	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
CHECK NO	CHK DATE	TYPE VENDOR NAME			INVOICE DTL	DESC		
Invoice: 031722CB			254600	031722CB	03/17/2022		USB0322	215.00
			215.00	36011143 549100	EXCC/INT INST MUNIC CLERKS/ANNUAL MEMBERSHIP CB	CLERK-DUES/SUBSCR/MEMBRSHPS		
Invoice: 032122CB			254601	032122CB	03/21/2022		USB0322	65.00
			65.00	36011143 443410	EXCC/WA ASSOC PUBLIC RECORD OFFICERS/TRAINING CB	CLERK-GF-TRAINING		
Invoice: 032322CB			254602	032322CB	03/23/2022		USB0322	195.00
			195.00	36011143 541100	EXCC/SIMPLIFILE/SUBSCRIPTION E-FILE KC AUDITOR	CLERK-C/E-PROF SVCS		
Invoice: 030222RL			254603	030222RL	03/02/2022		USB0322	35.71
			35.71	31011131 531100	EX/BLACKBIRD/MEETING SNACKS	EX-GF-SUPPLIES		
Invoice: 030322RL			254604	030322RL	03/03/2022		USB0322	109.10
			109.10	32011152 549100	LEGAL/LEXISNEXIS/ONLINE LEGAL SUBSCRIPTION	LGL-GF-DUES & SUBSCRIPTIONS		
Invoice: 030922RL			254605	030922RL	03/09/2022		USB0322	45.23
			45.23	31011131 531100	EX/CUPS/WORK LUNCH CM KING, FANTROY-JOHNSON	EX-GF-SUPPLIES		
Invoice: 031322RL			254606	031322RL	03/13/2022		USB0322	9.99
			9.99	31011131 549100	EX/KITSAP SUN/MONTHLY ONLINE SUBSCRIPTION	EX-GF-DUES/SUBCR/MEMBERSH		
Invoice: 032322RL			254607	032322RL	03/23/2022		USB0322	21.16
			21.16	31011131 531100	EX/BLACKBIRD/MEETING SNACKS	EX-GF-SUPPLIES		
Invoice: 022822AL			254608	022822AL	02/28/2022		USB0322	3,471.82
			3,471.82	31011229 54110001069	EX/CORT PARTY RENTAL/COVID TEST SITE TENT RENTAL	COVID19 TESTING-PROF SVCS		
Invoice: 030322AL			254609	030322AL	03/03/2022		USB0322	87.08
			87.08	31011256 541100	EX/GARMIN/GARMIN INREACH SUBSCRIPTION	EX-GF-EMERG PREP-PROF SVCS		
Invoice: 030722AL			254610	030722AL	03/07/2022		USB0322	166.50
			166.50	31011229 54110001069	EX/NCSI/VOLUNTEER BACKGROUND CHECKS	COVID19 TESTING-PROF SVCS		
Invoice: 030722AL-A			254611	030722AL-A	03/07/2022		USB0322	418.94
			418.94	31011256 541100	EX/SURVEY MONKEY/ANNUAL SUBSCRIPTION	EX-GF-EMERG PREP-PROF SVCS		
Invoice: 030822AL			254612	030822AL	03/08/2022		USB0322	1,032.63
			1,032.63	31011229 54110001069	EX/CORT PARTY RENTAL/TENT RENTAL COVID TEST SITE	COVID19 TESTING-PROF SVCS		

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CASH ACCOUNT: 635	111100	CASH								
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET	
INVOICE DTL DESC										
Invoice: 030922AL				254613	030922AL	03/09/2022		USB0322	80.00	
				80.00	31011256 531100	EX/PAYPAL-BARSKA/EXTRA KEYS FOR KEY BOX				
						EX-GF-EMERG PREP-SUPPLIES				
Invoice: 030922AL-A				254614	030922AL-A	03/09/2022		USB0322	7,495.00	
				7,495.00	31011256 541100	EX/REMOTE MEDICAL TRAINING/WILD 1ST RESPOND TRAIN				
						EX-GF-EMERG PREP-PROF SVCS				
Invoice: 031622AL				254615	031622AL	03/16/2022		USB0322	458.28	
				458.28	31011256 531100	EX/EMERGENCYKITS/CERT HARD HATS				
						EX-GF-EMERG PREP-SUPPLIES				
Invoice: 031722AL				254616	031722AL	03/17/2022		USB0322	818.20	
				818.20	31011256 531100	EX/AMAZON/CERT VESTS				
						EX-GF-EMERG PREP-SUPPLIES				
Invoice: 031722AL-A				254617	031722AL-A	03/17/2022		USB0322	1,687.78	
				1,687.78	31011131 531100	EX/BAY HAY & FEED/30TH ANNIVERSARY SWEATSHIRTS				
						EX-GF-SUPPLIES				
Invoice: 032122AL				254618	032122AL	03/21/2022		USB0322	924.69	
				924.69	31011256 531100	EX/AMAZON/CERT SUPPLIES				
						EX-GF-EMERG PREP-SUPPLIES				
Invoice: 030422ES				254619	030422ES	03/04/2022		USB0322	1,231.00	
				1,231.00	31011131 549100	EX/ICMA/MEMBERSHIP FEES ES				
						EX-GF-DUES/SUBCR/MEMBERSH				
Invoice: 022822MD				254620	022822MD	02/28/2022		USB0322	445.13	
				445.13	81011881 535100	IT/ESRI/GIS SERVICE CREDITS				
						IT - C/E COMPUTER SOFTWARE				
Invoice: 022822MD-A				254621	022822MD-A	02/28/2022		USB0322	207.28	
				207.28	81011881 535500	IT/BEST BUY/IMAFECCLASS ALL-IN-ONE PRINT DETECTIV				
						IT - C/E COMPUTER PARTS & EQ				
Invoice: 022822MD-B				254622	022822MD-B	02/28/2022		USB0322	57.81	
				57.81	81011881 535100	IT/ADOBE/CREATIVE CLOUD SOFTWARE				
						IT - C/E COMPUTER SOFTWARE				
Invoice: 022822MD-C				254623	022822MD-C	02/28/2022		USB0322	273.94	
				273.94	81011881 531100	IT/HOME DEPOT/STANDING DESK J CLARK				
						IT - C/E SUPPLIES				
Invoice: 022822MD-D				254624	022822MD-D	02/28/2022		USB0322	241.96	
				241.96	81011881 535500	IT/AMAZON/APPLE PENCILS PD DETECTIVES				
						IT - C/E COMPUTER PARTS & EQ				
Invoice: 030122MD				254625	030122MD	03/01/2022		USB0322	2,006.97	
				2,006.97	81011252 53510001069	IT/ZOOM/VIDEOCONFERENCING				
						COVID19-SOFTWARE				

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CASH ACCOUNT: 635 111100 CASH
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CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
						INVOICE DTL DESC			
Invoice: 030122MD-A				254626	030122MD-A	03/01/2022		USB0322	152.70
				152.70	81011881 535500	IT/AMAZON/WIRELESS COMPUTER MOUSE X5			
						IT - C/E COMPUTER PARTS & EQ			
Invoice: 030222MD				254627	030222MD	03/02/2022		USB0322	305.45
				305.45	81011881 535500	IT/AMAZON/WIRELESS KEYBOARDS X5			
						IT - C/E COMPUTER PARTS & EQ			
Invoice: 030222MD-A				254628	030222MD-A	03/02/2022		USB0322	215.80
				215.80	81011881 535500	IT/AMAZON/WEB CAMERAS X5			
						IT - C/E COMPUTER PARTS & EQ			
Invoice: 030222MD-B				254629	030222MD-B	03/02/2022		USB0322	103.48
				103.48	31011492 54245001150	EX/GODADDY/CLIMATE SMART BI DOMAIN NAME			
						CAP-OTHER IMPL-OUTREACH			
Invoice: 030322MD				254630	030322MD	03/03/2022		USB0322	196.38
				196.38	81011881 535100	IT/MICROSOFT/SW LICENSES FOR COMMITTEE MEMBERS			
						IT - C/E COMPUTER SOFTWARE			
Invoice: 030322MD-A				254631	030322MD-A	03/03/2022		USB0322	517.66
				517.66	81011881 535100	IT/BMPS SW/BACKFLOW PREVENTION SW O&M			
						IT - C/E COMPUTER SOFTWARE			
Invoice: 030322MD-B				254632	030322MD-B	03/03/2022		USB0322	54.54
				54.54	81011881 535500	IT/AMAZON/ERGONOMIC KEYBOARD RS			
						IT - C/E COMPUTER PARTS & EQ			
Invoice: 030722MD				254633	030722MD	03/07/2022		USB0322	107.90
				107.90	81011881 531100	IT/AMAZON/USB TO LIGHTNING PHONE CABLES			
						IT - C/E SUPPLIES			
Invoice: 030822MD				254634	030822MD	03/08/2022		USB0322	389.88
				389.88	81011881 535500	IT/AMAZON/EPSON COLOR DUPLEX SCANNER PN			
						IT - C/E COMPUTER PARTS & EQ			
Invoice: 030822MD-A				254635	030822MD-A	03/08/2022		USB0322	12.00
				12.00	81011881 535100	IT/WETRANSFER/POLICE EMAIL SOFTWARE TOOL			
						IT - C/E COMPUTER SOFTWARE			
Invoice: 031722MD				254636	031722MD	03/17/2022		USB0322	49.04
				49.04	81011881 535100	IT/CC CLEANER/PC CLEANING SOFTWARE			
						IT - C/E COMPUTER SOFTWARE			
Invoice: 031722MD-A				254637	031722MD-A	03/17/2022		USB0322	8,144.27
				8,144.27	81011881 535500	IT/DELL COMPUTERS/DELL OPTIPLEX MICRO PC X11			
						IT - C/E COMPUTER PARTS & EQ			
Invoice: 031722MD-B				254638	031722MD-B	03/17/2022		USB0322	855.34
				855.34	81011881 535500	IT/DELL COMPUTERS/DELL OPTICS MICRO PC			
						IT - C/E COMPUTER PARTS & EQ			

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
				254639	032122MD	03/21/2022		USB0322	4,582.17
Invoice: 032122MD				4,582.17	81011881 535500	IT/COSTCO/MICROSOFT SURFACE LAPTOPS X3 IT - C/E COMPUTER PARTS & EQ			
				254640	032322MD	03/23/2022		USB0322	276.46
Invoice: 032322MD				276.46	81011881 535500	IT/AMAZON/FAX MACHINE CARTRIDGES EXEC IT - C/E COMPUTER PARTS & EQ			
				254641	032322MD-A	03/23/2022		USB0322	301.85
Invoice: 032322MD-A				301.85	81011881 535500	IT/AMAZON/LOGITECH WEBCAMS X5 IT - C/E COMPUTER PARTS & EQ			
				254642	032322MD-B	03/23/2022		USB0322	464.89
Invoice: 032322MD-B				464.89	81011881 535500	IT/AMAZON/LOGITECH WIRELESS MICE, ADAPTORS IT - C/E COMPUTER PARTS & EQ			
				254643	032322MD-C	03/23/2022		USB0322	621.90
Invoice: 032322MD-C				621.90	81011881 535500	IT/AMAZON/LOGITECH KEYBOARD MOUSE COMBO IT - C/E COMPUTER PARTS & EQ			
				254644	032322MD-D	03/23/2022		USB0322	628.98
Invoice: 032322MD-D				628.98	81011881 535500	IT/AMAZON/MS SURFACE DOCKING STATION X3 IT - C/E COMPUTER PARTS & EQ			
				254645	032322MD-E	03/23/2022		USB0322	52.34
Invoice: 032322MD-E				52.34	81011881 535500	IT/AMAZON/MINI DISPLAY PORTTO VGS/DVI/HDMI IT - C/E COMPUTER PARTS & EQ			
				254677	031322JB	03/13/2022		USB0322	30.00
Invoice: 031322JB				30.00	53011212 443410	POL/ALASKA AIRLINES/CHECKED BAG FEE POLICE - C/E PATROL TRAINING			
				254678	031322JB-A	03/13/2022		USB0322	21.89
Invoice: 031322JB-A				21.89	53011212 443410	POL/REL'LISH BURGER LOUNGE/MEAL POLICE - C/E PATROL TRAINING			
				254679	031322JB-B	03/13/2022		USB0322	19.01
Invoice: 031322JB-B				19.01	53011212 443410	POL/SCHLAFLY TAP ROOM/MEAL POLICE - C/E PATROL TRAINING			
				254680	031522JB	03/15/2022		USB0322	44.22
Invoice: 031522JB				44.22	53011212 443410	POL/THE TRAIN SHED/MEAL POLICE - C/E PATROL TRAINING			
				254681	031522JB-A	03/15/2022		USB0322	22.80
Invoice: 031522JB-A				22.80	53011212 443410	POL/THE TRAIN SHED/MEAL POLICE - C/E PATROL TRAINING			
				254682	031522JB-B	03/15/2022		USB0322	42.06
Invoice: 031522JB-B				42.06	53011212 443410	POL/LANDRY'S SEAFOOD HOUSE POLICE - C/E PATROL TRAINING			

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
						INVOICE DTL DESC			
Invoice: 030322ZB				254697	030322ZB	03/03/2022		USB0322	18.75
				18.75	53011212 54110000962	POL/SALTY DOG WASH/K9 NAIL TRIM AND BATH TRACKING CANINE-PROF SVCS			
Invoice: 030322ZB-A				254698	030322ZB-A	03/03/2022		USB0322	247.58
				247.58	53011212 54110000962	POL/ANIMAL MED CNTR SEATTLE/K9 DERMATOLOGY EXAM TRACKING CANINE-PROF SVCS			
Invoice: 032422ZB				254699	032422ZB	03/24/2022		USB0322	22.00
				22.00	53011212 541100	POL/BROWN BEAR, POULSBO/CAR WASH POLICE - C/E PATROL PROF SVCS			
Invoice: 030222BB				254700	030222BB	03/02/2022		USB0322	376.00
				376.00	53011212 545000	POL/RELIABLE STORAGE/STORAGE UNIT RENT POLICE - C/E PATROL RENTS			
Invoice: 030222BB-A				254701	030222BB-A	03/02/2022		USB0322	385.00
				385.00	55011757 443410	POL/PACIFIC COAST CONGRESS/REGISTER SPRING CONF TA PD-HARBORMASTER-TRAINING			
Invoice: 030422BB				254702	030422BB	03/04/2022		USB0322	180.00
				180.00	52011212 531100	POL/AMAZON/MOBILE FILE CABINET HUSKA POLICE - C/E INVEST SUPPLIES			
Invoice: 031022BB				254703	031022BB	03/10/2022		USB0322	209.50
				209.50	52011212 531100	POL/AMAZON/MOBILE FILE CABINET DOMINOWKSI POLICE - C/E INVEST SUPPLIES			
Invoice: 031222BB				254704	031222BB	03/12/2022		USB0322	60.63
				60.63	53011212 53110000962	POL/CHEWY/K9 FOOD TRACKING CANINE-SUPPLIES			
Invoice: 031722BB				254705	031722BB	03/17/2022		USB0322	27.26
				27.26	51011215 531100	POL/AMAZON/KITCHEN DISH TOWELS POLICE - C/E FACIL SUPPLIES			
Invoice: 031822BB				254706	031822BB	03/18/2022		USB0322	54.35
				54.35	51011191 531100	POL/AMAZON/BOXES (SMALL) PD-C/E-PROP RM-SUPPLIES			
Invoice: 031922BB				254707	031922BB	03/19/2022		USB0322	18.53
				18.53	53011212 520000	POL/AMAZON/MOURNING BANDS POLICE - C/E PATROL BENEFITS			
Invoice: 032322BB				254708	032322BB	03/23/2022		USB0322	57.63
				57.63	51011191 531100	POL/LYNN PEAVEY CORP/RIFLE BOXES PD-C/E-PROP RM-SUPPLIES			
Invoice: 030922JC				254709	030922JC	03/09/2022		USB0322	7.38
				7.38	91011215 542500	POL/USPS/CERTIFIED MAIL GG-C/E-PD-POSTAGE			

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
				254710	031822JC	03/18/2022		USB0322	7.38
Invoice: 031822JC				7.38	91011215 542500	POL/USPS/CERTIFIED MAIL GG-C/E-PD-POSTAGE			
				254711	022822KD	02/28/2022		USB0322	9.99
Invoice: 022822KD				9.99	31011572 549100	EX/KITSAP SUN/DIGITAL SUBSCRIPTION OUTREACH DUES, SUBS& MEMBER			
				254712	031022KD	03/10/2022		USB0322	-140.00
Invoice: 031022KD				-140.00	31011572 549100	EX/THE BUSINESS JOURNAL/DIGITAL SUBSCRPTN CREDIT OUTREACH DUES, SUBS& MEMBER			
				254713	031022KD-A	03/10/2022		USB0322	140.00
Invoice: 031022KD-A				140.00	31011572 549100	EX/THE BUSINESS JOURNAL/DIGITAL SUBSCRIPTION OUTREACH DUES, SUBS& MEMBER			
				254714	031322KD	03/13/2022		USB0322	76.37
Invoice: 031322KD				76.37	31011572 549100	EX/CONSTANT CONTACT/DIGITAL SUBSCRIPTION OUTREACH DUES, SUBS& MEMBER			
				254715	032422KD	03/24/2022		USB0322	15.26
Invoice: 032422KD				15.26	31011572 531100	EX/AMAZON/MIC STANDS EX-GF-OUTREACH-SUPPLIES			
				254716	022522JF	02/25/2022		USB0322	1,173.70
Invoice: 022522JF				1,173.70	53011212 531100	POL/GOVX/RED DOT SIGHTS X3 PD-C/E-PATROL SUPPLIES			
				254717	022622JF	02/26/2022		USB0322	23.99
Invoice: 022622JF				23.99	51011211 531100	POL/RITEAID/FLASH DRIVES PD-C/E-ADM-SUPPLIES			
				254718	030722JF	03/07/2022		USB0322	181.10
Invoice: 030722JF				181.10	53011212 531100	POL/OPTICSPLANET.COM/HOLSTER FOR SHIELDS PD-C/E-PATROL SUPPLIES			
				254719	030722EH	03/07/2022		USB0322	59.99
Invoice: 030722EH				59.99	52011212 531100	POL/AMAZON/TACTICAL BACKPACK POLICE - C/E INVEST SUPPLIES			
				254720	030122CKAZER	03/01/2022		USB0322	425.00
Invoice: 030122CKAZER				425.00	53011212 443410	POL/EVENT BRITE/EVENT TICKET CK POLICE - C/E PATROL TRAINING			
				254721	030122KL	03/01/2022		USB0322	425.00
Invoice: 030122KL				425.00	51011214 443410	POL/EVENT BRITE/EVENT TICKET KL PD-C/E-ADMIN-TRAINING			
				254723	022822KL	02/28/2022		USB0322	25.00
Invoice: 022822KL				25.00	51011215 549100	POL/CIT INTERNATIONAL/MEMBERSHIP RENEWAL KL POLICE - C/E FACILITIES MISC			

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
						INVOICE DTL DESC			
Invoice: 022822KL-A				254724	022822KL-A	02/28/2022		USB0322	497.19
				497.19	51011214 443410	POL/ALASKA AIRLINES/RT AIRFARE LYNCH PD-C/E-ADMIN-TRAINING			
Invoice: 022822KL-B				254725	022822KL-B	02/28/2022		USB0322	497.19
				497.19	53011212 443410	POL/ALASKA AIRLINES/RT AIRFARE KAZER POLICE - C/E PATROL TRAINING			
Invoice: 022722CM				254726	022722CM	02/27/2022		USB0322	196.37
				196.37	53011212 531100	POL/OPTICSPLANET/HOLSTER FOR BENKERT PD-C/E-PATROL SUPPLIES			
Invoice: 022622WS				254727	022622WS	02/26/2022		USB0322	208.26
				208.26	53011212 531100	POL/WPSG/LOCKOUT WEDGES X10 PD-C/E-PATROL SUPPLIES			
Invoice: 022722WS				254728	022722WS	02/27/2022		USB0322	110.15
				110.15	53011212 531100	POL/AMAZON/PPE KITS X5 PD-C/E-PATROL SUPPLIES			
Invoice: 022522WS				254729	022522WS	02/25/2022		USB0322	627.87
				627.87	53011212 531100	POL/EMRGNCY VEHICLE EQUIP/INTERFACE GPS MODULES X2 PD-C/E-PATROL SUPPLIES			
Invoice: 022722WS-A				254730	022722WS-A	02/27/2022		USB0322	282.96
				282.96	53011212 531100	POL/AMAZON/BLANKETS, MEASURING WHEEL, TAPE PD-C/E-PATROL SUPPLIES			
Invoice: 022822WS				254731	022822WS	02/28/2022		USB0322	60.42
				60.42	53011212 539100	POL/JERSEY MIKE'S SUBS/CHILLY HILLY OFFICERS LUNCH PD-C/E-PATROL-WORKED MEALS			
Invoice: 030222WS				254733	030222WS	03/02/2022		USB0322	391.24
				391.24	53011212 531100	POL/GALLS/BLANKETS, TAPE FOR PATROL VEHICLES PD-C/E-PATROL SUPPLIES			
Invoice: 030322WS				254734	030322WS	03/03/2022		USB0322	179.00
				179.00	53011212 443410	POL/NTOA/TRAINING REGISTRATION WS POLICE - C/E PATROL TRAINING			
Invoice: 031422WS				254735	031422WS	03/14/2022		USB0322	7.08
				7.08	53011212 531100	POL/AMAZON/KEY TAGS PD-C/E-PATROL SUPPLIES			
Invoice: 031422WS-A				254736	031422WS-A	03/14/2022		USB0322	6.54
				6.54	53011212 531100	POL/AMAZON/KEY RINGS PD-C/E-PATROL SUPPLIES			
Invoice: 031422WS-B				254737	031422WS-B	03/14/2022		USB0322	15.40
				15.40	53011212 443410	POL/CHICK-FIL-A/MEAL POLICE - C/E PATROL TRAINING			

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CASH ACCOUNT: 635	111100	CASH	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
CHECK NO	CHK DATE	TYPE VENDOR NAME			INVOICE DTL	DESC		
Invoice: 031622WS			254738	031622WS	03/16/2022		USB0322	77.59
			77.59	53011212 443410	POL/SEDGWICK EXPRESS/FUEL POLICE - C/E PATROL TRAINING			
Invoice: 031522WS			254739	031522WS	03/15/2022		USB0322	19.59
			19.59	53011212 443410	POL/ARBY'S TACOMA/MEAL POLICE - C/E PATROL TRAINING			
Invoice: 031722WS			254740	031722WS	03/17/2022		USB0322	21.82
			21.82	53011212 443410	POL/RED ROBIN TACOMA/MEAL POLICE - C/E PATROL TRAINING			
Invoice: 030222MS			254768	030222MS	03/02/2022		USB0322	4.99
			4.99	61470581 549100	PCD/KITSAP SUN/MONTHLY DIGITAL NEWSPAPER PCD - DEV ADMIN DUES/SUBSCR			
Invoice: 030222MS-A			254769	030222MS-A	03/02/2022		USB0322	900.00
			900.00	61470581 545000	PCD/PY STORAGE 98110/MONTHLY ARCHIVE STORAGE PCD - DEV ADMIN RENTS & LEASES			
Invoice: 030422MS			254770	030422MS	03/04/2022		USB0322	300.00
			300.00	72011324 443410	ENG/WABO/WABO REGISTRATION - AQ ENG - C/E - TRAINING			
Invoice: 030722MS			254771	030722MS	03/07/2022		USB0322	92.90
			92.90	62471591 531100	PCD/AMAZON/VEHICLE CELL HOLDER, FLASHLIGHT BLDG-SUPPLIES			
Invoice: 031422MS			254772	031422MS	03/14/2022		USB0322	117.71
			117.71	61011581 531100	PCD/AMAZON/ERGONOMIC VERITAL MOUSE X2 PCD - C/E ADMIN SUPPLIES			
Invoice: 022522MDOZ			254773	022522MDOZ	02/25/2022		USB0322	3.48
			3.48	63470586 544000	PCD/CLICK2MAIL/LEGAL NOTICE POSTCARD MAILING CUR-DEV-ZONING-ADV			
Invoice: 031022MDOZ			254774	031022MDOZ	03/10/2022		USB0322	78.19
			78.19	63470586 544000	PCD/CLICK2MAIL/LEGAL NOTICE POSTCARD MAILING CUR-DEV-ZONING-ADV			
Invoice: 030322MDOZ			254775	030322MDOZ	03/03/2022		USB0322	140.00
			140.00	61011584 443410	PCD/MRSC/PUBLIC RECORDS ACT TRAINING MD PCD - C/E ADM TRAINING			
Invoice: 030922MDOZ			254776	030922MDOZ	03/09/2022		USB0322	218.43
			218.43	63470586 544000	PCD/CLICK2MAIL/LEGAL NOTICE POSTCARD MAILING CUR-DEV-ZONING-ADV			
Invoice: 031022MDOZ-A			254777	031022MDOZ-A	03/10/2022		USB0322	22.94
			22.94	63470586 544000	PCD/CLICK2MAIL/LEGAL NOTICE POSTCARD MAILING CUR-DEV-ZONING-ADV			

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
						INVOICE DTL DESC			
Invoice: 032122MDOZ				254778	032122MDOZ	03/21/2022		USB0322	65.00
				65.00	61011584 443410	PCD/WAPRO/PUBLIC RECORD TRAINING MD PCD - C/E ADM TRAINING			
Invoice: 032322MDOZ				254779	032322MDOZ	03/23/2022		USB0322	110.55
				110.55	63470586 544000	PCD/CLICK2MAIL/LEGAL NOTICE POSTCARD MAILING CUR-DEV-ZONING-ADV			
Invoice: 030122DM				254848	030122DM	03/01/2022		USB0322	2,399.98
				2,399.98	73431835 531100	PW/NATURAL WATERSCAPES/BENTONITE POND SEALING OFFICE SUPPLIES			
Invoice: 031122DM				254849	031122DM	03/11/2022		USB0322	55.53
				55.53	73431835 531100	PW/SONETICS/REPLACEMENT HEADBAND SSWM OFFICE SUPPLIES			
Invoice: 030122DM-A				254850	030122DM-A	03/01/2022		USB0322	88.74
				88.74	73637892 549100	PW/WA DEP OF HEALTH/CCC CERTIFICATION RN O&M-ALLOC-WTR-DUES/SUBSCR			
Invoice: 022822DM				254851	022822DM	02/28/2022		USB0322	244.53
				244.53	73637893 443410	PW/HOTELS.COM/HOTEL TRAINING RGOLDEN O&M-ALLOC-SWR TRAINING			
Invoice: 031422DM				254852	031422DM	03/14/2022		USB0322	100.00
				100.00	73637892 549100	PW/ABC-NV/PSI TESTING FEE RN O&M-ALLOC-WTR-DUES/SUBSCR			
Invoice: 032322DM				254853	032322DM	03/23/2022		USB0322	88.74
				88.74	73637892 549100	PW/WA DEP OF HEALTH/CCC CERTIFICATION TP O&M-ALLOC-WTR-DUES/SUBSCR			
Invoice: 031622JH				254998	031622JH	03/16/2022		USB0322	165.00
				165.00	61471591 443410	PCD/INT'L CODE COUNCIL/CODE COMPLIANCE TRAINING JH PCD - BLDG TRAINING TRAVEL			
Invoice: 032122JH				254999	032122JH	03/21/2022		USB0322	16.80
				16.80	61471591 443410	PCD/WA ST FERRY/TRAINING LYNWOOD WA JH PCD - BLDG TRAINING TRAVEL			
Invoice: 032122JH-A				255000	032122JH-A	03/21/2022		USB0322	16.80
				16.80	61471591 443410	PCD/WA ST FERRY/TRAINING LYNWOOD WA JH PCD - BLDG TRAINING TRAVEL			
Invoice: 032322JH				255001	032322JH	03/23/2022		USB0322	16.80
				16.80	61471591 443410	PCD/WA ST FERRY/TRAINING LYNWOOD WA JH PCD - BLDG TRAINING TRAVEL			
Invoice: 032322JH-A				255002	032322JH-A	03/23/2022		USB0322	16.80
				16.80	61471591 443410	PCD/WA ST FERRY/TRAINING LYNWOOD WA JH PCD - BLDG TRAINING TRAVEL			

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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		CHECK	813	TOTAL:	67,544.80
NUMBER OF CHECKS	1	*** CASH ACCOUNT TOTAL ***			67,544.80
		<u>COUNT</u>		<u>AMOUNT</u>	
TOTAL PRINTED CHECKS		1		67,544.80	
		*** GRAND TOTAL ***			67,544.80

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JOURNAL ENTRIES TO BE CREATED

CLERK: jkines

YEAR PER	JNL	SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	ACCOUNT DESC LINE DESC	T OB	DEBIT	CREDIT
2022	4	203									
APP	001-213000		04/25/2022	USB0322	041922			GENERAL - ACCOUNTS PAYABLE		53,990.30	
APP	635-111100		04/25/2022	USB0322	041922			AP CASH DISBURSEMENTS JOURNAL			67,544.80
APP	403-213000		04/25/2022	USB0322	041922			CASH			
APP	402-213000		04/25/2022	USB0322	041922			AP CASH DISBURSEMENTS JOURNAL		4,873.12	
APP	631-213000		04/25/2022	USB0322	041922			ACCOUNTS PAYABLE			241.11
APP	101-213000		04/25/2022	USB0322	041922			AP CASH DISBURSEMENTS JOURNAL		1,399.59	
APP	407-213000		04/25/2022	USB0322	041922			AP CASH DISBURSEMENTS JOURNAL		5,377.00	
APP	407-213000		04/25/2022	USB0322	041922			STREETS - ACCOUNTS PAYABLE			1,663.68
APP	407-213000		04/25/2022	USB0322	041922			AP CASH DISBURSEMENTS JOURNAL		1,663.68	
								GENERAL LEDGER TOTAL		67,544.80	67,544.80
APP	631-130000		04/25/2022	USB0322	041922			DUE TO/FROM CLEARING		66,145.21	
APP	001-130000		04/25/2022	USB0322	041922			GENERAL - DUE TO/FROM CLEARING			53,990.30
APP	403-130000		04/25/2022	USB0322	041922			DUE TO/FROM CLEARING			4,873.12
APP	402-130000		04/25/2022	USB0322	041922			DUE TO/FROM CLEARING			241.11
APP	101-130000		04/25/2022	USB0322	041922			STREETS - DUE TO/FROM CLEARING			5,377.00
APP	407-130000		04/25/2022	USB0322	041922			DUE TO/FROM CLEARING			1,663.68
								SYSTEM GENERATED ENTRIES TOTAL		66,145.21	66,145.21
								JOURNAL 2022/04/203 TOTAL		133,690.01	133,690.01

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CITY OF BAINBRIDGE ISLAND
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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
001 GENERAL FUND 001-130000 001-213000	2022 4	203	04/25/2022	GENERAL - DUE TO/FROM CLEARING GENERAL - ACCOUNTS PAYABLE	53,990.30	53,990.30
				FUND TOTAL	53,990.30	53,990.30
101 STREET FUND 101-130000 101-213000	2022 4	203	04/25/2022	STREETS - DUE TO/FROM CLEARING STREETS - ACCOUNTS PAYABLE	5,377.00	5,377.00
				FUND TOTAL	5,377.00	5,377.00
402 SEWER OPERATING FUND 402-130000 402-213000	2022 4	203	04/25/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	241.11	241.11
				FUND TOTAL	241.11	241.11
403 STORM & SURFACE WATER FUND 403-130000 403-213000	2022 4	203	04/25/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	4,873.12	4,873.12
				FUND TOTAL	4,873.12	4,873.12
407 BUILDING & DEVELOPMENT FUND 407-130000 407-213000	2022 4	203	04/25/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	1,663.68	1,663.68
				FUND TOTAL	1,663.68	1,663.68
631 CLEARING FUND 631-130000 631-213000 635-111100	2022 4	203	04/25/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE CASH	66,145.21 1,399.59	67,544.80
				FUND TOTAL	67,544.80	67,544.80

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A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND		DUE TO	DUE FROM
001	GENERAL FUND		53,990.30
101	STREET FUND		5,377.00
402	SEWER OPERATING FUND		241.11
403	STORM & SURFACE WATER FUND		4,873.12
407	BUILDING & DEVELOPMENT FUND		1,663.68
631	CLEARING FUND		
		66,145.21	
	TOTAL	66,145.21	66,145.21

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

VOUCHER INVOICE INV DATE PO CHECK RUN NET

INVOICE DTL DESC

814	04/25/2022	MANL	124 WA ST DEPT OF REVENU	255021	MAR22	04/19/2022		ETMAR22	10,206.14
	Invoice: MAR22					MARCH 2022 EXCISE TAXES			
				42.94	91411341	553000	FINANCE - WATER EXTRNL TAXES		
				241.65	91421351	553000	FINANCE - SEWER - EXTRNL TAXES		
				6,386.33	91421351	553000	FINANCE - SEWER - EXTRNL TAXES		
				24.33	91421351	553000	FINANCE - SEWER - EXTRNL TAXES		
				8.53	91411341	553000	FINANCE - WATER EXTRNL TAXES		
				28.05	91411341	553000	FINANCE - WATER EXTRNL TAXES		
				2,353.05	91431383	553000	FINANCE - SSWM - EXTRNL TAXES		
				654.68	91421351	553000	FINANCE - SEWER - EXTRNL TAXES		
				56.15	73431835	531100	OFFICE SUPPLIES		
				137.59	73431835	531100	OFFICE SUPPLIES		
				218.40	73431835	531100	OFFICE SUPPLIES		
				5.46	72011325	531100	ENG - C/E FACIL SUPPLIES		
				7.28	31011256	531100	EX-GF-EMERG PREP-SUPPLIES		
				41.70	31011256	531100	EX-GF-EMERG PREP-SUPPLIES		

CHECK 814 TOTAL: 10,206.14

NUMBER OF CHECKS 1 *** CASH ACCOUNT TOTAL *** 10,206.14

		COUNT	AMOUNT
TOTAL MANUAL CHECKS		1	10,206.14

*** GRAND TOTAL *** 10,206.14

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JOURNAL ENTRIES TO BE CREATED

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YEAR PER	JNL	SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	ACCOUNT DESC LINE DESC	T OB	DEBIT	CREDIT
2022	4	225									
APP	401-213000		04/25/2022	ETMAR22	042022			ACCOUNTS PAYABLE AP CASH DISBURSEMENTS JOURNAL		79.52	
APP	635-111100		04/25/2022	ETMAR22	042022			CASH AP CASH DISBURSEMENTS JOURNAL			10,206.14
APP	402-213000		04/25/2022	ETMAR22	042022			ACCOUNTS PAYABLE AP CASH DISBURSEMENTS JOURNAL		7,306.99	
APP	403-213000		04/25/2022	ETMAR22	042022			ACCOUNTS PAYABLE AP CASH DISBURSEMENTS JOURNAL		2,765.19	
APP	001-213000		04/25/2022	ETMAR22	042022			GENERAL - ACCOUNTS PAYABLE AP CASH DISBURSEMENTS JOURNAL		54.44	
GENERAL LEDGER TOTAL										10,206.14	10,206.14
APP	631-130000		04/25/2022	ETMAR22	042022			DUE TO/FROM CLEARING		10,206.14	
APP	401-130000		04/25/2022	ETMAR22	042022			DUE TO/FROM CLEARING			79.52
APP	402-130000		04/25/2022	ETMAR22	042022			DUE TO/FROM CLEARING			7,306.99
APP	403-130000		04/25/2022	ETMAR22	042022			DUE TO/FROM CLEARING			2,765.19
APP	001-130000		04/25/2022	ETMAR22	042022			GENERAL - DUE TO/FROM CLEARING			54.44
SYSTEM GENERATED ENTRIES TOTAL										10,206.14	10,206.14
JOURNAL 2022/04/225 TOTAL										20,412.28	20,412.28

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A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
001 GENERAL FUND 001-130000 001-213000	2022 4	225	04/25/2022	GENERAL - DUE TO/FROM CLEARING GENERAL - ACCOUNTS PAYABLE	54.44	54.44
				FUND TOTAL	54.44	54.44
401 WATER OPERATING FUND 401-130000 401-213000	2022 4	225	04/25/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	79.52	79.52
				FUND TOTAL	79.52	79.52
402 SEWER OPERATING FUND 402-130000 402-213000	2022 4	225	04/25/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	7,306.99	7,306.99
				FUND TOTAL	7,306.99	7,306.99
403 STORM & SURFACE WATER FUND 403-130000 403-213000	2022 4	225	04/25/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	2,765.19	2,765.19
				FUND TOTAL	2,765.19	2,765.19
631 CLEARING FUND 631-130000 635-111100	2022 4	225	04/25/2022	DUE TO/FROM CLEARING CASH	10,206.14	10,206.14
				FUND TOTAL	10,206.14	10,206.14

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A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND		DUE TO	DUE FROM
001	GENERAL FUND		54.44
401	WATER OPERATING FUND		79.52
402	SEWER OPERATING FUND		7,306.99
403	STORM & SURFACE WATER FUND		2,765.19
631	CLEARING FUND		
		10,206.14	
	TOTAL	10,206.14	10,206.14

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635	111100	CASH								
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET	
						INVOICE DTL	DESC			
815	04/27/2022	EFT	9249 911 SUPPLY INC	254971	INV-2-17746	04/11/2022		04/24/22	506.96	
	Invoice: INV-2-17746			506.96	53011212 531100	POL/GEAR/PLUMEAU PD-C/E-PATROL SUPPLIES				
						CHECK		815 TOTAL:	506.96	
816	04/27/2022	EFT	5 ACE HARDWARE	254797	506181	03/30/2022		04/24/22	9.81	
	Invoice: 506181			9.81	73411345 531100	PW/HOLE SAW 1-3/4" W/ARBR OFFICE SUPPLIES				
				254798	506251	03/30/2022		04/24/22	29.30	
	Invoice: 506251			29.30	73411345 531100	PW/HOOK PEG TOOL, DBLARM, SCREWDRVR OFFICE SUPPLIES				
				254799	506201	03/30/2022		04/24/22	84.69	
	Invoice: 506201			84.69	73425358 531100	PW/FUNNEL FLEXIBLE, THREAD SEAL TAPE, O&M-WWTP-SUPPLIES				
				254800	506511	04/05/2022		04/24/22	37.12	
	Invoice: 506511			37.12	73011183 531100	PW/GFI ST RECPT WP TR20A WH O&M-C/E-CH FAC-SUPPLIES				
				254895	506701	04/07/2022		04/24/22	55.66	
	Invoice: 506701			55.66	73421355 531100	PW/SHOP TOWELS 10X12 BX200 WIN COLL-SUPPLIES				
						CHECK		816 TOTAL:	216.58	
817	04/27/2022	EFT	1258 ALPINE PRODUCTS INC	254802	TM-207979	03/28/2022		04/24/22	1,691.54	
	Invoice: TM-207979			1,691.54	73111264 53110000908	PW/WATERBORNE TRAFFIC PAINT 5 GAL X50 2018 PAVEMENT MARKINGS-SUPPLY				
						CHECK		817 TOTAL:	1,691.54	
818	04/27/2022	EFT	7821 ARAMARK	254804	512000274292	03/17/2022		04/24/22	61.46	
	Invoice: 512000274292			61.46	73638893 589310	PW/COAT LAB SPUN, COVR FR LAUNDRY SERVICES				
				254805	512000279124	03/24/2022		04/24/22	61.46	
	Invoice: 512000279124			61.46	73638893 589310	PW/COAT LAB SPUN, COVR FR LAUNDRY SERVICES				
				254902	512000284233	03/31/2022		04/24/22	80.56	
	Invoice: 512000284233			80.56	73638893 589310	PW/COAT LAB SPUN, COVR FR LAUNDRY SERVICES				
						CHECK		818 TOTAL:	203.48	

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A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635	111100	CASH									
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET		
INVOICE DTL DESC											
819	04/27/2022	EFT	2138 ASPECT CONSULTING LL	254856	45265	03/15/2022		04/24/22	2,556.00		
	Invoice: 45265										
				2,556.00	73411345 54110001183	PW/SANDS AVE WELL EVAL, PLANNING, SANDS AVE WELL REHAB-PROF SVCS					
	Invoice: 45264										
				254991	45264	03/15/2022		04/24/22	3,104.97		
				3,104.97	73411345 54110001143	PW/WELL PERFORMANCE EVALUATION WELL PERF TESTING & EVAL-P SVC					
								CHECK	819 TOTAL:		5,660.97
820	04/27/2022	EFT	4365 AUTOMATIC FUNDS TRAN	254784	BAIN2203028	03/31/2022		04/24/22	453.76		
	Invoice: BAIN2203028										
				150.00	41011141 541100	FIN/B&O MAR 2022					
				303.76	41011141 542500	FIN - C/E ADMIN PROF SERVICES FIN-C/E-ADM-POSTAGE/SHIPPING					
	Invoice: 123633										
				254951	123633	04/04/2022		04/24/22	1,297.89		
				410.15	43411341 541100	FIN/STATEMENT PREP AND MAIL					
				410.15	43421351 541100	FIN - WATER ADMIN PROF SERVICE					
				238.80	91411891 542500	FIN - SEWER ADMIN PROF SERVICE					
				238.79	91421891 542500	GG-WTR-FAC-POSTAGE GG-SWR-FAC-POSTAGE					
	Invoice: 123680										
				254952	123680	04/06/2022		04/24/22	11.26		
				2.20	43411341 541100	FIN/FINAL BILL PRINT AND MAIL					
				2.20	43421351 541100	FIN - WATER ADMIN PROF SERVICE					
				3.43	91411891 542500	FIN - SEWER ADMIN PROF SERVICE					
				3.43	91421891 542500	GG-WTR-FAC-POSTAGE GG-SWR-FAC-POSTAGE					
								CHECK	820 TOTAL:		1,762.91
821	04/27/2022	EFT	55 SOUND PUBLISHING, IN	254785	BIR951307	04/01/2022		04/24/22	63.75		
	Invoice: BIR951307										
				63.75	11011113 544000	CC/CITY ORDINANCE 2022-05 COUNCIL - LEGAL NOTICES					
								CHECK	821 TOTAL:		63.75
822	04/27/2022	EFT	7179 BAINBRIDGE YOUTH SER	255008	Q1-2022	04/01/2022		04/24/22	12,813.00		
	Invoice: Q1-2022										
				12,813.00	31017526 54110000297	EX/2022 HUMAN SERVICES FUNDING EX-BYS-YOUTH COUNS & JOB OPP					
								CHECK	822 TOTAL:		12,813.00
823	04/27/2022	EFT	9856 BARR-TECH LLC	254786	7683	03/31/2022		04/24/22	7,243.60		
	Invoice: 7683										
				7,243.60	73425358 54790100551	PW/BIOSOLIDS PROCESSED MAR 2022 111.44 TONS BIOSOLIDS WASTE DISPOSAL					

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635	111100	CASH								
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET	
INVOICE DTL DESC										
								CHECK 823 TOTAL:	7,243.60	
824	04/27/2022	EFT	7178 BAINBRIDGE ISL CHILD	254950	Q1-2022	03/31/2022		04/24/22	2,500.00	
	Invoice: Q1-2022							EX/2022 COMMUNITY SERVICES CONTRACT		
				2,500.00	31017670	54110000297		EX-BI CHILD CARE/B&G CLUB		
								CHECK 824 TOTAL:	2,500.00	
825	04/27/2022	EFT	50 BAINBRIDGE ISLAND EL	254932	20210108	12/22/2021		04/24/22	1,441.08	
	Invoice: 20210108							FIN/LAMP, LAMP HOLDER, FLOODLIGHT		
				1,441.08	41011189	548100		FIN - C/E CNTL SVC REPAIRS		
	Invoice: 20210110							12/22/2021 04/24/22	359.70	
				254933	20210110			PW/MEGGER TEST PUMP WINDINGS LABOR		
				359.70	73411345	548100		REPAIRS & MAINTENANCE		
	Invoice: 20210131							12/21/2021 04/24/22	1,896.60	
				254934	20210131			PW/MIXER CONTROL PANEL OVERTEMP ALARM LABOR		
				1,896.60	73425358	548100		O&M-WWTP-REPAIRS		
	Invoice: 20210132							12/21/2021 04/24/22	1,738.55	
				254935	20210132			PW/CONVEYOR MOTOR & VFD LABOR		
				1,738.55	73425358	548100		O&M-WWTP-REPAIRS		
	Invoice: 20220003							03/08/2022 04/24/22	506.56	
				254936	20220003			PW/RECONNECT WELL PUMP, AWG POLARIS SPLICE		
				506.56	73411345	548100		REPAIRS & MAINTENANCE		
	Invoice: 20220014							03/08/2022 04/24/22	247.79	
				254937	20220014			PW/SLUDGE GATE 3 NEW CONTROL, CONTACT BLOCKS		
				247.79	73425358	548100		O&M-WWTP-REPAIRS		
	Invoice: 20220023							03/21/2022 04/24/22	1,438.18	
				254938	20220023			PW/REPLACED SUBPANEL SUEMATSU FARM		
				1,438.18	73021182	548100		O&M-OS REPAIRS		
	Invoice: 20220026							03/17/2022 04/24/22	2,002.86	
				254940	20220026			PW/REPAIR UNDERGROUND SERVICE FEEDER PUMPHOUSE		
				2,002.86	73416345	548100		CASEY STREET WTR-R&M		
								CHECK 825 TOTAL:	9,631.32	
826	04/27/2022	EFT	2476 BISSC	254890	Q1-2022	04/11/2022		04/24/22	11,250.00	
	Invoice: Q1-2022							EX/2022 HUMAN SERVICES FUNDING		
				11,250.00	31017690	54110000297		SEN CENTER-OPER SUPPORT		
	Invoice: Q1-2022 HSF							04/11/2022 04/24/22	500.00	
				254910	Q1-2022 HSF			EX/2022-23 CULTURAL FUNDING CONTR		
				500.00	31011732	54110000297		EX-GF-CULTURAL ARTS & SCIENCES		

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635	111100	CASH								
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET	
INVOICE DTL DESC										
						CHECK		826 TOTAL:	11,750.00	
827	04/27/2022	EFT	5016 BAINBRIDGE ISLAND BO	255007	Q12022	04/15/2022		04/24/22	8,750.00	
						EX/2022 HUMAN SERVICES FUNDING				
						8,750.00 31017670 54110000297		EX-BI CHILD CARE/B&G CLUB		
						CHECK		827 TOTAL:	8,750.00	
828	04/27/2022	EFT	8595 BRUCE TITUS FORD, IN	254944	67121242	04/07/2022		04/24/22	1,537.21	
						PW/FORD F-150 ENGINE COOLING/HEATING SYTEM DIAGN				
						1,537.21 73637957 548100		O&M ALLOC-80%FAC/20%STRT-R&M		
						CHECK		828 TOTAL:	1,537.21	
829	04/27/2022	EFT	9449 CASCADE COLUMBIA DIS	254808	833625	03/29/2022		04/24/22	949.63	
						PW/SODIUM HYPOCHLORITE, CAUSTIC SODA				
						949.63 73425358 531100		O&M-WWTP-SUPPLIES		
						254809 834027				
						-70.79 73425358 531100		PW/DRUM RETURN CREDIT		
								O&M-WWTP-SUPPLIES		
						CHECK		829 TOTAL:	878.84	
830	04/27/2022	EFT	2495 CH2O INTERNATIONAL	254810	318866	03/29/2022		04/24/22	1,264.21	
						PW/UNIBROM 50LB, 1CT322N05L 40 LB				
						1,264.21 73011183 531100		O&M-C/E-CH FAC-SUPPLIES		
						CHECK		830 TOTAL:	1,264.21	
831	04/27/2022	EFT	6363 LN CURTIS & SONS	254955	INV583659	04/04/2022		04/24/22	321.19	
						POL/HAT PATCHES				
						321.19 53011212 531100		PD-C/E-PATROL SUPPLIES		
						254973 INV585931				
						933.52 53011212 520000		POL/UNIFORMS/MILLER		
								POLICE - C/E PATROL BENEFITS		
						254974 INV586068				
						241.83 53011212 443410		POL/BLEA GEAR/PLUMEAU		
								POLICE - C/E PATROL TRAINING		
						CHECK		831 TOTAL:	1,496.54	

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CASH ACCOUNT: 635	111100	CASH								
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN		NET
INVOICE DTL DESC										
832	04/27/2022	EFT	672 DSC INC	254812	102076	03/29/2022		04/24/22		97.81
	Invoice: 102076								PW/R1 AT HOSE, FEMALE JIC SWIVEL, ELBOW O&M - C/E FACIL OFC SUPPLIES	
				97.81	73011189 531100					
	Invoice: 102082									
				254813	102082	03/29/2022		04/24/22		46.35
									PW/PRESSURE GAUGE O&M-STD ALLOCATION-SUPPLIES	
				46.35	73638935 531100					
									CHECK	832 TOTAL:
										144.16
833	04/27/2022	EFT	5781 EXTERMINATION SERVIC	254815	41126	04/01/2022		04/24/22		95.00
	Invoice: 41126								POL/APRIL FULL EXTERMINATION SERVICE POLICE - C/E FACIL PROF SVCS	
				95.00	51011215 541100					
									CHECK	833 TOTAL:
										95.00
834	04/27/2022	EFT	1517 GUARDIAN SECURITY SY	254956	1233532	04/01/2022		04/24/22		48.05
	Invoice: 1233532								POL/ALARM MONITORING POLICE - C/E FACIL PROF SVCS	
				48.05	51011215 541100					
									CHECK	834 TOTAL:
										48.05
835	04/27/2022	EFT	4161 HERRERA ENVIRONMENTA	254857	50592	03/09/2022		04/24/22		4,333.78
	Invoice: 50592								ENG/PREPARE SCOPE OF SERVICES AND MANZANITA WATERSHED STUDY-P SV	
				4,333.78	72431832 54110001129					
	Invoice: 50749									
				254893	50749	04/08/2022		04/24/22		6,945.94
									ENG/WTR INVENTORY ASSESSMENT & PRI ST DOE SSWM-PROF SVCS	
				6,945.94	72431832 54110000664					
	Invoice: 50776									
				254992	50776	04/12/2022		04/24/22		2,353.65
									PW/PREPARE SCOPE OF SERVICES AND MANZANITA WATERSHED STUDY-P SV	
				2,353.65	72431832 54110001129					
									CHECK	835 TOTAL:
										13,633.37
836	04/27/2022	EFT	268 HOUSING RESOURCES BA	254795	10650	04/01/2022		04/24/22		700.00
	Invoice: 10650								EX/2022 IRA SITE ASSESSMNT 301 MADRONA WAY NE IMHP SPACE RENT DEFAULT	
				700.00	31180592 54130400297					
	Invoice: 10745									
				255009	10745	03/31/2022		04/24/22		17,899.31
									EX/2022 HSF (INDEPENDENT LIVING) INDEPENDENT LIVING PRGM	
				17,899.31	31017510 54130100297					
									CHECK	836 TOTAL:
										18,599.31

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

VOUCHER INVOICE INV DATE PO CHECK RUN NET

INVOICE DTL DESC

837	04/27/2022	EFT	8398	KITSAP COMMUNITY RES	255010	Q1-2022		04/08/2022		04/24/22	3,958.08
	Invoice: Q1-2022										
					3,958.08	31017654	54110000297	EX/2022 HUMAN SERVICES FUNDING			
								KITSAP COMM RESOURCES-HOMELESS			
								CHECK		837 TOTAL:	3,958.08
838	04/27/2022	EFT	1652	KITSAP TOWING & ROAD	254823	22-3083545		04/01/2022		04/24/22	345.31
	Invoice: 22-3083545										
					345.31	73111290	548100	PW/TOWING SERVICE SHANNON DR TO PORT ORCHARD			
								O&M-STREET-MAINT O/H-R&M			
								CHECK		838 TOTAL:	345.31
839	04/27/2022	EFT	9263	BELLEVUE PRINTING LL	254949	54797		04/11/2022		04/24/22	7,906.87
	Invoice: 54797										
					2,308.26	31011572	54250001015	EX/SPRING 2022 SADDLE STITCH NEWSLETTERS			
					5,598.61	31011572	54950001015	NEWSLETTER-POSTAGE			
								NEWSLETTER-PRINTING			
								CHECK		839 TOTAL:	7,906.87
840	04/27/2022	EFT	2430	OGDEN MURPHY WALLACE	254967	859547		02/16/2022		04/24/22	11,924.60
	Invoice: 859547										
					661.50	32470152	54111100844	LEGAL/PROFESSIONAL SERVICES JAN 2022			
					850.50	32470152	54111101171	LIT-CLARK ADMIN APPEAL(SUP CT)			
					1,921.50	32011152	54111101156	LIT-CLARK (FED. CT.)			
					1,575.00	32470152	54111101156	LIT-NEAL PRA SUIT			
					365.00	32470152	54111401056	HEX-WINSLOW HOTEL(OMW)			
					290.40	32011152	54111001046	LGL-PSE FRANCHISE			
					4,906.20	32011152	54111001131	ETHICS BOARD LEGAL ADVISOR			
					819.00	91011211	541110	LGL-GF-LEGAL ADVICE			
					535.50	32470152	54111100897	GG-C/E-CIVIL SVC-LEGAL ADVICE			
								PRES RESP SHORE(CT OF APPEALS)			
					254968	860523		03/14/2022		04/24/22	28,663.10
	Invoice: 860523										
					378.00	32470152	54111100844	LEGAL/PROFESSIONAL SERVICES FEB 2022			
					63.00	32470152	54111101171	LIT-CLARK ADMIN APPEAL(SUP CT)			
					3,370.50	32011152	54111101156	LIT-CLARK (FED. CT.)			
					6,580.40	32470152	54111101203	LIT-NEAL PRA SUIT			
					3,592.50	32470152	54111101204	WINSLOW HOTEL MEDIATION&CLAIM			
					1,277.50	32011152	54111101204	VIRGINIA MASON LUPA (SP. CRT.)			
					169.40	32011152	54111001046	LGL-PSE FRANCHISE			
					11,688.30	32011152	54111001131	ETHICS BOARD LEGAL ADVISOR			
					850.50	91011211	541110	LGL-GF-LEGAL ADVICE			
					693.00	32470152	54111100897	GG-C/E-CIVIL SVC-LEGAL ADVICE			
								PRES RESP SHORE(CT OF APPEALS)			
					254969	861534		04/11/2022		04/24/22	20,805.98
	Invoice: 861534										
					472.50	32470152	54111100844	LEGAL/PROFESSIONAL SERVICES MAR 2022			
					220.50	32470152	54111101171	LIT-CLARK ADMIN APPEAL(SUP CT)			
								LIT-CLARK (FED. CT.)			

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CASH ACCOUNT: 635	111100	CASH	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET	
CHECK NO	CHK DATE	TYPE VENDOR NAME							
INVOICE DTL DESC									
			31.50	32011152	54111101156	LIT-NEAL PRA SUIT			
			598.50	32470152	54111101203	WINSLOW HOTEL MEDIATION&CLAIM			
			3,197.50	32470152	54111101204	VIRGINIA MASON LUPA (SP. CRT.)			
			1,325.30	32011152	54111001020	SMALL CELL WIRELESS ORD			
			1,241.00	32011152	54111001046	LGL-PSE FRANCHISE			
			508.20	32011152	54111001131	ETHICS BOARD LEGAL ADVISOR			
			7,087.50	32011152	5411110	LGL-GF-LEGAL ADVICE			
			1,071.00	91011211	5411110	GG-C/E-CIVIL SVC-LEGAL ADVICE			
			3,571.98	32470152	54111100897	PRES RESP SHORE(CT OF APPEALS)			
			1,480.50	32470152	541111401211	JONES EM BULKHEAD (HEX-OMW)			
						CHECK	840 TOTAL:	61,393.68	
841	04/27/2022	EFT	4111	OLYMPIC SPRINGS INC	254825	346863	03/31/2022	04/24/22	36.88
							PW/5 GAL PURIFIED WATER X4		
			36.88	73425358	531100	O&M-WWTP-SUPPLIES			
			254960	346862			03/31/2022	04/24/22	103.05
			103.05	51011215	531100	POL/PURIFIED WATER			
						POLICE - C/E FACIL SUPPLIES			
						CHECK	841 TOTAL:	139.93	
842	04/27/2022	EFT	7925	OMNIPARK, INC	254961	124154	04/01/2022	04/24/22	380.02
							POL/PARKING SYSTEM SUPPORT		
			380.02	51011217	548500	PD-C/E-PARKING ENF-COMP SUPPOR			
						CHECK	842 TOTAL:	380.02	
843	04/27/2022	EFT	8895	OVATION! PERFORMING	254920	COBI.#15	04/11/2022	04/24/22	1,875.00
							EX/2022-23 CULTURAL FUNDING CONTR		
			1,875.00	31011732	54110000297	EX-GF-CULTURAL ARTS & SCIENCES			
						CHECK	843 TOTAL:	1,875.00	
844	04/27/2022	EFT	9156	PEACOCK FAMILY SERVI	254792	2022-1	04/05/2022	04/24/22	4,360.75
							EX/2022 HUMAN SERVICES FUNDING		
			4,360.75	31017670	54110000297	EX-BI CHILD CARE/B&G CLUB			
						CHECK	844 TOTAL:	4,360.75	
845	04/27/2022	EFT	8655	PENINSULA TREE SERVI	254826	2440	03/23/2022	04/24/22	1,092.00
							PW/TAKE DOWN & HAUL ALDRER TREE LAFAYETTE AVE		
			1,092.00	73111427	541100	O&M-ACCESS RDSIDE PROF SVCS			
			254827	2441			03/23/2022	04/24/22	3,112.20
							PW/TAKE DOWN & HAUL CHERRY TREE MNTN VIEW RD		

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CASH ACCOUNT: 635	111100	CASH	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
CHECK NO	CHK DATE	TYPE	VENDOR NAME					
					INVOICE DTL	DESC		
				3,112.20	73111427	541100	O&M-ACCESS RDSIDE PROF SVCS	
Invoice: 2442				254828	2442		03/23/2022 04/24/22	3,549.00
				3,549.00	73111427	541100	PW/REMOVE ALDER TREE CRYSTAL SPRINGS DR O&M-ACCESS RDSIDE PROF SVCS	
							CHECK 845 TOTAL:	7,753.20
846	04/27/2022	EFT	4112 PROTHMAN COMPANY	254793	2022-7806		04/05/2022 04/24/22	9,527.50
			Invoice: 2022-7806				PCD/INTERIM DIRECTOR MARK HOFMAN	
				4,287.37	61011581	510000	PCD - C/E ADMIN SALARY	
				3,811.00	61470581	510000	PCD - DEV ADMIN SALARY	
				1,429.13	61471591	510000	PCD - BLDG SALARY	
							CHECK 846 TOTAL:	9,527.50
847	04/27/2022	EFT	2203 PST INVESTIGATIONS	254970	2022-82		04/08/2022 04/24/22	287.00
			Invoice: 2022-82				SUBSCRIPTION FEES Q1 2022	
				287.00	91011211	549100	GG-C/E-CIVIL SVC-DUES/SUBS	
							CHECK 847 TOTAL:	287.00
848	04/27/2022	EFT	7435 RANDY KAN PORTABLE R	254830	1941676		03/24/2022 04/24/22	200.50
			Invoice: 1941676				PW/PORTABLE RESTROOM EAGLE HARBOR DR	
				200.50	73011768	545000	O&M-C/E-PARKS-OP LEASES	
Invoice: 1941677				254831	1941677		03/24/2022 04/24/22	103.00
				103.00	73011768	545000	PW/PORTABLE RESTROOM CRESOTE PL NE	
							O&M-C/E-PARKS-OP LEASES	
Invoice: 1941678				254832	1941678		03/24/2022 04/24/22	103.00
				103.00	73435838	545000	PW/PORTABLE RESTROOM NE VINENT RD	
							O&M-DECANT-RENTS	
Invoice: 1941679				254833	1941679		03/24/2022 04/24/22	103.00
				103.00	73011897	531100	PW/PORTABLE RESTROOM HIDDEN COVE RD	
							O&M-C/E-PWY FAC-SUPPLIES	
							CHECK 848 TOTAL:	509.50
849	04/27/2022	EFT	617 S & B INC	254923	26130A		03/31/2022 04/24/22	462.04
			Invoice: 26130A				PW/TROUBLESHOOT INFLUENT SAMPLER WING	
				462.04	73425358	548100	O&M-WWTP-REPAIRS	
							CHECK 849 TOTAL:	462.04

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CASH ACCOUNT: 635	111100	CASH								
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET	
INVOICE DTL DESC										
Invoice: 04/05/22						PW/FINANCE CHARGES JAN-FEB 2022				
				3.41	73637893 54110000393	O&M ALLOC-LOCATING SVCS				
						CHECK		856 TOTAL:		253.67
857	04/27/2022	EFT	9373 VISIT BAINBRIDGE	255013	121	03/31/2022		04/24/22		31,421.11
Invoice: 121						2022 LTAC CONTRACT				
				31,421.11	91140573 541100	GG-TOUR-PROF SERVICES				
						CHECK		857 TOTAL:		31,421.11
858	04/27/2022	EFT	8896 VISIT KITSAP PENINSU	254927	11425	03/25/2022		04/24/22		8,000.00
Invoice: 11425						LTAC 2022 CONTRACT				
				8,000.00	91140573 541100	GG-TOUR-PROF SERVICES				
						CHECK		858 TOTAL:		8,000.00
859	04/27/2022	EFT	605 WA ST AUDITOR'S OFFI	254892	L147721	04/12/2022		04/24/22		2,484.54
Invoice: L147721						2021 FINANCIAL AUDIT				
				1,664.13	91011423 541100	FIN-C/E STATE AUDITOR				
				175.49	91111433 541100	FIN-STREET-STATE AUDITOR				
				115.52	91411341 541100	GG-WTR-ADM-PROF SVCS				
				262.92	91421351 541100	GG-SWR-ADM-PROF SVCS				
				94.50	91431383 541100	GG-SSWM-ADM-PROF SVCS				
				85.98	91470148 541100	FIN-DEV-STATE AUDITOR				
				86.00	91471148 541100	FIN-BLDG-STATE AUDITOR				
						CHECK		859 TOTAL:		2,484.54
860	04/27/2022	EFT	167 WA ST DEPT OF ECOLOG	254837	22-WA0020907B-1	03/07/2022		04/24/22		3,047.76
Invoice: 22-WA0020907B-1						PW/WQP 2022 FEES				
				3,047.76	73637892 549100	O&M-ALLOC-WTR-DUES/SUBSCR				
						CHECK		860 TOTAL:		3,047.76
861	04/27/2022	EFT	4104 WA ST FERRIES	254794	RK389300	03/31/2022		04/24/22		366.00
Invoice: RK389300						MAR22 WAVE2GO FERRY CHARGES				
				13.20	31011131 543100	EX-GF-TRAVEL/MEALS/LODGING				
				33.60	53011212 543100	PATROL-TRAVEL/MEALS/LODGING				
				168.00	61011581 543100	PCD - C/E ADMIN TRAVEL EXPENSE				
				151.20	73011189 543100	O&M-FAC-TRAVEL/MEALS/LODGING				
						CHECK		861 TOTAL:		366.00

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CASH ACCOUNT: 635 111100 CASH
CHECK NO CHK DATE TYPE VENDOR NAME

CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
862	04/27/2022	EFT	499 WESTBAY AUTO PARTS I	254838	706441	03/24/2022		04/24/22	76.35
						PW/NON LOCKING FUEL CAP O&M-STD ALLOCATION-SUPPLIES			
				76.35	73638935 531100				
				254839	706572	03/24/2022		04/24/22	-76.35
						PW/RETURN NON LOCKING FUEL CAP O&M-STD ALLOCATION-SUPPLIES			
				-76.35	73638935 531100				
				254840	708012	03/31/2022		04/24/22	10.23
						PW/AA CLNING WIPES O&M-STD ALLOCATION-SUPPLIES			
				10.23	73638935 531100				
				254841	708094	03/31/2022		04/24/22	144.07
						PW/BATTERY, CORE DEPOSIT 2018 CHEV COLORADO OFFICE SUPPLIES			
				144.07	73411345 531100				
				254842	709025	04/05/2022		04/24/22	22.78
						PW/HYD HOSE FITTINGS O&M-STD ALLOCATION-SUPPLIES			
				22.78	73638935 531100				
				254929	709152	04/05/2022		04/24/22	-39.31
						PW/CORE DEPOSIT REFUNDS O&M-STD ALLOCATION-SUPPLIES			
				-39.31	73638935 531100				
				254930	709331	04/06/2022		04/24/22	130.97
						PW/NITRILE DISPOSABLE GLOVES O&M-STD ALLOCATION-SUPPLIES			
				130.97	73638935 531100				
				254931	709693	04/07/2022		04/24/22	43.16
						OIL FILTERS, AIR FILTERS MERCHANDISE			
				43.16	990 141100				
				254948	709954	04/08/2022		04/24/22	23.08
						PW/STEALTH GLOVE SIZE XL O&M-STD ALLOCATION-SUPPLIES			
				23.08	73638935 531100				
						CHECK		862 TOTAL:	334.98
						NUMBER OF CHECKS	48	*** CASH ACCOUNT TOTAL ***	299,706.00
						COUNT		AMOUNT	
						TOTAL EFT'S	48	299,706.00	
								*** GRAND TOTAL ***	299,706.00

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JOURNAL ENTRIES TO BE CREATED

CLERK: jkines

YEAR PER JNL	SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	ACCOUNT DESC LINE DESC	T OB	DEBIT	CREDIT
2022 4 231	APP 001-213000	04/27/2022	04/24/22	042022			GENERAL - ACCOUNTS PAYABLE		144,027.55	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 635-111100	04/27/2022	04/24/22	042022			CASH			299,706.00
							AP CASH DISBURSEMENTS JOURNAL			
	APP 401-213000	04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		9,483.37	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 402-213000	04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		47,115.19	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 101-213000	04/27/2022	04/24/22	042022			STREETS - ACCOUNTS PAYABLE		9,965.54	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 631-213000	04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		5,236.22	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 403-213000	04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		13,830.87	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 108-213000	04/27/2022	04/24/22	042022			AFFORD HSG - ACCOUNTS PAYABLE		700.00	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 407-213000	04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		29,882.99	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 104-213000	04/27/2022	04/24/22	042022			CIVIC IMPR - ACCOUNTS PAYABLE		39,421.11	
							AP CASH DISBURSEMENTS JOURNAL			
	APP 901-213000	04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		43.16	
							AP CASH DISBURSEMENTS JOURNAL			
							GENERAL LEDGER TOTAL		299,706.00	299,706.00
	APP 631-130000	04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING		294,469.78	
	APP 001-130000	04/27/2022	04/24/22	042022			GENERAL - DUE TO/FROM CLEARING			144,027.55
	APP 401-130000	04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING		9,483.37	
	APP 402-130000	04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING		47,115.19	
	APP 101-130000	04/27/2022	04/24/22	042022			STREETS - DUE TO/FROM CLEARING		9,965.54	
	APP 403-130000	04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING		13,830.87	
	APP 108-130000	04/27/2022	04/24/22	042022			AFFORD HSG DUE TO/FROM CLEAR'G		700.00	
	APP 407-130000	04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING		29,882.99	
	APP 104-130000	04/27/2022	04/24/22	042022			CIVIC IMPR DUE TO/FROM CLEAR'G		39,421.11	
	APP 901-130000	04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING		43.16	

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

YEAR PER	JNL					ACCOUNT DESC	T OB	DEBIT	CREDIT
SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	LINE DESC			
						SYSTEM GENERATED ENTRIES TOTAL		294,469.78	294,469.78
						JOURNAL 2022/04/231 TOTAL		594,175.78	594,175.78

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
001 GENERAL FUND 001-130000 001-213000	2022 4	231	04/27/2022	GENERAL - DUE TO/FROM CLEARING GENERAL - ACCOUNTS PAYABLE	144,027.55	144,027.55
				FUND TOTAL	144,027.55	144,027.55
101 STREET FUND 101-130000 101-213000	2022 4	231	04/27/2022	STREETS - DUE TO/FROM CLEARING STREETS - ACCOUNTS PAYABLE	9,965.54	9,965.54
				FUND TOTAL	9,965.54	9,965.54
104 CIVIC IMPROVEMENT FUND 104-130000 104-213000	2022 4	231	04/27/2022	CIVIC IMPR DUE TO/FROM CLEAR'G CIVIC IMPR - ACCOUNTS PAYABLE	39,421.11	39,421.11
				FUND TOTAL	39,421.11	39,421.11
108 AFFORDABLE HOUSING FUND 108-130000 108-213000	2022 4	231	04/27/2022	AFFORD HSG DUE TO/FROM CLEAR'G AFFORD HSG - ACCOUNTS PAYABLE	700.00	700.00
				FUND TOTAL	700.00	700.00
401 WATER OPERATING FUND 401-130000 401-213000	2022 4	231	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	9,483.37	9,483.37
				FUND TOTAL	9,483.37	9,483.37
402 SEWER OPERATING FUND 402-130000 402-213000	2022 4	231	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	47,115.19	47,115.19
				FUND TOTAL	47,115.19	47,115.19
403 STORM & SURFACE WATER FUND 403-130000 403-213000	2022 4	231	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	13,830.87	13,830.87
				FUND TOTAL	13,830.87	13,830.87
407 BUILDING & DEVELOPMENT FUND 407-130000 407-213000	2022 4	231	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	29,882.99	29,882.99
				FUND TOTAL	29,882.99	29,882.99
631 CLEARING FUND	2022 4	231	04/27/2022			

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
631-130000				DUE TO/FROM CLEARING	294,469.78	
631-213000				ACCOUNTS PAYABLE	5,236.22	
635-111100				CASH		299,706.00
				FUND TOTAL	299,706.00	299,706.00
901 CITY-WIDE REPORTING FUND	2022 4	231	04/27/2022			
901-130000				DUE TO/FROM CLEARING		43.16
901-213000				ACCOUNTS PAYABLE	43.16	
				FUND TOTAL	43.16	43.16

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND		DUE TO	DUE FROM
001	GENERAL FUND		144,027.55
101	STREET FUND		9,965.54
104	CIVIC IMPROVEMENT FUND		39,421.11
108	AFFORDABLE HOUSING FUND		700.00
401	WATER OPERATING FUND		9,483.37
402	SEWER OPERATING FUND		47,115.19
403	STORM & SURFACE WATER FUND		13,830.87
407	BUILDING & DEVELOPMENT FUND		29,882.99
631	CLEARING FUND	294,469.78	
901	CITY-WIDE REPORTING FUND		43.16
	TOTAL	294,469.78	294,469.78

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635	111100	CASH	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
CHECK NO	CHK DATE	TYPE	VENDOR NAME		INVOICE DTL	DESC		
358512	04/13/2022	PRTD	1235 AT&T ONENET SERVICE	254845	1275298116	04/01/2022	M041222	14.85
	Invoice: 1275298116			14.85	91011215 542100	POL/FAX LONG DIST GG-C/E-PD-PHONE		
	Invoice: 1275306048			254846	1275306048	04/01/2022	M041222	.66
				.66	91011189 542100	PCD/FAX LONG DIST GG-C/E-CITY HALL-PHONE		
						CHECK	358512 TOTAL:	15.51
358513	04/13/2022	PRTD	762 ASSOCIATION OF WASHI	254780	94391	12/16/2021	M041222	1,135.00
	Invoice: 94391			1,135.00	91011586 541100	2022 D&A CONSORTIUM INTERGVMNTL PROFESSIONAL SERV		
						CHECK	358513 TOTAL:	1,135.00
358514	04/13/2022	PRTD	47 BAINBRIDGE DISPOSAL	254781	0001189979	03/31/2022	M041222	1,861.95
	Invoice: 0001189979			157.09	91011215 547900	CITYWIDE DISP SRVCS GG-C/E-PD-GARBAGE		
				488.90	91011768 547900	GG-C/E-PARKS-GARBAGE		
				531.30	91425358 547900	GG-WWTP-GARBAGE(NOT BIOSOLIDS)		
				663.26	91011897 547900	GG-C/E-O&M YARD FAC-GARBAGE		
				10.70	91111427 547900	GG-STREET-ROADSIDE-GARBAGE		
				10.70	91111427 547900	GG-STREET-ROADSIDE-GARBAGE		
	Invoice: 0001190168			254782	0001190168	03/31/2022	M041222	378.61
				378.61	91011189 547900	CITY HALL DISP SRVCS MAR22 GG-C/E-CITY HALL-GARBAGE		
	Invoice: 0001190225			254783	0001190225	03/31/2022	M041222	84.64
				84.64	91011189 547903	BIG BELLY DISP SRVCS MAR22 BIG BELLY SOLAR GARBAGE CANS		
						CHECK	358514 TOTAL:	2,325.20
358515	04/13/2022	PRTD	551 CENTURYLINK	254876	0225APR22	04/02/2022	M041222	133.79
	Invoice: 0225APR22			133.79	91011897 542100	O&M FIRE ALARM MONIT GG-C/E-O&M YARD FAC-PHONE		
	Invoice: 0456APR22			254877	0456APR22	04/02/2022	M041222	84.99
				84.99	91421891 542100	VILLAGE SEWER PUMP GG-SWR-FAC-PHONE		
	Invoice: 0754APR22			254878	0754APR22	04/02/2022	M041222	65.94
				65.94	91411891 542100	FLETCHER BAY WELL TELEM GG-WTR-FAC-PHONE		
	Invoice: 1745APR22			254879	1745APR22	04/02/2022	M041222	63.42
						CH ELEVATOR SVC LINE		

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635	111100	CASH	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
CHECK NO	CHK DATE	TYPE	VENDOR NAME		INVOICE DTL	DESC		
				63.42 91011189 542100	GG-C/E-CITY HALL-PHONE			
Invoice: 3736APR22				254880 3736APR22	04/02/2022		M041222	133.79
				133.79 91011189 542100	CH FIRE ALARM MONIT			
					GG-C/E-CITY HALL-PHONE			
Invoice: 5211APR22				254881 5211APR22	04/02/2022		M041222	222.91
				222.91 91011215 542100	POL PHN SVCS			
					GG-C/E-PD-PHONE			
Invoice: 8731APR22				254882 8731APR22	04/02/2022		M041222	68.38
				68.38 91011755 542100	COMMONS FIRE ALARM MONIT			
					GG-C/E-COMMONS-PHONE			
Invoice: 8834APR22				254883 8834APR22	04/04/2022		M041222	84.99
				84.99 91411891 542100	259 FERNCLIFF PRV TELEM			
					GG-WTR-FAC-PHONE			
Invoice: 9136APR22				254884 9136APR22	04/02/2022		M041222	170.77
				170.77 91011189 542100	CH SECURITY ALARM MONIT			
					GG-C/E-CITY HALL-PHONE			
Invoice: 9791APR22				254885 9791APR22	04/02/2022		M041222	138.05
				138.05 91011215 542100	POL TI MANDUS			
					GG-C/E-PD-PHONE			
Invoice: 9840APR22				254886 9840APR22	04/02/2022		M041222	65.94
				65.94 91411891 542100	HEAD OF BAY WELL TELEM			
					GG-WTR-FAC-PHONE			
Invoice: 9858APR22				254887 9858APR22	04/02/2022		M041222	50.35
				50.35 91411891 542100	SAND AVE WELL TELEM			
					GG-WTR-FAC-PHONE			
					CHECK	358515 TOTAL:		1,283.32
358516 04/13/2022 PRTD			1485 VERIZON WIRELESS	254847 9903189912	04/01/2022		M041222	6,882.64
Invoice: 9903189912					CITY WIDE WIRELESS SRVCS			
				1,083.95 91011189 54210001069	COVID19-ADD'L CELL PHONES			
				120.03 73411345 542100	O&M-WTR MAINT-PHONE/POSTAGE			
				91.79 72637319 54210000809	WATER QUAL FLOW MONIT-MODEM			
				5,586.87 91011189 542100	GG-C/E-CITY HALL-PHONE			
Invoice: 9903189913				254894 9903189913	04/01/2022		M041222	78.80
				78.80 72637319 54210000809	ENG/MODEMS FOR AUTOMATED FLOW STATIONS			
					WATER QUAL FLOW MONIT-MODEM			
					CHECK	358516 TOTAL:		6,961.44

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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NUMBER OF CHECKS 5 *** CASH ACCOUNT TOTAL *** 11,720.47

	<u>COUNT</u>	<u>AMOUNT</u>
TOTAL PRINTED CHECKS	5	11,720.47

*** GRAND TOTAL *** 11,720.47

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL
JOURNAL ENTRIES TO BE CREATED

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CLERK: jkines

YEAR PER	JNL						ACCOUNT DESC	T OB	DEBIT	CREDIT
SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	LINE DESC				
2022 4	134									
APP 001-213000	04/13/2022	M041222	041322			GENERAL - ACCOUNTS PAYABLE			10,524.94	
APP 635-111100	04/13/2022	M041222	041322			AP CASH DISBURSEMENTS JOURNAL				
APP 402-213000	04/13/2022	M041222	041322			CASH				11,720.47
APP 101-213000	04/13/2022	M041222	041322			AP CASH DISBURSEMENTS JOURNAL				
APP 401-213000	04/13/2022	M041222	041322			ACCOUNTS PAYABLE			616.29	
APP 631-213000	04/13/2022	M041222	041322			AP CASH DISBURSEMENTS JOURNAL				
APP 101-213000	04/13/2022	M041222	041322			STREETS - ACCOUNTS PAYABLE			21.40	
APP 401-213000	04/13/2022	M041222	041322			AP CASH DISBURSEMENTS JOURNAL				
APP 631-213000	04/13/2022	M041222	041322			ACCOUNTS PAYABLE			387.25	
APP 631-213000	04/13/2022	M041222	041322			AP CASH DISBURSEMENTS JOURNAL			170.59	
GENERAL LEDGER TOTAL									11,720.47	11,720.47
APP 631-130000	04/13/2022	M041222	041322			DUE TO/FROM CLEARING			11,549.88	
APP 001-130000	04/13/2022	M041222	041322			GENERAL - DUE TO/FROM CLEARING				10,524.94
APP 402-130000	04/13/2022	M041222	041322			DUE TO/FROM CLEARING				616.29
APP 101-130000	04/13/2022	M041222	041322			STREETS - DUE TO/FROM CLEARING				21.40
APP 401-130000	04/13/2022	M041222	041322			DUE TO/FROM CLEARING				387.25
SYSTEM GENERATED ENTRIES TOTAL									11,549.88	11,549.88
JOURNAL 2022/04/134 TOTAL									23,270.35	23,270.35

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL
JOURNAL ENTRIES TO BE CREATED

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FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
001 GENERAL FUND 001-130000 001-213000	2022 4	134	04/13/2022	GENERAL - DUE TO/FROM CLEARING GENERAL - ACCOUNTS PAYABLE	10,524.94	10,524.94
				FUND TOTAL	10,524.94	10,524.94
101 STREET FUND 101-130000 101-213000	2022 4	134	04/13/2022	STREETS - DUE TO/FROM CLEARING STREETS - ACCOUNTS PAYABLE	21.40	21.40
				FUND TOTAL	21.40	21.40
401 WATER OPERATING FUND 401-130000 401-213000	2022 4	134	04/13/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	387.25	387.25
				FUND TOTAL	387.25	387.25
402 SEWER OPERATING FUND 402-130000 402-213000	2022 4	134	04/13/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	616.29	616.29
				FUND TOTAL	616.29	616.29
631 CLEARING FUND 631-130000 631-213000 635-111100	2022 4	134	04/13/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE CASH	11,549.88 170.59	11,720.47
				FUND TOTAL	11,720.47	11,720.47

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND		DUE TO	DUE FROM
001	GENERAL FUND		10,524.94
101	STREET FUND		21.40
401	WATER OPERATING FUND		387.25
402	SEWER OPERATING FUND		616.29
631	CLEARING FUND	11,549.88	
	TOTAL	11,549.88	11,549.88

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635	111100	CASH								
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET	
INVOICE DTL DESC										
358517	04/19/2022	PRTD	551 CENTURYLINK	254979	4953APR22	04/07/2022		M041922	84.99	
	Invoice: 4953APR22									
				84.99	91421891 542100	310	MADISON AVE SLS TELEM GG-SWR-FAC-PHONE			
				254980	5127APR22	04/07/2022		M041922	200.67	
	Invoice: 5127APR22									
				200.67	71311942 64210000724	8804	MADISON AVE PD/COURT BLDG-PHONES			
				254981	5996APR22	04/07/2022		M041922	101.33	
	Invoice: 5996APR22									
				101.33	91011757 542100		E-PHONE @ WFP DOCK GG-GF-WFP DOCK-PHONE			
							CHECK	358517 TOTAL:	386.99	
358518	04/19/2022	PRTD	102 CITY OF BAINBRIDGE I	254987	RETREQ2-FINAL-01042	03/24/2022	20210036	M041922	5,949.00	
	Invoice: RETREQ2-FINAL-01042									
				5,949.00	73426355 54810001042		PW/CORRECT EQUIPMENT - RETAINAGE GRINDER PUMP REPL-R&M			
							CHECK	358518 TOTAL:	5,949.00	
358519	04/19/2022	PRTD	4950 CORRECT EQUIPMENT IN	254988	PAYREQ2-FINAL-01042	03/24/2022		M041922	123,858.18	
	Invoice: PAYREQ2-FINAL-01042									
				123,858.18	73426355 54810001042		PW/GRINDER PUMP REPLACEMENT(S) GRINDER PUMP REPL-R&M			
							CHECK	358519 TOTAL:	123,858.18	
358520	04/19/2022	PRTD	8646 ISLAND HANDS	254982	226	03/27/2022		M041922	14,216.84	
	Invoice: 226									
				14,003.59	73011183 54110000269		PW/2020-2023 JANITORIAL CONTRACT JANITORIAL CONTRACT-PRO SVCS			
				213.25	73425358 54110000269		JANITORIAL CONTRACT-PRO SVCS			
							CHECK	358520 TOTAL:	14,216.84	
358521	04/19/2022	PRTD	1205 PUGET SOUND ENERGY	254983	1716MAR22	04/11/2022		M041922	16.85	
	Invoice: 1716MAR22									
				16.85	91415345 547100		ROCKAWAY INTERITE PRV GG-ROCKAWAY BCH-UTILITIES			
				254984	8206MAR22	04/08/2022		M041922	12.74	
	Invoice: 8206MAR22									
				12.74	91411345 547100	515	FERNCLIFF AVE PRV GG-WTR-ELECTRIC			
							CHECK	358521 TOTAL:	29.59	

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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NUMBER OF CHECKS 5 *** CASH ACCOUNT TOTAL *** 144,440.60

	<u>COUNT</u>	<u>AMOUNT</u>
TOTAL PRINTED CHECKS	5	144,440.60

*** GRAND TOTAL *** 144,440.60

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

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YEAR PER	JNL	SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	ACCOUNT DESC LINE DESC	T OB	DEBIT	CREDIT
2022	4	189									
APP	402-213000		04/19/2022	M041922	041922			ACCOUNTS PAYABLE AP CASH DISBURSEMENTS JOURNAL		130,105.42	
APP	635-111100		04/19/2022	M041922	041922			CASH AP CASH DISBURSEMENTS JOURNAL			144,440.60
APP	301-213000		04/19/2022	M041922	041922			ACCOUNTS PAYABLE AP CASH DISBURSEMENTS JOURNAL		200.67	
APP	001-213000		04/19/2022	M041922	041922			GENERAL - ACCOUNTS PAYABLE AP CASH DISBURSEMENTS JOURNAL		14,104.92	
APP	401-213000		04/19/2022	M041922	041922			ACCOUNTS PAYABLE AP CASH DISBURSEMENTS JOURNAL		29.59	
GENERAL LEDGER TOTAL										144,440.60	144,440.60
APP	631-130000		04/19/2022	M041922	041922			DUE TO/FROM CLEARING		144,440.60	
APP	402-130000		04/19/2022	M041922	041922			DUE TO/FROM CLEARING			130,105.42
APP	301-130000		04/19/2022	M041922	041922			DUE TO/FROM CLEARING			200.67
APP	001-130000		04/19/2022	M041922	041922			GENERAL - DUE TO/FROM CLEARING			14,104.92
APP	401-130000		04/19/2022	M041922	041922			DUE TO/FROM CLEARING			29.59
SYSTEM GENERATED ENTRIES TOTAL										144,440.60	144,440.60
JOURNAL 2022/04/189 TOTAL										288,881.20	288,881.20

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
001 GENERAL FUND 001-130000 001-213000	2022 4	189	04/19/2022	GENERAL - DUE TO/FROM CLEARING GENERAL - ACCOUNTS PAYABLE	14,104.92	14,104.92
				FUND TOTAL	14,104.92	14,104.92
301 CAPITAL CONSTRUCTION FUND 301-130000 301-213000	2022 4	189	04/19/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	200.67	200.67
				FUND TOTAL	200.67	200.67
401 WATER OPERATING FUND 401-130000 401-213000	2022 4	189	04/19/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	29.59	29.59
				FUND TOTAL	29.59	29.59
402 SEWER OPERATING FUND 402-130000 402-213000	2022 4	189	04/19/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	130,105.42	130,105.42
				FUND TOTAL	130,105.42	130,105.42
631 CLEARING FUND 631-130000 635-111100	2022 4	189	04/19/2022	DUE TO/FROM CLEARING CASH	144,440.60	144,440.60
				FUND TOTAL	144,440.60	144,440.60

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND		DUE TO	DUE FROM
001	GENERAL FUND		14,104.92
301	CAPITAL CONSTRUCTION FUND		200.67
401	WATER OPERATING FUND		29.59
402	SEWER OPERATING FUND		130,105.42
631	CLEARING FUND	144,440.60	
	TOTAL	144,440.60	144,440.60

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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CASH ACCOUNT: 635	111100	CASH								
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET	
INVOICE DTL DESC										
358522	04/27/2022	PRTD	9597 AIRGAS USA, LLC	254896	9124507086	04/11/2022	20220006	04/24/22	2,562.24	
	Invoice: 9124507086			2,562.24	73431835 531100	PW/AIR MONITOR SYSTEM MATERIALS OFFICE SUPPLIES				
						CHECK	358522	TOTAL:	2,562.24	
358523	04/27/2022	PRTD	7994 PENINSULA SERVICES	254972	98795	03/31/2022		04/24/22	80.00	
	Invoice: 98795			80.00	51011211 541100	POL/MOBILE SHREDDING PD-C/E-ADM-PROF SVCS				
				254989	98794	03/31/2022		04/24/22	40.00	
	Invoice: 98794			40.00	21011125 541100	CRT/SHREDDING SERVICES COURT - PROFESSIONAL SERVICES				
						CHECK	358523	TOTAL:	120.00	
358524	04/27/2022	PRTD	7166 AMERICAN MESSAGING	254803	W4104492WD	04/01/2022		04/24/22	95.10	
	Invoice: W4104492WD			95.10	73637891 542100	PW/MESSAGING SERVICE APRIL 2022 O&M - ALLOC FACIL TELEPHONE				
						CHECK	358524	TOTAL:	95.10	
358525	04/27/2022	PRTD	4710 ASSOCIATED PETROLEU	254903	0447806-IN	03/15/2022		04/24/22	2,757.43	
	Invoice: 0447806-IN			1,818.33	73638893 532000	PW/DIESEL & REGULAR FUEL O&M-FUEL USE-ALLOCATION				
				939.10	73638932 532000	O&M-FUEL ALLOC TO OTH DEPTS				
				254904	0450637-IN	03/17/2022		04/24/22	2,004.71	
	Invoice: 0450637-IN			778.98	73638893 532000	PW/DIESEL & REGULAR FUEL O&M-FUEL USE-ALLOCATION				
				1,225.73	73638932 532000	O&M-FUEL ALLOC TO OTH DEPTS				
				254905	0451667-IN	03/22/2022		04/24/22	2,029.21	
	Invoice: 0451667-IN			894.95	73638893 532000	PW/DIESEL & REGULAR FUEL O&M-FUEL USE-ALLOCATION				
				1,134.26	73638932 532000	O&M-FUEL ALLOC TO OTH DEPTS				
				254906	0452146-IN	03/24/2022		04/24/22	1,526.01	
	Invoice: 0452146-IN			329.08	73638893 532000	PW/DIESEL & REGULAR FUEL O&M-FUEL USE-ALLOCATION				
				1,196.93	73638932 532000	O&M-FUEL ALLOC TO OTH DEPTS				
				254907	0452817-IN	03/29/2022		04/24/22	1,057.31	
	Invoice: 0452817-IN			1,057.31	73638932 532000	PW/DIESEL & REGULAR FUEL O&M-FUEL ALLOC TO OTH DEPTS				
				254908	0454650-IN	03/31/2022		04/24/22	1,211.84	
	Invoice: 0454650-IN			517.22	73638893 532000	PW/DIESEL & REGULAR FUEL O&M-FUEL USE-ALLOCATION				

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CASH ACCOUNT: 635		111100	CASH						
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
INVOICE DTL DESC									
				694.62	73638932	532000		O&M-FUEL ALLOC TO OTH DEPTS	
								CHECK 358525 TOTAL:	10,586.51
358526	04/27/2022	PRTD	9146 ARCHIVESOCIAL, INC	254990	20732	03/01/2022		04/24/22	2,988.00
			Invoice: 20732					IT/ARCHIVING OF SOCIAL MEDIA PAGES	
				2,988.00	81011881	535100		IT - C/E COMPUTER SOFTWARE	
								CHECK 358526 TOTAL:	2,988.00
358527	04/27/2022	PRTD	47 BAINBRIDGE DISPOSAL	254909	0001189942	03/31/2022		04/24/22	180.15
			Invoice: 0001189942					WASTE DISPOSAL SERVICES 402 BRIEN DR SE	
				180.15	91011755	547900		GG-C/E-COMMONS-GARBAGE	
								CHECK 358527 TOTAL:	180.15
358528	04/27/2022	PRTD	4638 BAINBRIDGE PERFORMIN	255004	04/18/2022	04/18/2022		04/24/22	150.00
			Invoice: 04/18/2022					SENIOR CENTER DEPOSIT REFUND	
				150.00	41625860	586000		SC/COMMONS ROOM DEP-DISBURSEME	
								CHECK 358528 TOTAL:	150.00
358529	04/27/2022	PRTD	54 BAINBRIDGE RENTAL IN	254806	CON83319	03/30/2022		04/24/22	43.58
			Invoice: CON83319					PW/FORK/HOE COMBO, S S WEEDING HOE	
				43.58	73011189	531100		O&M - C/E FACIL OFC SUPPLIES	
			Invoice: CON83732					04/12/2022	04/24/22
				254941	CON83732			PW/GALLON BAR OIL PLAT, FILLER CAP	77.34
				77.34	73111427	531100		OFFICE SUPPLIES	
								CHECK 358529 TOTAL:	120.92
358530	04/27/2022	PRTD	9990 BARLES, VENERA	254901	100581	04/13/2022		04/24/22	454.22
			Invoice: 100581					UB 10190 302 WALLACE WAY NW	
				454.22	411	122100		WATER ACCOUNTS RECEIVABLE	
								CHECK 358530 TOTAL:	454.22
358531	04/27/2022	PRTD	57 BAY HAY & FEED	254787	1715811	03/22/2022		04/24/22	92.74
			Invoice: 1715811					PCD/MENS ARIAT BOOTS - AD	
				92.74	62471591	531100		BLDG-SUPPLIES	
								CHECK 358531 TOTAL:	92.74

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CASH ACCOUNT: 635		111100	CASH						
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
INVOICE DTL DESC									
358532	04/27/2022	PRTD	7242 BELFAIR HOSE & HYDRA	254942	45068	04/08/2022		04/24/22	27.84
	Invoice: 45068							PW/HYDRAULIC QUICK COUPLER STEEL PLUG	
				27.84	73637942 531100			INT'L AQUATECH R&M-SUPPLIES	
								CHECK 358532 TOTAL:	27.84
358533	04/27/2022	PRTD	64 BAINBRIDGE ISLAND AR	255006	2022Q1	04/01/2022		04/24/22	3,760.00
	Invoice: 2022Q1							EX/2022-23 CULTURAL FUNDING CONTR	
				3,760.00	31011732 54110000297			EX-GF-CULTURAL ARTS & SCIENCES	
								CHECK 358533 TOTAL:	3,760.00
358534	04/27/2022	PRTD	360 BUILDERS FIRSTSOURCE	254911	85162904	04/11/2022		04/24/22	198.92
	Invoice: 85162904							PW/SPRAY PAINT FLOUR BLUE, WHITE	
				198.92	73111264 531100			O&M-STREET-TRAF CONTROL-SUPPLY	
	Invoice: 85170946			254945	85170946	04/12/2022		04/24/22	31.38
				31.38	73431835 531100			PW/DRAIN CAP, CLEANOUT ADAPTER, GALV PIPE	
								OFFICE SUPPLIES	
								CHECK 358534 TOTAL:	230.30
358535	04/27/2022	PRTD	9908 CINTAS CORPORATION #	254811	5101996543	03/31/2022		04/24/22	203.97
	Invoice: 5101996543							PW/AED SERVICE/CHECK, MEDICAL SUPPLIES	
				203.97	73637891 531100			OFFICE SUPPLIES	
	Invoice: 5104554295			255018	5104554295	04/18/2022		04/24/22	187.85
				187.85	91011183 531100			CITY HALL FIRST AID RESTOCK	
								GG-C/E-CH CLEANING-SUPPLIES	
								CHECK 358535 TOTAL:	391.82
358536	04/27/2022	PRTD	9127 CIOX HEALTH	254953	0370136626	04/07/2022		04/24/22	104.28
	Invoice: 0370136626							POL/RECORDS FEE	
				104.28	52011212 541100			POLICE - C/E INVEST PROF SVCS	
								CHECK 358536 TOTAL:	104.28
358537	04/27/2022	PRTD	104 CITY OF BREMERTON	254788	BKAT000664	04/01/2022		04/24/22	3,093.50
	Invoice: BKAT000664							IT/BROADCASTING SERVICES FOR PUBLIC MEETINGS	
				3,093.50	81011881 542420			IT-C/E-TELEVISTED COUNCIL MEET	
								CHECK 358537 TOTAL:	3,093.50

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CASH ACCOUNT: 635		111100		CASH							
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET		
INVOICE DTL DESC											
358538	04/27/2022	PRTD	4950 CORRECT EQUIPMENT IN	254790	46479	04/06/2022		04/24/22	4,834.22		
	Invoice: 46479										
				4,834.22	73426355 54810000562			PW/SERVICE CALL ROCKAWAY BEACH GRINDER PUMP MAINT CONTRACT			
								CHECK 358538 TOTAL:		4,834.22	
358539	04/27/2022	PRTD	5132 CRYSTAL SPRINGS	254954	5228674 040622	04/06/2022		04/24/22	10.90		
	Invoice: 5228674 040622										
				10.90	21011125 531100			CRT/BOTTOM LOAD HOT & COLD COOLER COURT - SUPPLIES			
								CHECK 358539 TOTAL:		10.90	
358540	04/27/2022	PRTD	7357 THE DOCTORS CLINIC	255017	OMF6 FEB22	03/15/2022		04/24/22	137.00		
	Invoice: OMF6 FEB22										
				37.00	53011212 541100			POL,PW/OCCUPATIONAL HEALTH SERVICES POLICE - C/E PATROL PROF SVCS O&M-GF-MECH SHOP-PROF SVCS			
				100.00	73011483 541100						
								CHECK 358540 TOTAL:		137.00	
358541	04/27/2022	PRTD	4174 ENVIRO-CLEAN EQUIPME	254814	22-57178	03/30/2022		04/24/22	170.37		
	Invoice: 22-57178										
				170.37	73637945 531100			PW/WATER HOSE O&M ALLOC-SWEEPER-SUPPLIES			
								CHECK 358541 TOTAL:		170.37	
358542	04/27/2022	PRTD	1953 FERGUSON ENTERPRISES	254816	1085597	03/30/2022		04/24/22	355.58		
	Invoice: 1085597										
				355.58	73421355 531100			PW/PVC EDPM, SXF ADPT, SXM ADPT, HOSE CLAMP WIN COLL-SUPPLIES			
				254817	1088201-1	04/04/2022		04/24/22	122.14		
	Invoice: 1088201-1										
				122.14	73637892 531100			PW/PVC THRD CAP, THRD PLUG, FIRE HOSE O&M-ALLOC-WTR-CONSUMABLES			
				254913	1088220	03/30/2022		04/24/22	235.41		
	Invoice: 1088220										
				235.41	73411345 531100			PW/2-1/2X10 INDU FIRE HOSE ASSY OFFICE SUPPLIES			
				254914	CM135909	04/11/2022		04/24/22	-7.37		
	Invoice: CM135909										
				-7.37	73411345 531100			PW/2 PVC S40 SOC CAP OI OFFICE SUPPLIES			
								CHECK 358542 TOTAL:		705.76	
358543	04/27/2022	PRTD	513 GRAINGER	254818	9263338767	03/30/2022		04/24/22	125.91		
	Invoice: 9263338767										
				125.91	73425358 531100			PW/PRESSURE GAUGES O&M-WWTP-SUPPLIES			

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CASH ACCOUNT: 635		111100		CASH							
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET		
INVOICE DTL DESC											
Invoice: 9268506525				254819	9268506525	04/05/2022		04/24/22	59.69		
				59.69	73431835 531100	PW/YELLOW CLIPBOARD X2 OFFICE SUPPLIES					
Invoice: 9275681998				254915	9275681998	04/11/2022		04/24/22	202.55		
				202.55	73435838 531100	PW/INDUSTRIAL FOG NOZZLE BLACK O&M-DECANT-SUPPLIES					
						CHECK	358543	TOTAL:	388.15		
358544	04/27/2022	PRTD	4362 GRESHAM PUMP AND DRI	254889	4956	04/07/2022		04/24/22	1,032.17		
	Invoice: 4956					PW/PVC PIPE, ADAPTER, BRASS GATE VALVE FARM MAINT PROJECTS TBD					
				1,032.17	73011319 54810000827			CHECK	358544	TOTAL:	1,032.17
358545	04/27/2022	PRTD	253 HACH COMPANY	254820	12904738	02/25/2022		04/24/22	631.38		
	Invoice: 12904738					PW/ORP GEL-FILLED PROBE STD CABLE O&M-C/E-PWY FAC-SUPPLIES					
				631.38	73011897 531100			CHECK	358545	TOTAL:	631.38
358546	04/27/2022	PRTD	4850 HOME DEPOT CREDIT SE	254917	678204728	04/05/2022		04/24/22	1,459.05		
	Invoice: 678204728					PW/BLACK LINER, TOWELS, URINAL FLOOR MAT O&M ALLOC-CITY WIDE SUPPLIES					
				1,459.05	73637948 531100			CHECK	358546	TOTAL:	1,459.05
358547	04/27/2022	PRTD	9996 HUME, SUSAN	254996	PLN51924	04/18/2022		04/24/22	3,434.00		
	Invoice: PLN51924					PERMIT PLN51924 VAR REFUND FEE ZONING & SUBDIVISION FE					
				3,434.00	47047 345810			CHECK	358547	TOTAL:	3,434.00
358548	04/27/2022	PRTD	6857 INGERSOLL RAND COMPA	254821	26038571	03/26/2022		04/24/22	309.16		
	Invoice: 26038571					PW/KIT, EXHAUST SILENCER O&M-WWTP-SUPPLIES					
				309.16	73425358 531100			CHECK	358548	TOTAL:	309.16
358549	04/27/2022	PRTD	9936 KELLY HUME DESIGN	254918	6567	04/12/2022		04/24/22	6,739.00		
	Invoice: 6567					EX/LOGO DESIGN CLIMATE SMART BAINBRIDGE PRGM CLIMATE ADAPTION-PROF SVCS					
				6,739.00	31011492 541100						

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CASH ACCOUNT: 635		111100	CASH						
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
INVOICE DTL DESC									
						CHECK	358549	TOTAL:	6,739.00
358550	04/27/2022	PRTD	1010 PAUL L KING	254957	61535	04/13/2022		04/24/22	289.38
Invoice: 61535				289.38	73011319	54810000827	PW/SERVICE CALL, CUT LOCK OFF & REKEY FARM MAINT PROJECTS TBD		
						CHECK	358550	TOTAL:	289.38
358551	04/27/2022	PRTD	9852 KISSLER ENTERPRISES	254791	10083	01/31/2022		04/24/22	9,352.20
Invoice: 10083				9,352.20	73425358	54790100551	PW/BAINBRIDGE ISLAND WWTP TO BARR TECH BIOSOLIDS WASTE DISPOSAL		
						CHECK	358551	TOTAL:	9,352.20
358552	04/27/2022	PRTD	579 KITSAP SUN	255015	0004492446	03/31/2022		04/24/22	1,082.35
Invoice: 0004492446				1,082.35	33011161	544000	HR/DIGITAL RECRUITMENT ADS MAR 2022 HR-C/E-ADVERTISING		
						CHECK	358552	TOTAL:	1,082.35
358553	04/27/2022	PRTD	579 KITSAP SUN	255014	0004492368	03/31/2022		04/24/22	125.40
Invoice: 0004492368				125.40	11011113	544000	CC/BAINBRIDGE ISLANDER MARCH 2022 COUNCIL - LEGAL NOTICES		
						CHECK	358553	TOTAL:	125.40
358554	04/27/2022	PRTD	8727 KNOWBE4, INC.	255022	INV183554	04/19/2022		04/24/22	2,211.30
Invoice: INV183554				2,211.30	81011881	535100	IT/CYBERSECURITY TRAINING SOFTWARE SERVICE IT - C/E COMPUTER SOFTWARE		
						CHECK	358554	TOTAL:	2,211.30
358555	04/27/2022	PRTD	7015 LEXIPOL LLC	254958	INVPR9907	04/01/2022		04/24/22	1,800.00
Invoice: INVPR9907				1,800.00	51011215	548500	POL/POLICEONE RENEWAL POLICE - C/E FACIL COMP MAINT		
						CHECK	358555	TOTAL:	1,800.00
358556	04/27/2022	PRTD	5011 LEXISNEXIS RISK SOLU	254959	1272084-20220331	03/31/2022		04/24/22	163.65
Invoice: 1272084-20220331				163.65	52011212	549100	POL/MONTHLY SUBSCRIPTION PD-C/E-INV-DUES/SUBSCR/MEMBRSH		
						CHECK	358556	TOTAL:	163.65

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CASH ACCOUNT: 635		111100	CASH						
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
INVOICE DTL DESC									
358557	04/27/2022	PRTD	493 MODERN COLLISION REB	254946	17310	02/28/2022		04/24/22	7,378.73
	Invoice: 17310								
				7,378.73	53011212 548100	POL/2020 FORD POLICE INTERCEPTOR BLACK			
						POLICE - C/E PATROL MAINTENANC			
						CHECK	358557	TOTAL:	7,378.73
358558	04/27/2022	PRTD	9989 NEIHAUS, NICOLE & TR	254900	100580	04/13/2022		04/24/22	178.66
	Invoice: 100580								
				178.66	411 122100	UB 11679 600 ALDER AVENUE NE			
						WATER ACCOUNTS RECEIVABLE			
						CHECK	358558	TOTAL:	178.66
358559	04/27/2022	PRTD	9988 NEUMANN, DRUSE L	254899	100579	04/13/2022		04/24/22	17.13
	Invoice: 100579								
				17.13	411 122100	UB 11223 702 KLUCKITAT PLACE NE			
						WATER ACCOUNTS RECEIVABLE			
						CHECK	358559	TOTAL:	17.13
358560	04/27/2022	PRTD	8286 SUPERINTENDENT OF P	254962	17183	04/01/2022		04/24/22	135.75
	Invoice: 17183								
				135.75	41654861 586110	POL/FINGERPRINTING			
						FINGERPRINT DISB TO SPI			
						CHECK	358560	TOTAL:	135.75
358561	04/27/2022	PRTD	9650 THE PAPE GROUP INC.	254921	13449817	04/05/2022		04/24/22	143.75
	Invoice: 13449817								
				143.75	73111427 531100	PW/TCU15881 BLADE X6			
						OFFICE SUPPLIES			
						CHECK	358561	TOTAL:	143.75
358562	04/27/2022	PRTD	6579 WILLIAM R PEACOCK	254843	2022T0015M	03/31/2022		04/24/22	515.00
	Invoice: 2022T0015M								
				515.00	73637893 443410	PW/WWCPA CERT TRAINING A ECKSTROM			
						O&M-ALLOC-SWR TRAINING			
						CHECK	358562	TOTAL:	515.00
358563	04/27/2022	PRTD	8544 PHILANTHROPY NORTHWE	255011	TGP 4477	03/31/2022		04/24/22	1,800.00
	Invoice: TGP 4477								
				1,800.00	31017572 54110000297	EX/2020-2021 CULTURAL FUNDING PRO			
						EX-COMMUNITY FUNDING RESOURCES			
						CHECK	358563	TOTAL:	1,800.00

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CASH ACCOUNT: 635		111100	CASH						
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET
						INVOICE DTL	DESC		
358564	04/27/2022	PRTD	8922 REXEL USA INC.	254947	2R46393	04/12/2022		04/24/22	671.65
	Invoice: 2R46393			671.65	73425358 531100	PW/LGD LED 10W 4-PIN X36 O&M-WWTP-SUPPLIES			
						CHECK	358564	TOTAL:	671.65
358565	04/27/2022	PRTD	9349 PROPANE NORTHWEST	254829	1506709141	03/29/2022		04/24/22	1,243.99
	Invoice: 1506709141			1,243.99	91011897 547200	PROPANE X658.80, HAZMAT DELIVERY CHARGE GG-C/E-O&M YARD FAC-PROPANE			
						CHECK	358565	TOTAL:	1,243.99
358566	04/27/2022	PRTD	1205 PUGET SOUND ENERGY	255019	220001471	04/18/2022		04/24/22	863.72
	Invoice: 220001471			863.72	91011189 547101	APR22 GREEN POWER CONTRACT ELECTRIC-GREEN POWER			
						CHECK	358566	TOTAL:	863.72
358567	04/27/2022	PRTD	6541 PUGET SOUND ENERGY	254874	PLN52042	04/11/2022		04/24/22	1,336.00
	Invoice: PLN52042			1,336.00	47047 345890	PERMIT PLN52042 REFUND FEE OTHER PLANNING/DEVELOPM			
						CHECK	358567	TOTAL:	1,336.00
358568	04/27/2022	PRTD	9987 REIBSAMEN, BARBARA	254898	100578	04/13/2022		04/24/22	47.12
	Invoice: 100578			47.12	411 122100	UB 10841 512 AZALEA AVENUE NE WATER ACCOUNTS RECEIVABLE			
						CHECK	358568	TOTAL:	47.12
358569	04/27/2022	PRTD	7524 ROLLING BAY TIMBER	254922	3039	04/08/2022		04/24/22	11,929.06
	Invoice: 3039			11,929.06	73111264 531100	PW/WESTERN RED CEDAR POSTS 4X4 X182 O&M-STREET-TRAF CONTROL-SUPPLY			
						CHECK	358569	TOTAL:	11,929.06
358570	04/27/2022	PRTD	9994 SAFE RESTRAINTS INC	254977	TF030522BIPD	04/15/2022		04/24/22	8,518.12
	Invoice: TF030522BIPD			8,518.12	53011212 531100	POL/WRAP RESTRAINTS X6 PD-C/E-PATROL SUPPLIES			
						CHECK	358570	TOTAL:	8,518.12

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

P 10
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CASH ACCOUNT: 635		111100		CASH							
CHECK NO	CHK DATE	TYPE	VENDOR NAME	VOUCHER	INVOICE	INV DATE	PO	CHECK RUN	NET		
INVOICE DTL DESC											
Invoice: 8065782451				254925	8065782451	04/02/2022		04/24/22	130.26		
				130.26	73637891 531100	PW/PAPER, STENO BOOK, LYSOL WIPES					
										OFFICE SUPPLIES	
Invoice: 8065800233				254963	8065800233	04/02/2022		04/24/22	648.15		
				324.07	51011211 531100	POL/SHARPIES, PENS, POST-ITS, DATASTICKS					
				129.63	52011212 531100	PD-C/E-ADM-SUPPLIES					
				194.45	53011212 531100	POLICE - C/E INVEST SUPPLIES					
										PD-C/E-PATROL SUPPLIES	
						CHECK		358577 TOTAL:	1,098.22		
358578	04/27/2022	PRTD	2122 STERICYCLE INC	254964	3005963385	03/31/2022		04/24/22	10.36		
			Invoice: 3005963385							POL/BIOHAZARD DISPOSAL	
				10.36	53011212 541100	POLICE - C/E PATROL PROF SVCS					
										CHECK 358578 TOTAL:	
									10.36		
358579	04/27/2022	PRTD	7331 SUN DAY COVE PHASE I	255005	PLN51863	04/18/2022		04/24/22	3,053.00		
			Invoice: PLN51863							PERMIT PLN51863 SSDP REFUND FEE	
				3,053.00	47047 345890	OTHER PLANNING/DEVELOPM					
										CHECK 358579 TOTAL:	
									3,053.00		
358580	04/27/2022	PRTD	9167 TRAFFIC LOGIX CORPOR	254965	SIN15524	03/29/2022		04/24/22	16.37		
			Invoice: SIN15524							POL/SPEED READER KEY	
				16.37	53011212 531100	PD-C/E-PATROL SUPPLIES					
										CHECK 358580 TOTAL:	
									16.37		
358581	04/27/2022	PRTD	4929 TYLER TECHNOLOGIES I	254796	045-371479	04/01/2022		04/24/22	16,254.10		
			Invoice: 045-371479							IT/QUARTERLY MUNIS SW MAINTENANCE	
				16,254.10	81011881 535100	IT - C/E COMPUTER SOFTWARE					
										CHECK 358581 TOTAL:	
									16,254.10		
358582	04/27/2022	PRTD	2190 UNITED PARCEL SERVIC	254966	000028Y3Y1142	04/02/2022		04/24/22	57.04		
			Invoice: 000028Y3Y1142							POL/SHIPPING	
				57.04	91011215 542500	GG-C/E-PD-POSTAGE					
										CHECK 358582 TOTAL:	
									57.04		
358583	04/27/2022	PRTD	4520 WA ST DEPT OF NATURA	254928	4900/0100159193/2022	04/01/2022		04/24/22	38,211.77		
			Invoice: 4900/0100159193/2022							EX/PS EAGLE HARBOR COBI 5/1/22-4/30/23	
				38,211.77	31011757 545000	EX-GF-OWM-LEASE					

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

CLERK: jkines

YEAR PER	JNL	SRC ACCOUNT	EFF DATE	JNL DESC	REF 1	REF 2	REF 3	ACCOUNT DESC LINE DESC	T OB	DEBIT	CREDIT
2022	4	230									
APP	403-213000		04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		2,855.86	
								AP CASH DISBURSEMENTS JOURNAL			
APP	635-111100		04/27/2022	04/24/22	042022			CASH			159,154.22
								AP CASH DISBURSEMENTS JOURNAL			
APP	001-213000		04/27/2022	04/24/22	042022			GENERAL - ACCOUNTS PAYABLE	105,387.53		
								AP CASH DISBURSEMENTS JOURNAL			
APP	631-213000		04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		13,354.00	
								AP CASH DISBURSEMENTS JOURNAL			
APP	622-213000		04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		150.00	
								AP CASH DISBURSEMENTS JOURNAL			
APP	101-213000		04/27/2022	04/24/22	042022			STREETS - ACCOUNTS PAYABLE	12,712.45		
								AP CASH DISBURSEMENTS JOURNAL			
APP	401-213000		04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		994.17	
								AP CASH DISBURSEMENTS JOURNAL			
APP	407-213000		04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE	7,915.74		
								AP CASH DISBURSEMENTS JOURNAL			
APP	402-213000		04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE	15,648.72		
								AP CASH DISBURSEMENTS JOURNAL			
APP	650-213000		04/27/2022	04/24/22	042022			ACCOUNTS PAYABLE		135.75	
								AP CASH DISBURSEMENTS JOURNAL			
GENERAL LEDGER TOTAL									159,154.22		159,154.22
APP	631-130000		04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING	145,800.22		
APP	403-130000		04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING			2,855.86
APP	001-130000		04/27/2022	04/24/22	042022			GENERAL - DUE TO/FROM CLEARING			105,387.53
APP	622-130000		04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING			150.00
APP	101-130000		04/27/2022	04/24/22	042022			STREETS - DUE TO/FROM CLEARING			12,712.45
APP	401-130000		04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING			994.17
APP	407-130000		04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING			7,915.74
APP	402-130000		04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING			15,648.72
APP	650-130000		04/27/2022	04/24/22	042022			DUE TO/FROM CLEARING			135.75
SYSTEM GENERATED ENTRIES TOTAL									145,800.22		145,800.22
JOURNAL 2022/04/230 TOTAL									304,954.44		304,954.44

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
001 GENERAL FUND 001-130000 001-213000	2022 4	230	04/27/2022	GENERAL - DUE TO/FROM CLEARING GENERAL - ACCOUNTS PAYABLE	105,387.53	105,387.53
				FUND TOTAL	105,387.53	105,387.53
101 STREET FUND 101-130000 101-213000	2022 4	230	04/27/2022	STREETS - DUE TO/FROM CLEARING STREETS - ACCOUNTS PAYABLE	12,712.45	12,712.45
				FUND TOTAL	12,712.45	12,712.45
401 WATER OPERATING FUND 401-130000 401-213000	2022 4	230	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	994.17	994.17
				FUND TOTAL	994.17	994.17
402 SEWER OPERATING FUND 402-130000 402-213000	2022 4	230	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	15,648.72	15,648.72
				FUND TOTAL	15,648.72	15,648.72
403 STORM & SURFACE WATER FUND 403-130000 403-213000	2022 4	230	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	2,855.86	2,855.86
				FUND TOTAL	2,855.86	2,855.86
407 BUILDING & DEVELOPMENT FUND 407-130000 407-213000	2022 4	230	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	7,915.74	7,915.74
				FUND TOTAL	7,915.74	7,915.74
622 EXPENDABLE TRUST FUND 622-130000 622-213000	2022 4	230	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	150.00	150.00
				FUND TOTAL	150.00	150.00
631 CLEARING FUND 631-130000 631-213000 635-111100	2022 4	230	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE CASH	145,800.22 13,354.00	159,154.22
				FUND TOTAL	159,154.22	159,154.22

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND ACCOUNT	YEAR PER	JNL	EFF DATE	ACCOUNT DESCRIPTION	DEBIT	CREDIT
650 AGENCY FUND 650-130000 650-213000	2022 4	230	04/27/2022	DUE TO/FROM CLEARING ACCOUNTS PAYABLE	135.75	135.75
				FUND TOTAL	135.75	135.75

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CITY OF BAINBRIDGE ISLAND
A/P CASH DISBURSEMENTS JOURNAL

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JOURNAL ENTRIES TO BE CREATED

FUND	DUE TO	DUE FROM
001 GENERAL FUND		105,387.53
101 STREET FUND		12,712.45
401 WATER OPERATING FUND		994.17
402 SEWER OPERATING FUND		15,648.72
403 STORM & SURFACE WATER FUND		2,855.86
407 BUILDING & DEVELOPMENT FUND		7,915.74
622 EXPENDABLE TRUST FUND		150.00
631 CLEARING FUND	145,800.22	
650 AGENCY FUND		135.75
	145,800.22	145,800.22
	TOTAL	
	145,800.22	145,800.22

** END OF REPORT - Generated by Jacob Kines **



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME:

AGENDA ITEM: Approve City Council Meeting Minutes

SUMMARY: Council will consider approval of meeting minutes.

AGENDA CATEGORY: Minutes

PROPOSED BY: Executive

RECOMMENDED MOTION: Approve City Council meeting minutes.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND:

ATTACHMENTS:

[Special City Council Meeting Minutes, April 12, 2022.docx](#)

[Regular City Council Meeting Minutes, April 12, 2022.docx](#)

FISCAL DETAILS:

Fund Name(s):

Coding:



CITY OF
BAINBRIDGE ISLAND

SPECIAL CITY COUNCIL MEETING
EXECUTIVE SESSION
TUESDAY, APRIL 12, 2022

MEETING MINUTES

1) CALL TO ORDER/ROLL CALL

Mayor Deets called the meeting to order at 5:17 p.m. in Council Chambers and on the Zoom webinar platform.

Mayor Deets, Deputy Mayor Fantroy-Johnson, and Councilmembers Hytopoulos, Moriwaki, Quitslund, and Schneider were present. Councilmember Pollock was unable to join the meeting remotely due to technical issues.

3) EXECUTIVE SESSION

3.A Pursuant to RCW 42.30.110(1)(i), to discuss with legal counsel matters relating to litigation or potential litigation to which the city, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency,
Cover Page

Mayor Deets adjourned the meeting to an executive session pursuant to RCW 42.30.110(1)(i).

Council returned from executive session at 6:01 p.m.

4) ADJOURNMENT

Mayor Deets adjourned the meeting at 6:02 p.m.

Joe Deets, Mayor

Christine Brown, MMC, City Clerk



CITY OF
BAINBRIDGE ISLAND

REGULAR CITY COUNCIL BUSINESS MEETING
TUESDAY, APRIL 12, 2022

MEETING MINUTES

1) **CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE**

Mayor Deets called the meeting to order at 6:07 p.m. in Council Chambers and on the Zoom webinar platform.

Mayor Deets, Deputy Mayor Fantroy-Johnson, and Councilmembers Hytopoulos, Moriwaki, Quitslund, and Schneider were present in Council Chambers. Councilmember Pollock joined the meeting remotely.

Mayor Deets led the Pledge of Allegiance and read the land acknowledgement.

2) **APPROVAL OF AGENDA / CONFLICT OF INTEREST DISCLOSURE**

Deputy Mayor Fantroy-Johnson moved and Councilmember Moriwaki seconded to approve the agenda as presented. The motion carried unanimously, 7-0.

Mayor Deets asked Council if there were any conflicts of interest to disclose.

Councilmember Moriwaki noted that he received a campaign contribution from an employee of Clark Construction but had no contact since. He also noted that he had met with members of Arts & Humanities Bainbridge, together with Councilmember Quitslund, and received information on their proposal on the Consent Agenda.

Deputy Mayor Fantroy-Johnson noted that she will recuse herself from agenda item 8.H due to a conflict of interest.

Mayor Deets and Councilmember Quitslund noted that they also received donations from Clark Construction. Deputy Mayor Fantroy-Johnson noted that she may have received a donation from Clark Construction.

Councilmember Pollock noted that he would recuse himself from the three Police/Court Facility agenda items and the Grow Community agenda item.

3) **PRESENTATION(S)**

3.A Proclamation Declaring April 17-23 as "National Volunteer Week on Bainbridge Island" - Executive

[Cover Page](#)

[National_Volunteer_Week_Proclamation_2022.pdf](#)

Mayor Deets read the proclamation. Tyler Heinemann and Maradel Gale from Bainbridge Prepares accepted the proclamation on behalf of community volunteers.

3.B Proclamation Declaring April 22, 2022, as "Bainbridge Island Earth Day"

[Cover Page](#)

[Earth Day Proclamation 2022.docx](#)

Mayor Deets read the proclamation. Diane Landry and Maradel Gale from Sustainable Bainbridge accepted the proclamation and highlighted where to find information on Earth Day events.

3.C Proclamation Declaring April 12, 2022, as "Education and Sharing Day"

[Cover Page](#)

[Proclamation - Education and Sharing Day 2022.docx](#)

Mayor Deets read the proclamation.

MOTION: I move to authorize the Mayor to sign the proclamation declaring April 12, 2022, as "Education and Sharing Day."

Fantroy-Johnson/Moriwaki: The motion carried unanimously, 7-0.

Rabbi Mendi Goldschmid accepted the proclamation.

3.D Proclamation Declaring the Month of April 2022, as "Heritage Tree Month" - Planning

[Cover Page](#)

[Heritage Tree Proclamation 2022.docx](#)

[Heritage Tree Registry 2022.pdf](#)

Councilmember Moriwaki spoke about the Witness Tree at the Japanese American Exclusion Memorial and read the proclamation.

Susan Hughes, Chair of the Historic Preservation Commission, accepted the proclamation.

4) PUBLIC COMMENT

4.A Instructions for Providing Public Comment

[Cover Page](#)

[Instructions for Providing Public Comment at Hybrid Meetings.docx](#)

Peggi Erickson asked Council to consider the Race Equity Advisory Committee's recommendations.

5) CONSENT AGENDA

5.A [Agenda Bill for Consent Agenda](#)
[Cover Page](#)

Councilmember Hytopoulos asked to pull item 5.R from the Consent Agenda.

Councilmember Moriwaki highlighted the contributions to the Sound to Olympics Trail.

MOTION: I move to approve the Consent Agenda as modified.

Schneider/Hytopoulos: The motion carried unanimously, 7-0.

5.B **Approve Accounts Payable and Payroll**

[Cover Page](#)

[Council Report PR 4-5-22.pdf](#)

[AP Report to Council of Cash Disbursements 04-13-22.pdf](#)

5.C **Approve City Council Meeting Minutes**

[Cover Page](#)

[City Council Study Session Minutes, March 15, 2022.pdf](#)

[City Council Special Meeting Minutes, Executive Session, March 22, 2022.pdf](#)

[City Council Regular Business Meeting Minutes, March 22, 2022.pdf](#)

5.D **Accept a Washington State Drinking Water Revolving Fund Loan in the Amount of \$6,831,302.65 (Water Fund) to Support the Winslow Water Tank Replacement Project - Public Works**

[Cover Page](#)

[2021-4017 Award Letter City of Bainbridge Island.pdf](#)

[DWL27105 City of Bainbridge Island 2021-4017 Seismic_.pdf](#)

[Winslow Water Tank Replacement Capital Improvement Plan Sheet.pdf](#)

5.E **Direct the City Manager to Develop a Zoning Code Amendment for the City Council's Consideration that will Facilitate the Permitting of the New Winslow Water Tank - Public Works**

[Cover Page](#)

[Water Tank Styles_Renderings_.pdf](#)

5.F **Accept a Washington State Drinking Water Revolving Fund Loan/Grant in the Amount of \$792,079 (Water Fund) to Support the Ferncliff Avenue / Casey Street Water Main Extension Project, and Add the Project to the 2022-26 Capital Improvement Plan - Public Works**

[Cover Page](#)

[DWL27100 \(2021-4016\) Award Letter City of Bainbridge Island.pdf](#)
[Ferncliff_Water_Extension_092821.pdf](#)
[DWL27100 City of Bainbridge Island 2021-4016 AC \(2\).pdf](#)

- 5.G **Authorize a Budget Amendment in the Amount of \$60,000 (Water Fund) to Support Preliminary Design, Public Engagement, and Cost Estimates for the Ferncliff / Casey Street Water Main Extension Project - Public Works**
[Cover Page](#)
[Ferncliff_Water_Extension_092821.pdf](#)

- 5.H **Authorize the City Manager to Advertise for the 2022 Annual Pavement Preservation Contract - Public Works**
[Cover Page](#)
[2022 Annual Pavement Preservation Map.pdf](#)

- 5.I **Adopt Resolution No. 2022-16 on the Energy Transitions Initiative Partnership Project Application**
[Cover Page](#)
[Resolution 2022-16 Energy Transitions Initiative Partnership Project Application.docx](#)
[City of Bainbridge Island ETIPP Application.pdf](#)
[City Manager Letter of Endorsement for ETIPP Application.docx](#)
[CCAC Letter of Endorsement for ETIPP Application.docx](#)

- 5.J **Accept Donations and Approve a Budget Amendment for the Sound to Olympics Trail Long-Range Plan (\$215,000) - Public Works**
[Cover Page](#)
[VISION_Sustainable Transportation Plan_Sound To Olympics Trail.pdf](#)
[COBI STO MP Letter of Commitment_3.17.22_Final.pdf](#)
[BIMPRD Donation Letter_Sound to Olympics Trail.pdf](#)

- 5.K **Consider Resolution No. 2022-14 to Set a Public Hearing Date to Consider Vacation of Portions of Ward Avenue NE and NE Ewing Street - Public Works**
[Cover Page](#)
[Ward Ave NE NE Ewing Road Vacation Staff Report.docx](#)
[Resolution No. 2022-14 Setting Public Hearing for Ward Ave NE NE Ewing Road Vacation.docx](#)
[Resolution No. 2022-14 EXHIBIT A 20220330.docx](#)
[Ward Ave NE NE Ewing Comments.pdf](#)

- 5.L **Adopt Resolution No. 2022-07 Revising the City Financial and Budget Policies - Finance**
[Cover Page](#)
[Resolution No 2022-07 Revising Financial and Budget Policies.docx](#)
[Cost allocation -Plan 2022.docx](#)

- 5.M Adopt Resolution No. 2022-08 Revising the City's Debt Policy - Finance**
[Cover Page](#)
[Resolution No. 2022-08 Revising the City Debt Policy.docx](#)
[Resolution No. 2022-08 Exhibit A Revising the City Debt Policy.docx](#)
[Resolution No. 2022-08 Exhibit A Revising the City Debt Policy \(Clean copy\).docx](#)
- 5.N Adopt Resolution No. 2022-09 Replacing and Revising the City Investment Policy - Finance**
[Cover Page](#)
[Resolution No. 2022-09 Updating the City Investment Policy.docx](#)
[Resolution No. 2022-09 Exhibit A - Investment Policy Update.docx](#)
[WPTA City of Bainbridge Island Decision Letter - Final_03.2022.pdf](#)
[RES 93-52 - COBI Investment Policy.pdf](#)
- 5.O Adopt Resolution No. 2022-10 Establishing City Facilities Maintenance, Capital Replacement and Reconstruction Policy**
[Cover Page](#)
[Resolution No. 2022-10 Establishing City Facilities Maintenance Capital Replacement and Reconstruction Policy.docx](#)
[Resolution No. 2022-10 Exhibit A Establishing City Facilities Maintenance and Capital Replacement Policy.docx](#)
- 5.P Approve Change to City Advisory Committee Procedure to Establish One Year of Eligibility for Consideration to Committees - Executive**
[Cover Page](#)
- 5.Q Consider Request from Public Art Committee for Funding for Something New Artwork Program Including an Increase to Payment to Selected Artists and a Digital Marketing Campaign (\$26,450 in 2022) - Executive**
[Cover Page](#)
[Something New V Budget Request_ PAC Presentation for CC 04122022](#)
- 5.S Adopt Ordinance No. 2022-06 Amending the 2022 Budget for the Purchase of 17,686 Square Feet of Bonus Floor Area for a Price of \$18 per Square Foot for a Total of \$318,348 - Finance**
[Cover Page](#)
[Ordinance No. 2022-06 Bonus Floor Area Ratio Budget Amendment.docx](#)
[Ordinance No 2022-06 Exhibit A - Total Expenditures by Fund.docx](#)
[\[For Background\] Resolution No. 2022-05 re Islander Mobile Home Park Floor Area Ratio](#)
- 5.T Concur with Congressional Community Project Funding Request to Rep. Kilmer's Office for the Sound to Olympics Trail - Meigs Park Connector**
[Cover Page](#)
[COBI Staff Memo-Congressional application for STO Trail.docx](#)
[Email to Rep. Kilmer.pdf](#)

[Letters of Support.pdf](#)
[document-VISION_Sustainable Transportation Plan_20220204_reduced.pdf](#)
[image-aerial-STO Meigs Park Connector.jpg](#)

5.U Cancel the April 19, 2022, City Council Study Session
[Cover Page](#)

ITEM REMOVED FROM THE CONSENT AGENDA

5.R Receive March 22, 2022, Response from Kitsap Regional Coordinating Council Executive Committee - Planning
[Cover Page](#)
[Final Exec Comm Letter to COBI March 2022.pdf](#)
[CPP Clarification Letter to Kitsap County \(Jan. 20 2022\).pdf](#)

Councilmember Hytopoulos provided information on the March 22, 2022, Kitsap Regional Coordinating Council letter. She asked to move it to a future meeting for further discussion.

MOTION: I move to put this on a future agenda for discussion.

Hytopoulos/Moriwaki: The motion carried unanimously, 7-0.

6) COUNCIL ANNOUNCEMENTS

Mayor Deets mentioned the opening of the Farmer's Market and the League of Women Voters Kitsap Climate Solutions Forum. He noted that he will be absent for the next Kitsap Regional Coordinating Council (KRCC) Executive Committee meeting. Councilmember Schneider will take his place at the meeting. Mayor Deets also noted that Deputy Mayor Fantroy-Johnson will serve on the Kitsap Economic Development Association Executive Committee.

Councilmember Schneider said a meeting with the Joint Poulsbo and Bainbridge Island Council subcommittee is set for May 13, 2022.

Deputy Mayor Fantroy-Johnson mentioned an upcoming Sustainable Transportation Task Force meeting to recognize participants.

Mayor Deets noted that he, along with Deputy Mayor Fantroy-Johnson and Councilmember Moriwaki, will attend the Government Alliance on Race and Equity (GARE) conference next week.

7) CITY MANAGER'S REPORT

City Manager King provided an update on the interviews for the Director of Planning & Community Development.

8) REGULAR BUSINESS

8.A Authorize the City Manager to Execute a Construction Contract with Clark Construction LLC for the Police & Municipal Court Building (\$7,570,449.00) - Public Works

[Cover Page](#)

[Police Municipal Court Building Contract.docx](#)

[Police & Municipal Court Building Bid Form_032922.docx](#)

[POLICE COURT COVER SHEET FURNITURE PLANS 022221.pdf](#)

Councilmember Pollock recused himself from the agenda items 8.A, 8.B, and 8.C and turned off his video on the Zoom webinar. Public Works Director Wierzbicki introduced the agenda item.

City Manager King provided information on the agenda item.

MOTION: I move to authorize the City Manager to execute a construction contract with Clark Construction LLC in the amount of \$7,570,449.00 for the Police & Municipal Court Building project.

Moriwaki/Schneider: The motion carried, 5-0, with Councilmember Pollock recused.

AYES: Joe Deets, Leslie Schneider, Kirsten Hytopoulos, Jon Quitslund, Clarence Moriwaki

NOES: None

ABSENT: None

ABSTAIN: Brenda Fantroy-Johnson

8.B Authorize a Professional Services Agreement with Coates Design, Inc. in the Amount of \$348,867.00 for Construction Administration Services Related to Construction of the Police/Municipal Court Building at 8804 Madison Avenue

[Cover Page](#)

[Professional Services Agreement - Coates Construction Admin Services Police Court.docx](#)

Public Works Director Wierzbicki introduced the agenda item.

MOTION: I move to authorize the City Manager to execute a professional services agreement with Coates Design, Inc. in the amount of \$348,867.00 for construction administration services related to the construction of the Police/Municipal Court Building at 8804 Madison Avenue.

Moriwaki/Schneider: The motion carried, 5-0, with Councilmember Pollock recused.

AYES: Joe Deets, Leslie Schneider, Kirsten Hytopoulos, Jon Quitslund, Clarence Moriwaki

NOES: None

ABSENT: None

ABSTAIN: Brenda Fantroy-Johnson

8.C Authorize the City Manager to Execute a Professional Services Agreement with Parametrix Inc. for Owner's Representative Services to Support the Construction of the Police/Municipal Court Building at 8804 Madison Avenue, Public Works (\$500,296) – Public Works

[Cover Page](#)

[Professional Services Agreement Parametrix Police Court Facility.docx](#)
[Attachment B - City of Bainbridge Island Police and Court Building Scope of Work](#)
[Parametrix.docx](#)

Public Works Director Wierzbicki introduced the agenda item.

MOTION: I move to authorize the City Manager to execute a professional services agreement with Parametrix Inc. in the amount of \$500,296 for owner's representative services to support the construction of the Police/Municipal Court Building at 8804 Madison Avenue.

Schneider/Moriwaki: The motion carried, 5-0, with Councilmember Pollock recused.

AYES: Joe Deets, Leslie Schneider, Kirsten Hytopoulos, Jon Quitslund, Clarence Moriwaki

NOES: None

ABSENT: None

ABSTAIN: Brenda Fantroy-Johnson

Councilmember Pollock rejoined the meeting.

8.D [Direct the City Manager to Formally Request 100 Additional Equivalent Residential Units from Kitsap County Sewer District No. 7 to Serve the South Island Sewer Service Area - Public Works](#)

[Cover Page](#)

[South Island Sewer Connection Capacity Memo 04122022](#)

City Manager King introduced the agenda item. Public Works Director Wierzbicki provided additional information, and Council discussed the item.

MOTION: I move to direct the City Manager and the staff to investigate a policy for this issue and to formally request the 100 additional equivalent residential units from Kitsap County Sewer District No. 7 to serve the South Island Sewer Service Area.

Fantroy-Johnson/Schneider: The motion carried, 5-2.

AYES: Joe Deets, Leslie Schneider, Brenda Fantroy-Johnson, Jon Quitslund, Clarence Moriwaki

NOES: Kirsten Hytopoulos, Michael Pollock

ABSENT: None

ABSTAIN: None

8.E [Adopt Resolution No. 2022-17 Relating to Approving the Grow Community Phase 2B \(formerly Phase 3\) Final Subdivision Alteration and Adjustment to the Approved Site Plan Review - Planning](#)

[Cover Page](#)

[Resolution No. 2022-17 - Approving Grow Community Phase 2B Alteration](#)

[Exhibit A to Resolution No. 2022-17 for Grow Community Phase 2B Final Subdivision Alteration.pdf](#)

1. [PLN13551I FSUBA SPRA Grow Phase 2B Alteration formerly Grow Phase 3 Staff Report.pdf](#)
2. [Plat of Grow Community II recorded in 2014 under AFN 201412100175.PDF](#)
3. [Amendment Plat of Grow Community II recorded in 2017 under AFN 201702270020.pdf](#)
4. [PLN13551I FSUBA SPRA Proposed Alteration to Amendment Plat of Grow Community II.pdf](#)
5. [PLN13551I FSUBA SPRA Site Plan.pdf](#)
6. [PLN13551I FSUBA SPRA Renderings Floor Plans Site Plans Site Photos.pdf](#)
7. [PLN13551I FSUBA SPRA Public and Agency Comment received during public comment periods.pdf](#)
8. [Foster Garvey ltr in response to Mohrman opposition memo dtd December 29 2021.pdf](#)
9. [PLN13551I FSUBA SPRA Public Comment received after public comment period.pdf](#)
10. [PLN13551I FSUBA SPRA Revised Trip Generation Analysis for Grow Community Phase 3 from KPG dtd January 25 2021.pdf](#)
11. [PLN13551I FSUBA SPRA Development Engineering Recommendation Memo dtd March 16 2022.pdf](#)
12. [PLN13551I FSUBA SPRA Grow Community Parking Analysis from applicant dtd January 18 2022.pdf](#)

Councilmembers Pollock and Quitslund recused themselves from the agenda item.

Councilmember Quitslund left the meeting at 7:33 p.m., and Councilmember Pollock turned off his video on the Zoom webinar. City Manager King introduced the agenda item.

MOTION I move to adopt Resolution No. 2022-17 and to thereby approve the Grow Community Phase 2B final subdivision alteration and adjustment to the approved site plan review.

Moriwaki/Fantroy-Johnson: The motion carried 5 – 0, with Councilmembers Pollock and Quitslund recused.

AYES: Joe Deets, Leslie Schneider, Kirsten Hytopoulos, Brenda Fantroy-Johnson, Clarence Moriwaki

NOES: None

ABSENT: None

ABSTAIN: None

Mayor Deets adjourned the meeting for a break at 7:36 p.m. and reconvened the meeting at 7:46 p.m. with all seven Councilmembers present.

8.F Review Key Budget Assumptions - Finance

[Cover Page](#)

[Budget Assumptions for CC__04122022 \(1\).pptx](#)

[Key_Assumptions_Memo_Council_Draft_CC_041222 \(4\).docx](#)

City Manager King introduced the agenda item. Finance Director Pitts provided a presentation.

MOTION: I move to concur with the key economic conditions and drivers affecting the development of the 2023-2024 Adopted Budget, as described by City staff in the materials included with this agenda item.

Fantroy-Johnson/Schneider: The motion carried unanimously, 7-0.

8.G Review Employment Growth Targets in Preparation for the 2044 Kitsap Regional Coordinating Council Employment Forecast Assignments - Planning

[Cover Page](#)

[Staff_Memo for Council discussion of 2044 Employment Targets.pdf](#)

[2020 COBI Employment Information.pdf](#)

City Manager King introduced the agenda item. Interim Planning Director Hofman and Senior Planner Sutton provided additional information, and Council discussed the topic.

MOTION: I move to adopt the following assignment, as a preliminary number, for the 2044 employment growth forecast, for the countywide discussion at Kitsap Regional Coordinating Council and the Land Use Policy Committee of KRCC.

This is a preliminary number to add an additional 100 jobs per year (for 8 years) through 2044 beyond the existing 2020 employment capacity, for a 2044 Employment Growth Estimate of +1,927 jobs.

Quitslund/Schneider: The motion carried 5 – 2.

AYES: Joe Deets, Leslie Schneider, Brenda Fantroy-Johnson, Jon Quitslund, Clarence Moriwaki

NOES: Kirsten Hytopoulos, Michael Pollock

ABSENT: None

ABSTAIN: None

8.H Set a Public Hearing regarding Ordinance No. 2022-09 relating to Small Wireless Facilities - Executive/Planning

[Cover Page](#)

[Ordinance No. 2022-09 Small Wireless Code Revisions - Public Hearing Draft](#)

[Small Wireless Code Presentation \(for Council 4-12-22\)](#)

[\[For Background\] Planning Commission Minutes - August 13, 2020](#)

[\[For Background\] Draft Small Wireless Code Revisions Memo from Daniel Kenny 061920](#)

Deputy Mayor Fantroy-Johnson recused herself from the agenda item and left the meeting. City Attorney Levan introduced the agenda item. Daniel Kenny of Ogden Murphy and Wallace provided a presentation.

MOTION: I move to set a public hearing on Ordinance No. 2022-09 on April 26, 2022.

Moriwaki/Schneider: Motion carried 6 – 0, with Deputy Mayor Fantroy-Johnson recused.

AYES: Joe Deets, Leslie Schneider, Kirsten Hytopoulos, Michael Pollock, Jon Quitslund, Clarence Moriwaki
NOES: None
ABSENT: None
ABSTAIN: None

Deputy Mayor Fantroy-Johnson rejoined the meeting.

8.I Consider Appointment to the Kitsap Transit Board of Commissioners Evaluation Committee - Executive
[Cover Page](#)
[Kitsap Transit Board Composition Review.pdf](#)

City Manager King introduced the agenda item.

MOTION: I move to appoint Councilmember Moriwaki to the Kitsap Transit's Board of Commissioners Evaluation Committee.

Schneider/ Quitslund: The motion carried unanimously, 7-0.

8.J Establish the Mayor as a Member of the Subcommittee Selection Process for All Standing Boards and Commissions - Executive
[Cover Page](#)
[BIMC 2.01 regarding City Advisory Groups](#)

City Manager King introduced the agenda item.

MOTION: I move that the person designated as mayor, and in the absence of the mayor, the deputy mayor, be designated as a member of all selection panels for all committees, boards, task forces and commissions, except when state law requires the mayor to make the nomination.

Moriwaki/Schneider: The motion carried 6-1.

AYES: Joe Deets, Kirsten Hytopoulos, Michael Pollock, Jon Quitslund, Clarence Moriwaki, Leslie Schneider
NOES: Brenda Fantroy-Johnson
ABSENT: None
ABSTAIN: None

8.K Establish Selection Panel Membership for City Advisory Committees for 2022 - 2023 Appointment Processes - Executive
[Cover Page](#)
[2022-23 City Advisory Committee Selection Panels](#)
[BIMC 2.01 regarding City Advisory Committees](#)

Deputy City Manager Schroer introduced the agenda item.

MOTION: I move to appoint Councilmember Moriwaki, Mayor Deets, and Councilmember Quitslund as the selection panel for the Design Review Board.

Schneider/Quitslund: The motion carried unanimously, 7-0.

MOTION: I move to appoint Councilmember Quitslund, Councilmember Moriwaki, and Mayor Deets as the selection panel for the Environmental Technical Advisory Committee.

Quitslund/Moriwaki: The motion carried unanimously, 7-0.

MOTION: I move to appoint Councilmember Hytopoulos, Councilmember Moriwaki, and Mayor Deets as the selection panel for the Ethics Board.

Quitslund/Moriwaki: The motion carried unanimously, 7-0.

MOTION: I move to appoint Councilmember Quitslund, Deputy Mayor Fantroy-Johnson, and Mayor Deets as the Council representatives on the selection panel for the Planning Commission, with others to be determined by the Planning Commission and Race Equity Advisory Committee.

Moriwaki/Schneider: The motion carried unanimously, 7-0.

MOTION: I move to appoint Councilmember Quitslund, Deputy Mayor Fantroy-Johnson, and Mayor Deets as the selection panel for the Utility Advisory Committee.

Quitslund/Schneider: The motion carried unanimously, 7-0.

MOTION: I move to appoint Councilmember Moriwaki, Councilmember Hytopoulos, and Mayor Deets as the selection panel for the Historic Preservation Commission.

Fantroy-Johnson/Moriwaki: The motion carried unanimously, 7-0.

9) ADJOURNMENT

Mayor Deets adjourned the meeting at 9:31 p.m.

Joe Deets, Mayor

Christine Brown, MMC, City Clerk



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME:

AGENDA ITEM: Approve a Budget Amendment for Construction of the City Farm Trail (\$26,000.00) - Public Works,

SUMMARY: Staff are requesting that the City Council consider approving a budget amendment in the amount of \$26,000.00 to support construction of the City Farm Trail. The total construction cost of the trail is estimated to be \$46,000.00

AGENDA CATEGORY: Consent Agenda

PROPOSED BY: Public Works

RECOMMENDED MOTION: Approve a budget amendment in the amount of \$26,000.00 to support construction of the City Farm Trail, increasing the total approved City Farm Trail project budget to \$46,000.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	\$26,000
Ongoing Cost:	N/A
One-Time Cost:	\$26,000
Included in Current Budget?	No

BACKGROUND: In 2021 the City entered into an interlocal agreement (ILA) with the Bainbridge Island Metropolitan Park and Recreation District (BIMPRD) for the construction and maintenance of new and existing trails on City-controlled property. As part of this agenda item, City staff are requesting a budget amendment associated with the ILA, to provide an additional \$26,000 to support the construction of the City Farms Trail. The total construction cost of the trail is estimated to be \$46,000.00

The City Farms Trail is a key north-south non-motorized route identified in the City's Sustainable Transportation Plan that will connect NE Lovgreen Road to Day Road in an existing right-of-way along the west side of the City-owned farm properties. The trail connection, the location of which has been coordinated with the adjacent farmers and property owners, is envisioned to be an 8'-wide, soft-surface trail with the potential for hard surfacing in the future if desired. The trail will be constructed and maintained by the BIMPRD via the ILA.

A map of the trail location is attached to this agenda item for reference.

ATTACHMENTS:

[City Farm Trail Concept- Lovgreen to Day.pdf](#)

FISCAL DETAILS: Project 1168, the Parks Trails ILA budget, is currently set at \$40,000. The proposed budget amendment of \$26,000 will bring the total ILA budget available to \$66,000.

Approximately \$46,000 will be used to support construction of the City Farm Trail, and the remaining \$20,000 will be used for maintenance and improvements to other City-wide trails throughout the remainder of the year.

Fund Name(s): General Fund

Coding: MUNIS Project 1168





CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME:

AGENDA ITEM: Accept Donation and Approve a Budget Amendment for the Implementation of Dana’s Trail, and Direct the City Manager to Execute a Related Memorandum of Understanding (\$60,000.00) - Public Works

SUMMARY: Staff are requesting that the City Council consider authorizing the City Manager to accept a donation of \$30,000.00 from Squeaky Wheels and approve an associated budget amendment in the amount of \$60,000.00 to support the implementation of Dana's Trail, and direct the City Manager to execute a related Memorandum of Understanding.

AGENDA CATEGORY: Consent Agenda

PROPOSED BY: Public Works

RECOMMENDED MOTION: Authorize the City Manager to accept a conditional donation of \$30,000.00 from Squeaky Wheels, and approve an associated budget amendment in the amount of \$60,000.00 to support the implementation of Dana's Trail, and direct the City Manager to execute a memorandum of understanding, in conformance with the conditions of the grant offer..

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	\$60,000 (\$30,000 Squeaky Wheels Donation; \$30,000 City contribution)
Ongoing Cost:	N/A
One-Time Cost:	\$60,000 (\$30,000 Squeaky Wheels Donation; \$30,000 City contribution)
Included in Current Budget?	No

BACKGROUND: Squeaky Wheels, a non-profit 501(c)(3) organization supporting cycling on Bainbridge Island, is offering to commit to the City \$30,000 toward the completion of improvements to the section of the public trail between Madison Avenue and New Brooklyn through Bainbridge Island School District (BISD) and City property known as Dana’s Trail. The funding is contingent upon the City's commitment of a sum equal to or greater than \$30,000 toward completion of the trail, and may be used for implementation, signage and community education. Additionally, the funding letter anticipates the project work starting in the summer of 2022, with a portion of the permanent trail installed in concert with the City's water tank construction project.

The trail will be formally named “Dana’s Trail” or “Dana’s Campus Connector Trail” in honor of Dana Berg, a founding member and president of Squeaky Wheels, as well as a prominent business member of the

Bainbridge Community. The attached map shows the alignment of the trail. The work proposed along the corridor consists of the following from east to west:

- A mid-block crossing on Madison Avenue from the Sakai Park to the trailhead on BISD property is proposed along with the Madison Avenue sidewalk improvement project (separate from this project);
- Sidewalk, striping and trail improvements on BISD property are proposed to be constructed and funded in part by BISD. A portion of the donated or matching funds may be directed to BISD to complete the improvements;
- The design and implementation of signage along the route will be developed and installed in coordination with Squeaky Wheels, BISD and the City;
- The portion of the trail extending north from BISD property to New Brooklyn Road will be constructed in two parts: a temporary, and eventually permanent, protected trail will be maintained adjacent to the construction access for the replacement of the City's Winslow Water Tank, which is expected to begin construction in late 2023; and, a new permanent trail will be constructed in the eastern 30' of the City's Suzuki property where access was previously granted to BISD for non-motorized purposes.

A memorandum of understanding between Squeaky Wheels and the City will be drafted to document the use of funds for the improvements identified above.

Dana's Trail is identified as a key north-south route in the City's Sustainable Transportation Plan. Trail elements are anticipated to begin construction/implementation in summer 2022.

ATTACHMENTS:

[SW Ltr to COBI re Dana's Trail Grant Final 041922.pdf](#)

[Dana's Trail Concept Map.pdf](#)

FISCAL DETAILS: \$30,000 Squeaky Wheels Donation; \$30,000 City contribution; \$60,000 total project cost.

Fund Name(s): General Fund

Coding: N/A

April 19, 2022

Blair King, City Manager
City of Bainbridge Island
(Sent by email)



Dear Mr. King,

This letter is to refresh a prior offer by Squeaky Wheels—a non-profit 501(c)(3) organization supporting cycling on Bainbridge—to commit up to \$30,000 in cash to the City of Bainbridge Island towards the completion of improvements to the section of the public trail between Madison Avenue and New Brooklyn through BISD and City property known as Dana’s Trail.

Our commitment is contingent upon the city’s commitment of a sum equal to or greater than \$30,000 toward completion of the trail improvements, reflecting a COBI-Squeaky Wheels partnership in completing this segment of the trail. Squeaky Wheels funding would cover: a) signs, trail marking and striping and small community trail work (such as clearing brush, etc.); b) education and outreach to the BI community regarding the trail and connecting infrastructure; and c) to the extent funds remain, supplementing COBI’s contribution towards paying for any major construction or infrastructure projects such as sidewalk completion and curb cuts as well as any engineering design costs. We also understand that the Bainbridge Island School District has proposed to design and construct a portion of the improvements on school-owned property, and that a portion of the donated funds may be directed to the District for completion of those improvements. This proposed collaboration was unanimously approved by COBI City Council in late 2019, but the project was derailed by the pandemic; the purpose of this letter is to restart the process and see the project completed during 2022.

Squeaky Wheels’ funding is dependent upon the following conditions outlined below. We expect that these conditions can be easily accommodated, given Council’s prior support for this initiative:

1. Approval by COBI City Council to move forward with the trail improvements and dedicating the funds to fulfill the City’s commitment to the project by the end of April, 2022.
2. An MOU outlining the commitment between COBI and Squeaky Wheels and attaching a document showing the specific planned trail improvements shall be signed on or before June 30, 2022. BISD should also sign the MOU and acknowledge its agreement to the plan and to any direct obligations it will undertake.
3. The trail will be formally named “Dana’s Trail” or “Dana’s Campus Connector Trail” in honor of Dana Berg, a founding member and president of Squeaky Wheels, as well as a prominent business member of the Bainbridge Community. Dana’s hard work led to the development of much of the current infrastructure of the trail. Sadly she passed away in 2015 before her work could be completed. Squeaky Wheels believes that her dedication and love of the Bainbridge Island community should be recognized.
4. Work on the trail improvements will be initiated in summer 2022, with a target completion date of fall 2022. We recognize that a portion of the trail improvements overlap with the access easement to the City’s water tanks, which are proposed to begin reconstruction in late 2023. A

portion of the City's contribution to the facilities in this area of the project may be temporary in nature during construction of the water tank and made permanent upon completion of that project.

In addition to the above, it is important that COBI recognizes that the Madison-New Brooklyn section is only a portion of a much larger cycling and walking trail that will ultimately extend from Highway 305 to the Sakai intermediate school. It's important that the trail be designed to seamlessly connect to the trail section through the Sakai Park property from 305 to Madison Avenue, and that a safe crossing from Sakai Park to the trail be planned (outside the scope of this project). Any work on the current section must be integrated with the Parks District, the School District and any other organizations that are working on the larger trail system.

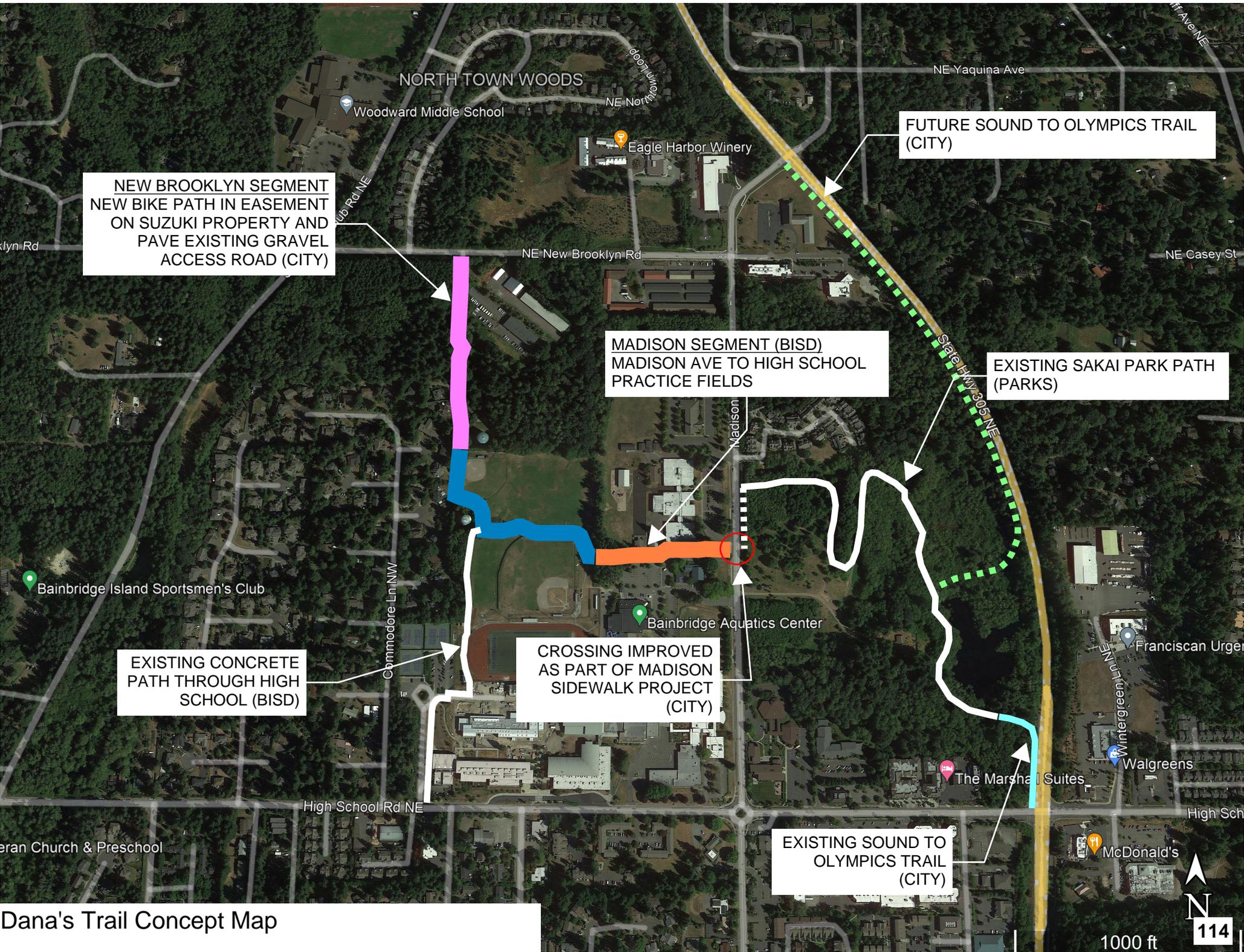
Thank you for the City's continuing efforts to make biking a safe and comfortable option for residents and visitors to Bainbridge Island. We look forward to seeing the improvements to Dana's Trail completed and connected to other high-quality infrastructure, and we are pleased to refresh our financial commitment to this effort.

Respectfully,

Squeaky Wheels

By: 

Demi Allen, President



NEW BROOKLYN SEGMENT
NEW BIKE PATH IN EASEMENT
ON SUZUKI PROPERTY AND
PAVE EXISTING GRAVEL
ACCESS ROAD (CITY)

FUTURE SOUND TO OLYMPICS TRAIL
(CITY)

MADISON SEGMENT (BISD)
MADISON AVE TO HIGH SCHOOL
PRACTICE FIELDS

EXISTING SAKAI PARK PATH
(PARKS)

EXISTING CONCRETE
PATH THROUGH HIGH
SCHOOL (BISD)

CROSSING IMPROVED
AS PART OF MADISON
SIDEWALK PROJECT
(CITY)

EXISTING SOUND TO
OLYMPICS TRAIL
(CITY)

Dana's Trail Concept Map



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME:

AGENDA ITEM: Accept Donation of Two Sound to Olympics Trail Bench Shelters from the Bainbridge Island Parks Foundation, and Authorize the City Manager to Execute a Related Donation Agreement - Public Works,

SUMMARY: The Bainbridge Island Parks Foundation wishes to donate shelters for two benches along the Sound to Olympics Trail.

AGENDA CATEGORY: Contract

PROPOSED BY: Public Works

RECOMMENDED MOTION: Accept a donation from the Bainbridge Island Parks Foundation of two trail bench shelters to provide cover over existing benches on the Sound to Olympics trail, and authorize the City Manager to execute a Donation Agreement for such bench shelters in substantially the same format as proposed at tonight's meeting.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	N/A
Ongoing Cost:	N/A
One-Time Cost:	N/A
Included in Current Budget?	No

BACKGROUND: This Donation Agreement is between the City and the Bainbridge Island Parks Foundation for placement of two custom shelters for two existing benches along the Sound to Olympics Trail. One location is north of Winslow Way adjacent to the pedestrian ramp, and the other location is at the southeast intersection of High School Road/SR 305, as depicted in Attachment B.

Per the Donation Policy established by Council on February 26, 2014, the Donor brought their donation proposal to the Public Works Department in November 2020. The Donor accepted the conditions for the donation, and the Director determined that the donation meets the standards for donations. The design for the shelters was presented to and reviewed by the Design Review Board (DRB) on December 21, 2020. Adjustments to the design were made based on DRB suggestions. The Donor will maintain the plants on the green roofs of the shelters.

A plaque will be affixed to the Benches reading "WITH SUPPORT FROM THE FRIENDS OF STO FUND AT THE BAINBRIDGE ISLAND PARKS FOUNDATION". Attachment A illustrates the shelter design and Attachment B depicts the placement locations.

The City will be responsible for maintenance of the Donation, including any reasonable repairs, and will have the discretion to not replace and/or repair the Donation if it is deemed damaged beyond reasonable repair and/or replacement, suffers repeated vandalism, and/or expires prior to the end of initial term of five-years.

ATTACHMENTS:

[Donation Agreement - STO Shelters Parks Foundation.docx](#)

[Attachment A.pdf](#)

[Attachment B.pdf](#)

FISCAL DETAILS: N/A

Fund Name(s):

Coding: N/A

DONATION AGREEMENT

THIS DONATION AGREEMENT, entered into this _____ day of _____, 2022 (this “Agreement”), is by and between the City of Bainbridge Island, a Washington municipal corporation (the “City”), and the Bainbridge Island Parks Foundation (the “Donor”).

WHEREAS, the Donor and the City recognize the importance of public facilities and amenities; and

WHEREAS, the Donor has offered to donate shelters for two benches along the Sound to Olympics Trail.

NOW, THEREFORE, the City and the Donor, for the consideration and under the conditions and obligations described below, agree as follows:

Section 1. The donation, known as the Sound to Olympics Trail bench shelters (the “Donation”), is donated in its entirety to the citizens of Bainbridge Island to be hereafter owned by the City and managed on behalf of the citizens by the Department of Public Works.

Section 2. **Description:** The item is a custom-designed wood shelter over benches at two locations, as shown in Attachment A.

Space or Facility: Sound to Olympics Trail.

Location: Placed over existing benches at two locations, one location north of Winslow Way adjacent to the pedestrian ramp, and one at the southeast intersection of High School Road/SR305, as depicted in Attachment B.

Additional information: A plaque will be affixed on the shelters with the following wording: “*WITH SUPPORT FROM THE FRIENDS OF STO FUND AT THE BAINBRIDGE ISLAND PARKS FOUNDATION.*”

Section 3. The initial term of this Agreement shall be five years from the date of this Agreement (the “Initial Term”). At the end of the Initial Term, the City may treat the Donation as it would any other City property similar in nature and may move, remove, and/or retire the Donation.

Section 4. The City shall be responsible for maintenance of the Donation, including any reasonable repairs, and will have the discretion to not replace and/or repair the Donation if it is deemed damaged beyond reasonable repair and/or replacement, suffers repeated vandalism, and/or expires prior to the end of Initial Term.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date set forth above.

CITY OF BAINBRIDGE ISLAND

DONOR

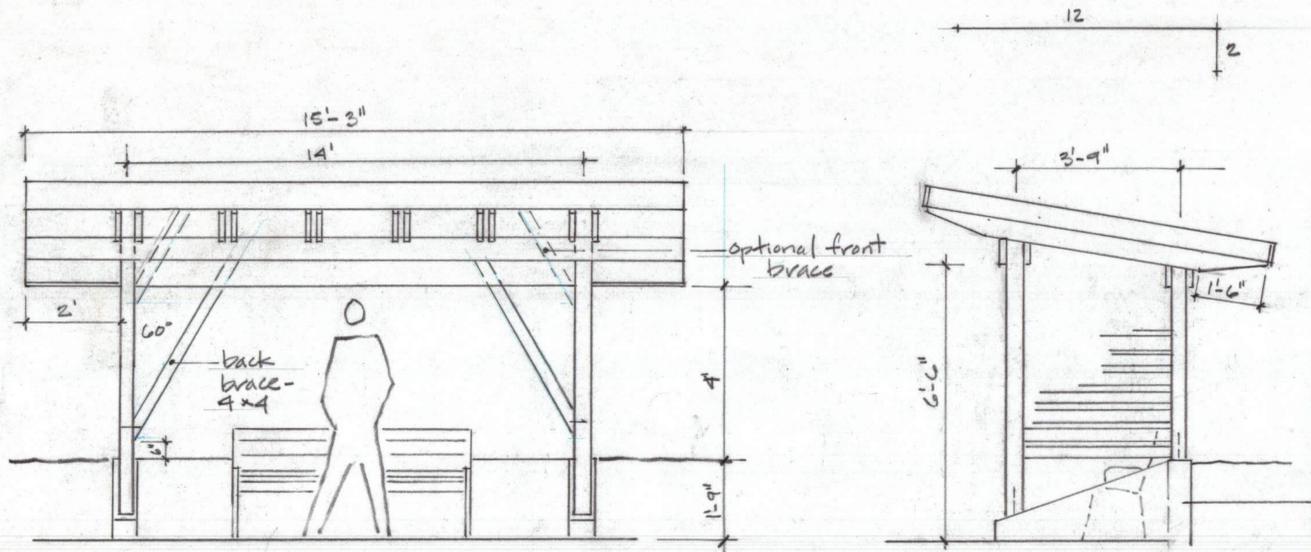
By: _____

By: _____

Blair King, City Manager

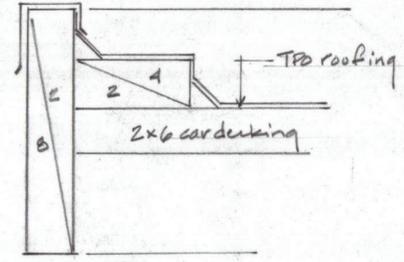
Bainbridge Island Parks Foundation
221 Winslow Way West, Suite 104
Bainbridge Island, WA 98110

ATTACHMENT A

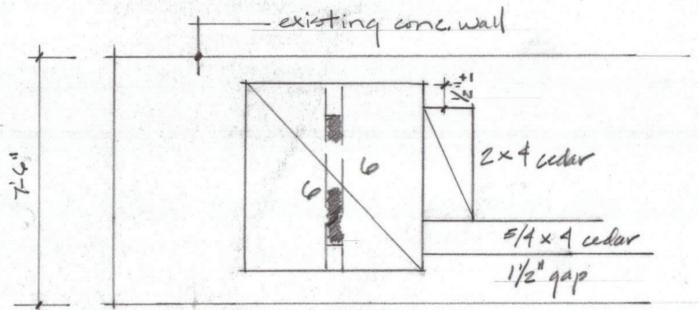


West Elevation 1/2"=1'

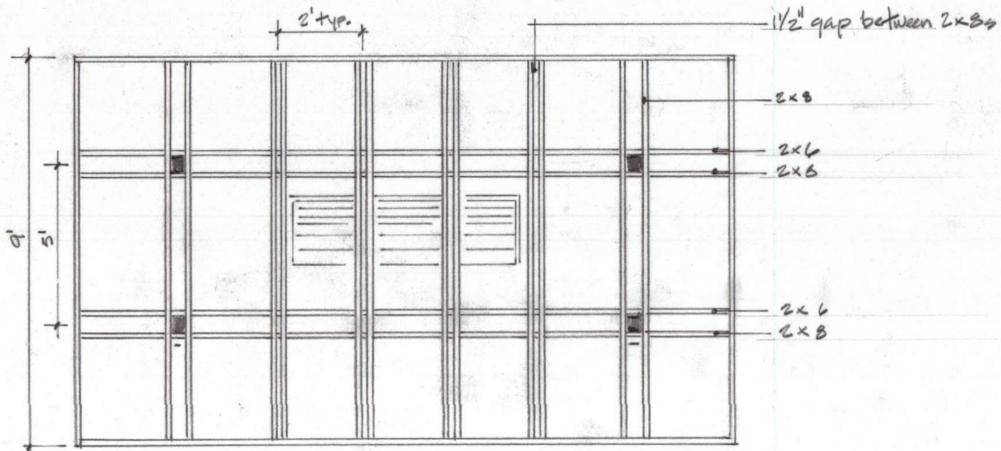
Side Elevation 1/2"=1'



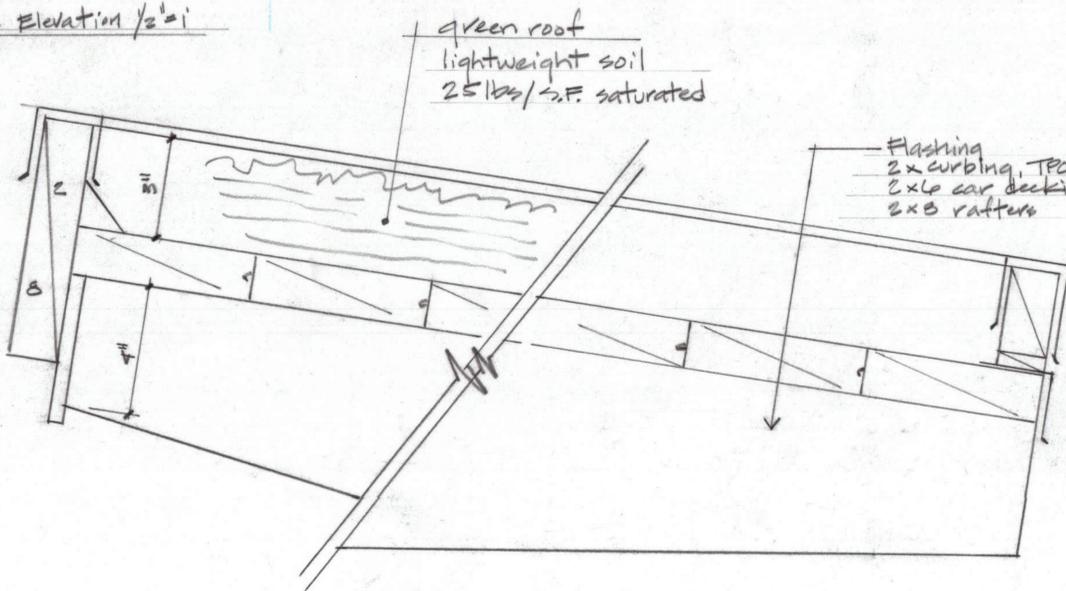
Side roof section 3/8"=1"



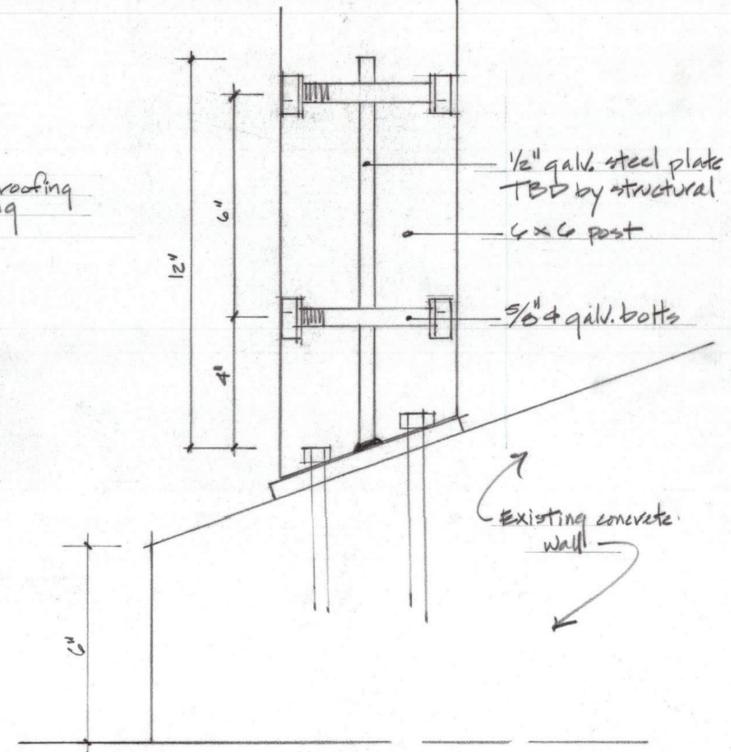
PLAN-side screens 3/8"=1"



Roof framing plan 1/2"=1'



Roof Section 3/8"=1"



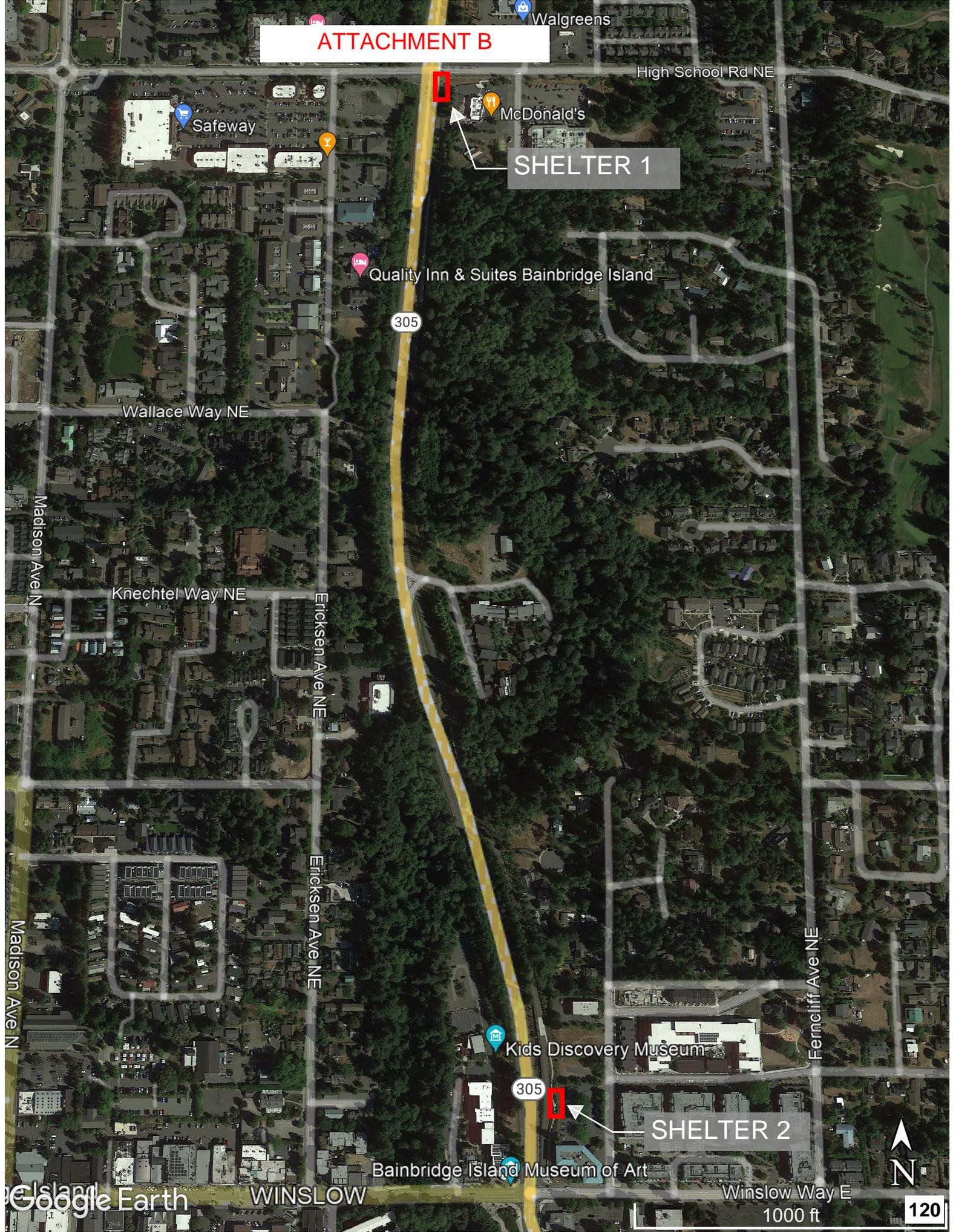
Post connection to concrete wall 3/8"=1"

SOUND TO OLYMPIC TRAIL - BENCH ROOFS - BIPF/COBI - Nov. 24, 20 - Bart Berg Landscape

ATTACHMENT B

SHELTER 1

SHELTER 2





CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME:

AGENDA ITEM: Award the 2022 Road Striping Project to the Apparent Low Bidder, Stripe Rite, Inc., and Authorize the City Manager to Execute an Associated Construction Contract (\$177,936.94) - Public Works,

SUMMARY: Staff is requesting the City Council award the 2022 Annual Road Striping construction project to the apparent low bidder Stripe Rite, Inc., and authorize the City Manager to execute an associated construction contract, in the amount of \$177,936.94.

AGENDA CATEGORY: Consent Agenda

PROPOSED BY: Public Works

RECOMMENDED MOTION: Award the 2022 Road Striping Project to the apparent low bidder, Stripe Rite, Inc., and authorize the City Manager to execute an associated construction contract in the amount of \$177,936.94.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	\$177,936.94
Ongoing Cost:	N/A
One-Time Cost:	\$177,936.94
Included in Current Budget?	Yes

BACKGROUND: This work includes road striping on approximately eighty (80) miles of roadway totaling 1,013,648 linear feet of paint stripe and other miscellaneous traffic marker improvements. See attached Attachment D Striping List as part of the Contract.

Bids were solicited through the Municipal Research Services Center (MRSC) Small Works Roster process, and two bids were received. See attached bid form. The engineer's estimate was \$175,000 to \$195,000.

City staff reviewed the bid results and the contractor's qualifications and recommends that City Council award the 2022 Road Striping project to the apparent low bidder, Stripe Rite, Inc., in the amount of \$177,936.94.

ATTACHMENTS:

[2022 SWR Contract Road Striping.docx](#)

[2022 Road Striping Bid Form.docx](#)

FISCAL DETAILS: Munis Project # 00235 - 2022 Budget - \$180,000.

Fund Name(s): Streets Fund

Coding:

CITY OF BAINBRIDGE ISLAND
SMALL WORKS ROSTER CONTRACT

THIS SMALL WORKS ROSTER CONTRACT (“Contract”) is entered into between the City of Bainbridge Island, a Washington State municipal corporation (“City”), and Stripe Rite, Inc., a Washington state corporation (“Contractor”). In consideration of the terms and conditions set forth in this Contract, the City and the Contractor (the “Parties”) agree as follows:

1. **Contractor Services.** The Contractor shall furnish at its own cost and expense all labor, tools, materials, and equipment required to construct and complete in a good workmanlike manner, and to the satisfaction of the City, the public works project known as the **2022 Road Striping Project** (“Project”). The Project is detailed in the following documents, which are attached hereto and incorporated herein by reference:

- Scope of Work (Attachment A)
- Insurance Requirements (Attachment B)
- Amendments to the Standard Specifications and Special Provisions (Attachment C)
- 2022 Road List (Attachment D)
- Declaration of Retainage
- Payment and Performance Bonds
- Schedule of Prevailing Wages (see <https://fortress.wa.gov/lni/wagelookup/prvWagelookup.aspx>)
- Guarantee Form
- Certification of Compliance with Wage Payment Statutes

2. **Notice to Proceed; Time of Completion.** The Contractor shall commence work within seven (7) days after the City issues a written Notice to Proceed and shall complete the work within twenty-one (21) calendar days from the City’s issuance of the Notice to Proceed. The time of beginning, rate of progress, and time of completion are essential conditions of this Contract.

3. **Payment.**

3.1 Payment amount and procedures. The City shall pay the Contractor for all work and services covered by this Contract in an amount that shall not exceed One Hundred Seventy-Seven Thousand, Nine Hundred Thirty-Six and 94/100 Dollars (\$177,936.94), which amount includes all applicable sales tax. The payment amount shall exclude approved change orders, in accordance with the quantity and unit prices shown on the attached bid proposal. The Contractor shall submit, in a format acceptable to the City, monthly invoices for work and services performed in a previous calendar month. The City shall pay for the portion of the work described in the invoice that has been completed by the Contractor and approved by the City. The City’s payment shall not constitute a waiver of the City’s right to final inspection and acceptance of the work.

3.2 Defective or Unauthorized Work. If, during the course of the Contract, the work rendered does not meet the requirements set forth in the Contract, the Contractor shall correct or modify the required work to comply with the requirements of the Contract. The City shall have the right to withhold payment for such work until it meets the requirements of the Contract. If the Contractor is unable, for any reason, to satisfactorily complete any portion of the work, the City may complete the work by contract or otherwise, and the Contractor shall be liable to the City for any additional costs incurred by the City. “Additional costs” means all reasonable costs incurred by the City, including legal costs and attorneys’ fees, beyond the maximum contract price under this Contract. The City further reserves the right to deduct the cost to complete the work, including any additional costs, from any amounts due or to become due to the Contractor.

3.3 Final Payment; Waiver of Claim. Thirty (30) days after completion and final acceptance of the Project by the City as complying with the terms of this Contract, the City shall pay to the Contractor all sums due as provided by this Contract, except those required to be withheld by law or agreed to in special contract provisions. THE CONTRACTOR’S ACCEPTANCE OF FINAL PAYMENT (EXCLUDING WITHHELD RETAINAGE) SHALL CONSTITUTE A WAIVER OF CLAIMS, EXCEPT THOSE PREVIOUSLY AND PROPERLY MADE AND IDENTIFIED BY THE CONTRACTOR AS UNSETTLED AT THE TIME REQUEST FOR FINAL PAYMENT IS MADE.

3.4 Retainage. The City shall hold back a retainage in the amount of five percent (5%) of any and all payments made to the Contractor for a period of sixty (60) days after the date of final acceptance, or until receipt of all necessary releases from the State Department of Revenue and the State Department of Labor and Industries, and until settlement of any liens filed under chapter 60.28 RCW, whichever is later.

4. Prevailing Wage. The Contractor shall comply with and pay prevailing wages as required by chapter 39.12 RCW, as well as paying prevailing wages related to public works and building service maintenance contracts funded in part or in whole with federal funds. Federal wage laws and regulations shall be applicable. No worker, laborer, or mechanic employed in the performance of any part of this Contract shall be paid less than the prevailing rate of wage as determined by the Industrial Statistician of the Department of Labor and Industries for the State of Washington.

Prior to making any payment under this Contract, the Contractor shall submit to the City an approved copy of the “Statement of Intent to Pay Prevailing Wages” from the Department of Labor and Industries. It is the Contractor’s responsibility to obtain and file the Statement. The Contractor shall be responsible for all filing fees. Notice from the Contractor and all subcontractors of intent to pay prevailing wages and prevailing wage rates for the Project must be posted for the benefit of the workers. Each invoice shall include a signed statement that prevailing wages have been paid by the Contractor and all subcontractors.

In case any dispute arises regarding the prevailing rates of wages for work of a similar nature, and such dispute cannot be resolved by the parties of interest, including labor and management representatives, the matter shall be referred for arbitration to the Director of the Department of Labor and Industries of the State of Washington, and his/her decision therein shall be final and conclusive and binding on all parties involved in the dispute as provided for by RCW 39.12.060, as it may be amended in the future.

5. Indemnification and Hold Harmless.

5.1 Defense, Indemnification, and Hold Harmless. The Contractor shall defend, indemnify, and hold harmless the City, its officers, officials, employees, and volunteers from any and all claims, injuries, damages, losses, or suits, including attorney fees, arising out of or in connection with the performance of this Contract, except for injuries and damages caused by the sole negligence of the City.

5.2 Liability for Damages Caused by Concurrent Negligence. Should a court of competent jurisdiction determine that this Contract is subject to RCW 4.24.115, then, in the event of liability for damages arising out of bodily injury to persons or damages to property caused by or resulting from the concurrent negligence of the Contractor and the City, its officers, officials, employees, and volunteers, the Contractor's liability hereunder shall be only to the extent of the Contractor's negligence. It is further specifically and expressly understood that the indemnification provided herein constitutes the Contractor's waiver of immunity under Industrial Insurance, Title 51 RCW, solely for the purposes of this indemnification. This waiver has been mutually negotiated by the parties. The provisions of this section shall survive the expiration or termination of this Contract.

5.3 Inspection and Acceptance. The City's inspection or acceptance of any of the Contractor's work when completed shall not be grounds to void, nullify, and/or invalidate any of these covenants of indemnification.

5.4 No Third Party Right of Indemnification. Nothing contained in this Contract shall be construed to create a liability or a right of indemnification in any third party.

6. Nondiscrimination and Compliance with Laws.

6.1 Nondiscrimination. The Contractor agrees not to discriminate against any employee or applicant for employment or any other person in the performance of this Contract because of race, creed, color, national origin, marital status, sex, sexual orientation, age, disability, or other circumstance prohibited by federal, state, or local law or ordinance, except for a bona fide occupational qualification.

6.2 Compliance with Laws. The Contractor shall comply with all federal, state, and local laws and ordinances applicable to the work to be done under this Contract.

6.3 Violation of this Section. Violation of this Section 6 shall be a material breach of this Contract and grounds for cancellation, termination, or suspension by the City, in whole or in part, and may result in ineligibility for further work for the City.

7. Job Safety.

7.1 Work Site Safety. The Contractor shall take all necessary precaution for the safety of employees on the work site and shall comply with all applicable provisions of federal, state, and local regulations, ordinances, and codes. The Contractor shall erect and properly maintain, at all times, as required by the conditions and progress of the work, all necessary safeguards for the protection of workers and the public and shall post danger signs warning against known and unusual hazards.

7.2 Trench Safety. All trenches shall be provided with adequate safety systems as required by chapter 49.17 RCW and WAC 296-155-650 and -655. The Contractor is responsible for providing the competent person and registered professional engineer required by WAC 296-155-650 and -655.

8. Utility Location. The Contractor is solely responsible for locating any underground utilities affected by the work and is deemed to be an “excavator” for the purposes of chapter 19.122 RCW. The Contractor shall be responsible for compliance with chapter 19.122 RCW including utilization of the “one call” locator system, before commencing any excavation activities.

9. Correction of Defects. The Contractor shall be responsible for correcting all defects in workmanship and/or materials discovered after the acceptance of this work. When corrections of defects are made, the Contractor shall be responsible for correcting all defects in workmanship and/or materials in the corrected work for one year after the acceptance of the corrections of the City. The Contractor shall start work to remedy such defects within seven (7) days of the City’s mailed notice of discovery, and shall complete such work within a reasonable time agreed to by both parties. In emergencies where damage may result from delay or where loss of service may result, such corrections may be made by the City, in which case the Contractor shall pay all costs incurred by the City to perform the correction. In the event the Contractor does not accomplish corrections within the time specified, the correction work will be otherwise accomplished by the City and all costs of same shall be paid by the Contractor.

10. Change Order/Contract Modification.

10.1 Amendments. This Contract, together with attachments and/or other addenda, represents the entire and integrated Contract between the parties hereto and supersedes all prior negotiations, representations, or agreements, either written or oral. This Contract may be amended, modified, or added to only by written change order properly signed by both parties.

10.2 Change Orders. The City may issue a written change order for any change in the work during the performance of this Contract. If the Contractor determines, for any reason, that a change order is necessary, the Contractor must submit a written change order request to the City within fourteen (14) calendar days of the date the Contractor knew or should have known of the facts and events giving rise to the requested change. If the City determines that the change increases or decreases the Contractor’s costs or time for performance, the City will make an equitable adjustment. The City will attempt, in good faith, to reach agreement with the Contractor on all equitable adjustments. If the parties are unable to agree, the City will determine the equitable adjustment as it

deems appropriate. The Contractor shall proceed with the change order work upon receiving the written change order. If the Contractor fails to require a change order within the time frame allowed, the Contractor waives its right to make any claim or submit subsequent change order requests for that portion of the work. If the Contractor disagrees with the equitable adjustment, the Contractor must complete the change order work; however, the Contractor may elect to protest the adjustment as provided below.

10.3 Procedure and Protest by Contractor. If the Contractor disagrees with anything required by a change order, another written order, or an oral order from the City, including any direction, instruction, interpretation, or determination by the City, the Contractor shall, within fourteen (14) calendar days, provide a signed written notice of protest to the City that states the date of the notice of the protest, the nature and circumstances that caused the protest, the provisions of the Contract that support the protest, the estimated dollar cost, if any, of the protested work and how the estimate was determined, and an analysis of the progress schedule showing the schedule change or disruption, if applicable. The Contractor shall keep complete records of extra costs and time incurred as a result of the protested work. The City shall have access to any of the Contractor's records needed to evaluate the protest. If the City determines that a protest is valid, the City will adjust the payment for work or time by an equitable adjustment.

10.4 Failure to Protest or Follow Procedures Constitutes Waiver. By not protesting or failing to follow procedures as this section provides, the Contractor waives any additional entitlement or claims for protested work and accepts from the City any written or oral order (including directions, instructions, interpretations, and determinations).

10.5 Contractor's Duty to Complete Protested Work. Regardless of any protest, the Contractor shall proceed to promptly complete work that the City has ordered.

10.6 Contractor's Acceptance of Changes. The Contractor accepts all requirements of a change order by: (1) endorsing the change order; (2) writing a separate acceptance; or (3) not protesting in the manner this section provides. A change order that is accepted by the Contractor as provided herein shall constitute full payment and final settlement of all claims for contract time and for direct, indirect, and consequential costs, including costs of delays related to any work, either covered or affected by the change.

11. Claims. The Contractor shall give written notice to the City of all claims, other than change orders, within thirty (30) days of the occurrence of events giving rise to the claim, but in no event later than the time of approval by the City for final payment. Any claim for damages, additional payment for any reason, or extension of time shall be conclusively deemed to have been waived by Contractor, unless a timely written claim is made in strict accordance with the applicable provisions of this Contract. At a minimum, a Contractor's written claim must include the information required in Section 11.3 regarding protests.

FAILURE TO PROVIDE A COMPLETE AND WRITTEN NOTIFICATION OF CLAIM IN THE TIME ALLOWED SHALL BE AN ABSOLUTE WAIVER OF ANY CLAIMS ARISING IN ANY WAY FROM THE FACTS OR EVENTS SURROUNDING THAT CLAIM.

The Contractor must, in any event, file any claim or bring any suit arising from or connected to this Contract within 120 calendar days from the date the work is completed. The Contractor, upon making application for the final payment, shall be deemed to have waived its right to claim for any other damages for which application has not been made, unless such claim for final payment includes notice of additional claim and fully describes such claim.

12. Contractor's Risk of Loss. It is understood that the whole of the work under this Contract is to be done at the Contractor's risk, and that it/he/she has familiarized itself/himself/herself with all existing conditions and other contingencies likely to affect the work and has made its/his/her bid accordingly, and that Contractor shall assume the responsibility and risk of all loss or damage to materials or work which may arise from any cause whatsoever prior to completion.

13. Insurance. The Contractor shall maintain insurance as follows:

- Commercial General Liability as described in Attachment B.
- Automobile Liability as described in Attachment B.
- Workers' Compensation as described in Attachment B.
- Builders Risk as described in Attachment B.
- Contractors Pollution Liability as described in Attachment B.

14. Payment and Performance Bonds. The Contractor shall provide Payment and Performance bonds to the City in the amount of 100% of the Contract price and no less. The bonds must be accepted by the City prior to the execution of the Contract and shall be in a form approved by the City. The bonds shall be released thirty (30) days after the date of final acceptance of the work performed under this Contract and receipt of all necessary releases from the Department of Revenue and the Department of Labor and Industries in settlement of any liens filed under chapter 60.28 RCW, whichever is later.

15. Termination. This Contract shall terminate upon satisfactory completion of the work described in the Scope of Work (Attachment A) and final payment by the City. The City may terminate the Contract and take possession of the premises and all materials thereon and finish the work by whatever methods it may deem expedient by giving ten (10) days' written notice to the Contractor.

In the event that this Contract is terminated by the City, the Contractor shall not be entitled to receive any further amounts due under this Contract until the work specified in the Scope of Work (Attachment A) is satisfactorily completed, as scheduled, up to the date of termination. At such time, if the unpaid balance of the amount to be paid under the Contract exceeds the expense incurred by the City in finishing the work, and all damages sustained by the City or which may be sustained by the City or which may be sustained by reason of such refusal, neglect, failure, or discontinuance of employment, such excess shall be paid by the City to the Contractor. If the City's expense and damages exceed the unpaid balance, the Contractor and its surety shall be jointly and severally liable therefore to the City and shall pay such difference to the City. Such expense and damages shall include all legal costs incurred by the City to protect the rights and interests of the City under the Contract, provided such legal costs shall be reasonable.

16. Attorney's Fees and Costs. If any legal proceeding is brought related to the enforcement of this Contract, or because of a dispute, breach, default, or misrepresentation in connection with any of the provisions of this Contract, the prevailing party shall be entitled to recover from the other party, in addition to any other relief to which such party may be entitled, reasonable attorney's fees and other costs incurred in that action or proceeding.

17. General Administration. The Project Manager of the City shall have primary responsibility for the City under this Contract to oversee and approve all work performed as well as all financial invoices.

18. Ownership of Documents. On payment to the Contractor by the City of all compensation due under this Contract, all finished or unfinished documents and material prepared by the Contractor with funds paid by the City under this Contract shall become the property of the City and shall be forwarded to the City upon its request. Any records, reports, information, data, or other documents or materials given to or prepared or assembled by the Contractor under this Contract shall be kept confidential and shall not be made available to any individual or organization by the Contractor without prior written approval of the City or by court order.

19. Subletting or Assigning of Contracts. Neither the City nor the Contractor shall assign, transfer, or encumber any rights, duties, or interests accruing from this Contract without the prior written consent of the other. If subcontract work is needed, prior to approval by the City, the Contractor must verify that its first-tier subcontractors meet the bidder responsibility criteria as provided in RCW 39.04.350.

20. Relationship of Parties. The parties intend that an independent contractor relationship will be created by this Contract. As the Contractor is customarily engaged in an independently established trade which encompasses the specific service provided to the City hereunder, no agent, employee, representative, or subcontractor of the Contractor shall be or shall be deemed to be the employee, agent, representative, or subcontractor of the City. None of the benefits provided by the City to its employees, including, but not limited to, compensation, insurance, and unemployment insurance, are available from the City to the Contractor or its employees, agents, representatives, or subcontractors. The Contractor shall be solely and entirely responsible for its acts and for the acts of Contractor's agents, employees, representatives, and subcontractors during the performance of this Contract. The City may, during the term of this Contract, engage other independent contractors to perform the same or similar work that the Contractor performs hereunder.

21. Nonwaiver of Breach. The failure of the City to insist upon strict performance of any of the terms and rights contained in this Contract, or to exercise any option contained in this Contract in one or more instances, shall not be construed to be a waiver or relinquishment of those terms and rights and such terms and rights shall remain in full force and effect.

22. Written Notice. All communications regarding this Contract shall be sent to the Parties at the addresses listed below in the Contact information, unless otherwise notified. Any written notice shall become effective on delivery, but in any event on the date three (3) calendar days after the date of mailing by registered or certified mail and shall be deemed sufficiently given if sent to the addressee at the address stated in this Contract.

23. Term. This Contract shall be effective from the date of Contract execution through expiration of the warranty period as described in Section 9.

IN WITNESS WHEREOF, the Parties have executed this Contract as of the later of the signature dates included below.

STRIPE RITE, INC.

CITY OF BAINBRIDGE ISLAND

Date: _____

Date: _____

By: _____

By: _____

Name _____

Blair King, City Manager

Title _____

Tax I.D. # _____

City Bus. Lic. # _____

CITY CONTACT:

Joel Goodwin
City of Bainbridge Island
280 Madison Ave N
Bainbridge Island, WA 98110
Phone: 206.780.3583
Fax: 206.780.5104

CONTRACTOR CONTACT:

Print Name: _____
Address: _____

Phone: _____
Fax: _____
Contractor License #: _____

(If this is a new contractor or if the Contractor has never conducted work with the City, a W-9 form must be attached to this Contract.)

ATTACHMENT A
PROJECT – SCOPE OF WORK
2022 ROAD STRIPING

The work on this project shall be accomplished in accordance with the *Standard Specifications for Road, Bridge and Municipal Construction*, 2022 edition, as issued by the Washington State Department of Transportation (WSDOT) and the American Public Works Association (APWA), Washington State Chapter (hereafter “Standard Specifications”). The Standard Specifications, as modified or supplemented by the Amendments to the Standard Specifications and the Special Provisions outlined in Attachment C, all of which are made a part of the Contract Documents, shall govern all of the work. The terms of the Contract shall govern in the event of a conflict with the terms of the Standard Specifications, as amended, or with the terms of the Special Provisions.

The Contractor shall complete the road striping, road markings and other related work listed in the “2022 Road List” Attachment D.

ATTACHMENT B INSURANCE REQUIREMENTS

A. Insurance Term

The Contractor shall procure and maintain insurance, as required in this Section, without interruption from commencement of the Contractor's work through the term of the Contract and for thirty (30) days after the physical completion date, unless otherwise indicated herein.

B. No Limitation

The Contractor's maintenance of insurance, its scope of coverage, and limits as required herein shall not be construed to limit the liability of the Contractor to the coverage provided by such insurance, or otherwise limit the City's recourse to any remedy available at law or in equity.

C. Minimum Scope of Insurance

The Contractor's required insurance shall be of the types and coverage as stated below:

1. Automobile Liability insurance covering all owned, non-owned, hired and leased vehicles. Coverage shall be at least as broad as Insurance Services Office (ISO) form CA 00 01.
2. Commercial General Liability insurance shall be as least as broad as ISO occurrence form CG 00 01 and shall cover liability arising from premises, operations, independent contractors, products-completed operations, stop gap liability, personal injury and advertising injury, and liability assumed under an insured contract. The Commercial General Liability insurance shall be endorsed to provide a per project general aggregate limit using ISO form CG 25 03 05 09 or an equivalent endorsement. There shall be no exclusion for liability arising from explosion, collapse, or underground property damage. The City shall be named as an additional insured under the Contractor's Commercial General Liability insurance policy with respect to the work performed for the City using ISO Additional Insured endorsement CG 20 10 10 01 and Additional Insured-Completed Operations endorsement CG 20 37 10 01 or substitute endorsements providing at least as broad coverage.
3. Workers' Compensation coverage as required by the Industrial Insurance laws of the State of Washington.

4. Contractors Pollution Liability insurance covering losses caused by pollution conditions that arise from the operations of the Contractor. Contractors Pollution Liability insurance shall be written in an amount of at least \$1,000,000 per loss, with an annual aggregate of at least \$1,000,000. Contractors Pollution Liability shall cover bodily injury, property damage, cleanup costs, and defense including costs and expenses incurred in the investigation, defense, or settlement of claims.

If the Contractors Pollution Liability insurance is written on a claims-made basis, the Contractor warrants that any retroactive date applicable to coverage under the policy precedes the effective date of this contract, and that continuous coverage will be maintained, or an extended discovery period will be exercised for a period of three (3) years beginning from the time that work under the contract is completed.

The City shall be named by endorsement as an additional insured on the Contractors Pollution Liability insurance policy.

If the scope of services as defined in this Contract includes the disposal of any hazardous materials from the job site, the Contractor must furnish to the City evidence of Pollution Liability insurance maintained by the disposal site operator for losses arising from the insured facility accepting waste under this contract. Coverage certified to the City under this paragraph must be maintained in minimum amounts of \$1,000,000 per loss, with an annual aggregate of at least \$1,000,000.

D. Minimum Amounts of Insurance

The Contractor shall maintain the following insurance limits:

1. Automobile Liability insurance with a minimum combined single limit for bodily injury and property damage of \$1,000,000 per accident.
2. Commercial General Liability insurance shall be written with limits no less than \$1,000,000 each occurrence, \$2,000,000 general aggregate and \$2,000,000 products-completed operations aggregate limit.

E. City Full Availability of Contractor Limits

If the Contractor maintains higher insurance limits than the minimums shown above, the City shall be insured for the full available limits of Commercial General and Excess or Umbrella liability maintained by the Contractor, irrespective of whether such limits maintained by the Contractor are greater than those required by this contract or whether any certificate of insurance furnished to the City evidences limits of liability lower than those maintained by the Contractor.

F. Other Insurance Provision

The Contractor's Automobile Liability, Commercial General Liability, and Builders Risk insurance policies are to contain, or be endorsed to contain, that they shall be primary insurance as respect the City. Any insurance, self-insurance, or self-insured pool coverage maintained by the City shall be excess of the Contractor's insurance and shall not contribute with it.

G. Contractor's Insurance for Other Losses

The Contractor shall assume full responsibility for all loss or damage from any cause whatsoever to any tools, Contractor's employee-owned tools, machinery, equipment, or motor vehicles owned or rented by the Contractor, or the Contractor's agents, suppliers, contractors or subcontractors as well as to any temporary structures, scaffolding, and protective fences.

H. Waiver of Subrogation

The Contractor and the City waive all rights against each other, any of their Subcontractors, Sub-subcontractors, agents, and employees, each of the other, for damages caused by fire or other perils to the extent covered by Builders Risk insurance or other property insurance obtained pursuant to the Insurance Requirements Section of this Contract or other property insurance applicable to the work. The policies shall provide such waivers by endorsement or otherwise.

I. Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best rating of not less than A: VII.

J. Verification of Coverage

The Contractor shall furnish the City with original certificates and a copy of the amendatory endorsements, including but not necessarily limited to the additional insured endorsements, evidencing the Automobile Liability and Commercial General Liability insurance of the Contractor before commencement of the work. Before any exposure to loss may occur, the Contractor shall file with the City a copy of the Builders Risk insurance policy that includes all applicable conditions, exclusions, definitions, terms, and endorsements related to this project. Upon request by the City, the Contractor shall furnish certified copies of all required insurance policies, including endorsements, required in this contract and evidence of all subcontractors' coverage.

K. Subcontractors' Insurance

The Contractor shall cause each and every Subcontractor to provide insurance coverage that complies with all applicable requirements of the Contractor-provided insurance as set forth herein, except the Contractor shall have sole responsibility for determining the limits of coverage required to be obtained by Subcontractors. The Contractor shall ensure that the City is an additional insured on each and every Subcontractor's Commercial General liability insurance policy using an endorsement at least as broad as ISO Additional Insured endorsement CG 20 38 04 13.

L. Notice of Cancellation

The Contractor shall provide the City and all Additional Insureds for this work with written notice of any policy cancellation within two (2) business days of their receipt of such notice.

M. Failure to Maintain Insurance

Failure on the part of the Contractor to maintain the insurance as required shall constitute a material breach of contract, upon which the City may, after giving five (5) business days' notice to the Contractor to correct the breach, immediately terminate the contract or, at its discretion, procure or renew such insurance and pay any and all premiums in connection therewith, with any sums so expended to be repaid to the City on demand, or at the sole discretion of the City, offset against funds due the Contractor from the City.

ATTACHMENT C SPECIAL PROVISIONS

INTRODUCTION TO THE SPECIAL PROVISIONS

(August 14, 2013 APWA GSP)

The work on this project shall be accomplished in accordance with the *Standard Specifications for Road, Bridge and Municipal Construction*, 2022 edition, as issued by the Washington State Department of Transportation (WSDOT) and the American Public Works Association (APWA), Washington State Chapter (hereafter "Standard Specifications"). The Standard Specifications, as modified or supplemented by the Amendments to the Standard Specifications and these Special Provisions, all of which are made a part of the Contract Documents, shall govern all of the Work.

These Special Provisions are made up of both General Special Provisions (GSPs) from various sources, which may have project-specific fill-ins; and project-specific Special Provisions. Each Provision either supplements, modifies, or replaces the comparable Standard Specification, or is a new Provision. The deletion, amendment, alteration, or addition to any subsection or portion of the Standard Specifications is meant to pertain only to that particular portion of the section, and in no way should it be interpreted that the balance of the section does not apply.

The project-specific Special Provisions are not labeled as such. The GSPs are labeled under the headers of each GSP, with the effective date of the GSP and its source. For example:

(March 8, 2013 APWA GSP)

(April 1, 2013 WSDOT GSP)

Also incorporated into the Contract Documents by reference are:

- *Manual on Uniform Traffic Control Devices for Streets and Highways*, currently adopted edition, with Washington State modifications, if any
- *Standard Plans for Road, Bridge and Municipal Construction*, WSDOT/APWA, current edition
- City of Bainbridge Island Design and Construction Standards

Contractor shall obtain copies of these publications, at Contractor's own expense.

Division 1 General Requirements

DESCRIPTION OF WORK

(March 13, 1995)

Approximately 80 miles of island wide road striping and other traffic marking activities, all in accordance with the Contract Documents.

1-01.3 Definitions

(January 4, 2016 APWA GSP)

Delete the heading **Completion Dates** and the three paragraphs that follow it, and replace them with the following:

Dates

Bid Opening Date

The date on which the Contracting Agency publicly opens and reads the Bids.

Award Date

The date of the formal decision of the Contracting Agency to accept the lowest responsible and responsive Bidder for the Work.

Contract Execution Date

The date the Contracting Agency officially binds the Agency to the Contract.

Notice to Proceed Date

The date stated in the Notice to Proceed on which the Contract time begins.

Substantial Completion Date

The day the Engineer determines the Contracting Agency has full and unrestricted use and benefit of the facilities, both from the operational and safety standpoint, any remaining traffic disruptions will be rare and brief, and only minor incidental work, replacement of temporary substitute facilities, plant establishment periods, or correction or repair remains for the Physical Completion of the total Contract.

Physical Completion Date

The day all of the Work is physically completed on the project. All documentation required by the Contract and required by law does not necessarily need to be furnished by the Contractor by this date.

Completion Date

The day all the Work specified in the Contract is completed and all the obligations of the Contractor under the contract are fulfilled by the Contractor. All documentation required by the Contract and required by law must be furnished by the Contractor before establishment of this date.

Final Acceptance Date

The date on which the Contracting Agency accepts the Work as complete.

Supplement this Section with the following:

All references in the Standard Specifications, Amendments, or WSDOT General Special Provisions, to the terms "Department of Transportation", "Washington State Transportation Commission", "Commission", "Secretary of Transportation", "Secretary", "Headquarters", and "State Treasurer" shall be revised to read "Contracting Agency".

All references to the terms "State" or "state" shall be revised to read "Contracting Agency" unless the reference is to an administrative agency of the State of Washington, a State statute or regulation, or the context reasonably indicates otherwise.

All references to "State Materials Laboratory" shall be revised to read "Contracting Agency designated location".

All references to “final contract voucher certification” shall be interpreted to mean the Contracting Agency form(s) by which final payment is authorized, and final completion and acceptance granted.

Additive

A supplemental unit of work or group of bid items, identified separately in the Bid Proposal, which may, at the discretion of the Contracting Agency, be awarded in addition to the base bid.

Alternate

One of two or more units of work or groups of bid items, identified separately in the Bid Proposal, from which the Contracting Agency may make a choice between different methods or material of construction for performing the same work.

Business Day

A business day is any day from Monday through Friday except holidays as listed in Section 1-08.5.

Contract Bond

The definition in the Standard Specifications for “Contract Bond” applies to whatever bond form(s) are required by the Contract Documents, which may be a combination of a Payment Bond and a Performance Bond.

Contract Documents

See definition for “Contract”.

Contract Time

The period of time established by the terms and conditions of the Contract within which the Work must be physically completed.

Notice of Award

The written notice from the Contracting Agency to the successful Bidder signifying the Contracting Agency’s acceptance of the Bid Proposal.

Notice to Proceed

The written notice from the Contracting Agency or Engineer to the Contractor authorizing and directing the Contractor to proceed with the Work and establishing the date on which the Contract time begins.

Traffic

Both vehicular and non-vehicular traffic, such as pedestrians, bicyclists, wheelchairs, and equestrian traffic.

1-02 BID PROCEDURES AND CONDITIONS

1-02.1 Prequalification of Bidders

Delete this section and replace it with the following:

1-02.1 Qualifications of Bidder
(January 24, 2011 APWA GSP)

Before award of a public works contract, a bidder must meet at least the minimum qualifications of RCW 39.04.350(1) to be considered a responsible bidder and qualified to be awarded a public works project.

1-02.2 Plans and Specifications

(June 27, 2011 APWA GSP)

Delete this section and replace it with the following:

Information as to where Bid Documents can be obtained or reviewed can be found in the Call for Bids (Advertisement for Bids) for the work.

After award of the contract, plans and specifications will be issued to the Contractor at no cost as detailed below:

To Prime Contractor	No. of Sets	Basis of Distribution
Reduced plans (11" x 17")	n/a	Furnished automatically upon award.
Contract Provisions	1	Furnished automatically upon award.
Large plans (e.g., 22" x 34")	n/a	Furnished only upon request.

Additional plans and Contract Provisions may be obtained by the Contractor from the source stated in the Call for Bids, at the Contractor’s own expense.

1-02.5 Proposal Forms

(July 31, 2017 APWA GSP)

Delete this section and replace it with the following:

The Proposal Form will identify the project and its location and describe the work. It will also list estimated quantities, units of measurement, the items of work, and the materials to be furnished at the unit bid prices. The bidder shall complete spaces on the proposal form that call for, but are not limited to, unit prices; extensions; summations; the total bid amount; signatures; date; and, where applicable, retail sales taxes and acknowledgment of addenda; the bidder’s name, address, telephone number, and signature; the bidder’s UDBE/DBE/M/WBE commitment, if applicable; a State of Washington Contractor’s Registration Number; and a Business License Number, if applicable. Bids shall be completed by typing or shall be printed in ink by hand, preferably in black ink. The required certifications are included as part of the Proposal Form.

The Contracting Agency reserves the right to arrange the proposal forms with alternates and additives, if such be to the advantage of the Contracting Agency. The bidder shall bid on all alternates and additives set forth in the Proposal Form unless otherwise specified.

1-02.13 Irregular Proposals

(June 20, 2017 APWA GSP)

Delete this section and replace it with the following:

1. A Proposal will be considered irregular and will be rejected if:
 - a. The Bidder is not prequalified when so required;
 - b. The authorized Proposal form furnished by the Contracting Agency is not used or is altered;
 - c. The completed Proposal form contains any unauthorized additions, deletions, alternate Bids, or conditions;
 - d. The Bidder adds provisions reserving the right to reject or accept the award, or enter into the Contract;
 - e. A price per unit cannot be determined from the Bid Proposal;
 - f. The Proposal form is not properly executed;
 - g. The Bidder fails to submit or properly complete a Subcontractor list, if applicable, as required in Section 1-02.6;
 - h. The Bidder fails to submit or properly complete an Underutilized Disadvantaged Business Enterprise Certification, if applicable, as required in Section 1-02.6;
 - i. The Bidder fails to submit written confirmation from each UDBE firm listed on the Bidder's completed UDBE Utilization Certification that they are in agreement with the bidder's UDBE participation commitment, if applicable, as required in Section 1-02.6, or if the written confirmation that is submitted fails to meet the requirements of the Special Provisions;
 - j. The Bidder fails to submit UDBE Good Faith Effort documentation, if applicable, as required in Section 1-02.6, or if the documentation that is submitted fails to demonstrate that a Good Faith Effort to meet the Condition of Award was made;
 - k. The Bid Proposal does not constitute a definite and unqualified offer to meet the material terms of the Bid invitation; or
 - l. More than one Proposal is submitted for the same project from a Bidder under the same or different names.

2. A Proposal may be considered irregular and may be rejected if:
 - a. The Proposal does not include a unit price for every Bid item;
 - b. Any of the unit prices are excessively unbalanced (either above or below the amount of a reasonable Bid) to the potential detriment of the Contracting Agency;
 - c. Receipt of Addenda is not acknowledged;
 - d. A member of a joint venture or partnership and the joint venture or partnership submit Proposals for the same project (in such an instance, both Bids may be rejected); or
 - e. If Proposal form entries are not made in ink.

1-02.14 Disqualification of Bidders

(May 17, 2018 APWA GSP, Option B)

Delete this section and replace it with the following:

A Bidder will be deemed not responsible if the Bidder does not meet the mandatory bidder responsibility criteria in RCW 39.04.350(1), as amended; or does not meet Supplemental Criteria 1-7 listed in this Section.

The Contracting Agency will verify that the Bidder meets the mandatory bidder responsibility criteria in RCW 39.04.350(1), and Supplemental Criteria 1-2. Evidence that the Bidder meets Supplemental Criteria 3-7 shall be provided by the Bidder as stated later in this Section.

1. **Delinquent State Taxes**

- A. **Criterion:** The Bidder shall not owe delinquent taxes to the Washington State Department of Revenue without a payment plan approved by the Department of Revenue.
- B. **Documentation:** The Bidder, if and when required as detailed below, shall sign a statement (on a form to be provided by the Contracting Agency) that the Bidder does not owe delinquent taxes to the Washington State Department of Revenue, or if delinquent taxes are owed to the Washington State Department of Revenue, the Bidder must submit a written payment plan approved by the Department of Revenue, to the Contracting Agency by the deadline listed below.

2. **Federal Debarment**

- A. **Criterion:** The Bidder shall not currently be debarred or suspended by the Federal government.
- B. **Documentation:** The Bidder shall not be listed as having an “active exclusion” on the U.S. government’s “System for Award Management” database (www.sam.gov).

3. **Subcontractor Responsibility**

- A. **Criterion:** The Bidder’s standard subcontract form shall include the subcontractor responsibility language required by RCW 39.06.020, and the Bidder shall have an established procedure which it utilizes to validate the responsibility of each of its subcontractors. The Bidder’s subcontract form shall also include a requirement that each of its subcontractors shall have and document a similar procedure to determine whether the sub-tier subcontractors with whom it contracts are also “responsible” subcontractors as defined by RCW 39.06.020.
- B. **Documentation:** The Bidder, if and when required as detailed below, shall submit a copy of its standard subcontract form for review by the Contracting Agency, and a written description of its procedure for validating the responsibility of subcontractors with which it contracts.

4. **Claims Against Retainage and Bonds**

- A. **Criterion:** The Bidder shall not have a record of excessive claims filed against the retainage or payment bonds for public works projects in the three years prior to the bid submittal date, that demonstrate a lack of effective management by the Bidder of making timely and appropriate payments to its subcontractors, suppliers, and workers, unless there are extenuating circumstances, and such circumstances are deemed acceptable to the Contracting Agency.

B. Documentation: The Bidder, if and when required as detailed below, shall submit a list of the public works projects completed in the three years prior to the bid submittal date that have had claims against retainage and bonds and include for each project the following information:

- Name of project
- The owner and contact information for the owner;
- A list of claims filed against the retainage and/or payment bond for any of the projects listed;
- A written explanation of the circumstances surrounding each claim and the ultimate resolution of the claim.

5. **Public Bidding Crime**

A Criterion: The Bidder and/or its owners shall not have been convicted of a crime involving bidding on a public works contract in the five years prior to the bid submittal date.

B. Documentation: The Bidder, if and when required as detailed below, shall sign a statement (on a form to be provided by the Contracting Agency) that the Bidder and/or its owners have not been convicted of a crime involving bidding on a public works contract.

6. **Termination for Cause / Termination for Default**

A Criterion: The Bidder shall not have had any public works contract terminated for cause or terminated for default by a government agency in the five years prior to the bid submittal date, unless there are extenuating circumstances and such circumstances are deemed acceptable to the Contracting Agency.

B. Documentation: The Bidder, if and when required as detailed below, shall sign a statement (on a form to be provided by the Contracting Agency) that the Bidder has not had any public works contract terminated for cause or terminated for default by a government agency in the five years prior to the bid submittal date; or if Bidder was terminated, describe the circumstances. .

7. **Lawsuits**

A Criterion: The Bidder shall not have lawsuits with judgments entered against the Bidder in the five years prior to the bid submittal date that demonstrate a pattern of failing to meet the terms of contracts, unless there are extenuating circumstances and such circumstances are deemed acceptable to the Contracting Agency

B. Documentation: The Bidder, if and when required as detailed below, shall sign a statement (on a form to be provided by the Contracting Agency) that the Bidder has not had any lawsuits with judgments entered against the Bidder in the five years prior to the bid submittal date that demonstrate a pattern of failing to meet the terms of contracts, or shall submit a list of all lawsuits with judgments entered against the Bidder in the five years prior to the bid submittal date, along with a written explanation of the circumstances surrounding each such lawsuit. The Contracting Agency shall

evaluate these explanations to determine whether the lawsuits demonstrate a pattern of failing to meet of terms of construction related contracts

As evidence that the Bidder meets the Supplemental Criteria stated above, the apparent low Bidder must submit to the Contracting Agency by 12:00 P.M. (noon) of the second business day following the bid submittal deadline, a written statement verifying that the Bidder meets the supplemental criteria together with supporting documentation (sufficient in the sole judgment of the Contracting Agency) demonstrating compliance with the Supplemental Criteria. The Contracting Agency reserves the right to request further documentation as needed from the low Bidder and documentation from other Bidders as well to assess Bidder responsibility and compliance with all bidder responsibility criteria. The Contracting Agency also reserves the right to obtain information from third-parties and independent sources of information concerning a Bidder's compliance with the mandatory and supplemental criteria, and to use that information in their evaluation. The Contracting Agency may consider mitigating factors in determining whether the Bidder complies with the requirements of the supplemental criteria.

The basis for evaluation of Bidder compliance with these mandatory and supplemental criteria shall include any documents or facts obtained by Contracting Agency (whether from the Bidder or third parties) including but not limited to: (i) financial, historical, or operational data from the Bidder; (ii) information obtained directly by the Contracting Agency from others for whom the Bidder has worked, or other public agencies or private enterprises; and (iii) any additional information obtained by the Contracting Agency which is believed to be relevant to the matter.

If the Contracting Agency determines the Bidder does not meet the bidder responsibility criteria above and is therefore not a responsible Bidder, the Contracting Agency shall notify the Bidder in writing, with the reasons for its determination. If the Bidder disagrees with this determination, it may appeal the determination within two (2) business days of the Contracting Agency's determination by presenting its appeal and any additional information to the Contracting Agency. The Contracting Agency will consider the appeal and any additional information before issuing its final determination. If the final determination affirms that the Bidder is not responsible, the Contracting Agency will not execute a contract with any other Bidder until at least two business days after the Bidder determined to be not responsible has received the Contracting Agency's final determination.

Request to Change Supplemental Bidder Responsibility Criteria Prior To Bid: Bidders with concerns about the relevancy or restrictiveness of the Supplemental Bidder Responsibility Criteria may make or submit requests to the Contracting Agency to modify the criteria. Such requests shall be in writing, describe the nature of the concerns, and propose specific modifications to the criteria. Bidders shall submit such requests to the Contracting Agency no later than five (5) business days prior to the bid submittal deadline and address the request to the Project Engineer or such other person designated by the Contracting Agency in the Bid Documents.

1-02.15 Pre Award Information

(August 14, 2013 APWA GSP)

Revise this section to read:

Before awarding any contract, the Contracting Agency may require one or more of these items or actions of the apparent lowest responsible bidder:

1. A complete statement of the origin, composition, and manufacture of any or all materials to be used,
2. Samples of these materials for quality and fitness tests,
3. A progress schedule (in a form the Contracting Agency requires) showing the order of and time required for the various phases of the work,
4. A breakdown of costs assigned to any bid item,
5. Attendance at a conference with the Engineer or representatives of the Engineer,
6. Obtain, and furnish a copy of, a business license to do business in the city or county where the work is located.
7. Any other information or action taken that is deemed necessary to ensure that the bidder is the lowest responsible bidder.

Award and Execution of Contract

1-03.3 Execution of Contract (October 1, 2005 APWA GSP)

Revise this section to read:

Copies of the Contract Provisions, including the unsigned Form of Contract, will be available for signature by the successful bidder on the first business day following award. The number of copies to be executed by the Contractor will be determined by the Contracting Agency.

Within 14 calendar days after the award date, the successful bidder shall return the signed Contracting Agency-prepared contract, an insurance certification as required by Section 1-07.18, and a satisfactory bond as required by law and Section 1-03.4. Before execution of the contract by the Contracting Agency, the successful bidder shall provide any pre-award information the Contracting Agency may require under Section 1-02.15.

Until the Contracting Agency executes a contract, no proposal shall bind the Contracting Agency nor shall any work begin within the project limits or within Contracting Agency-furnished sites. The Contractor shall bear all risks for any work begun outside such areas and for any materials ordered before the contract is executed by the Contracting Agency.

If the bidder experiences circumstances beyond their control that prevents return of the contract documents within the calendar days after the award date stated above, the Contracting Agency may grant up to a maximum of 7 additional calendar days for return of the documents, provided the Contracting Agency deems the circumstances warrant it.

1-03.7 Judicial Review (November 30, 2018, APWA GSP)

Revise this section to read:

Any decision made by the Contracting Agency regarding the Award and execution of the Contract or Bid rejection shall be conclusive subject to the scope of judicial review permitted under Washington Law. Such review, if any, shall be timely filed in the Superior Court of the county where the Contracting Agency headquarters is located.

provided that where an action is asserted against a county, RCW 36.01.050 shall control venue and jurisdiction.

Scope of the Work

1-04.2 Coordination of Contract Documents, Plans, Special Provisions, Specifications, and Addenda

Revise the second paragraph to read:

Except as otherwise provided in the Contract Documents, any inconsistency in the parts of the contract shall be resolved by following this order of precedence (e.g., 1 presiding over 2, 2 over 3, 3 over 4, and so forth):

1. Addenda,
2. Proposal Form,
3. Special Provisions,
4. Contract Plans,
5. Standard Specifications,
7. Contracting Agency's Standard Plans or Details (if any), and
8. WSDOT Standard Plans for Road, Bridge, and Municipal Construction.

SECTION 1-05, CONTROL OF WORK

1-05.7 Removal of Defective and Unauthorized Work

(October 1, 2005 APWA GSP)

Supplement this section with the following:

If the Contractor fails to remedy defective or unauthorized work within the time specified in a written notice from the Engineer or fails to perform any part of the work required by the Contract Documents, the Engineer may correct and remedy such work as may be identified in the written notice, with Contracting Agency forces or by such other means as the Contracting Agency may deem necessary.

If the Contractor fails to comply with a written order to remedy what the Engineer determines to be an emergency situation, the Engineer may have the defective and unauthorized work corrected immediately, have the rejected work removed and replaced, or have work the Contractor refuses to perform completed by using Contracting Agency or other forces. An emergency situation is any situation when, in the opinion of the Engineer, a delay in its remedy could be potentially unsafe, or might cause serious risk of loss or damage to the public.

Direct or indirect costs incurred by the Contracting Agency attributable to correcting and remedying defective or unauthorized work, or work the Contractor failed or refused to perform, shall be paid by the Contractor. Payment will be deducted by the Engineer from monies due, or to become due, the Contractor. Such direct and indirect costs shall include in particular, but without limitation, compensation for additional professional services required, and costs for repair and replacement of work of others destroyed or damaged by correction, removal, or replacement of the Contractor's unauthorized work.

No adjustment in contract time or compensation will be allowed because of the delay in the performance of the work attributable to the exercise of the Contracting Agency's rights provided by this Section.

The rights exercised under the provisions of this section shall not diminish the Contracting Agency's right to pursue any other avenue for additional remedy or damages with respect to the Contractor's failure to perform the work as required.

1-05.11 Final Inspection

Delete this section and replace it with the following:

1-05.11 Final Inspections and Operational Testing *(October 1, 2005 APWA GSP)*

1-05.11(1) Substantial Completion Date

When the Contractor considers the work to be substantially complete, the Contractor shall so notify the Engineer and request the Engineer establish the Substantial Completion Date. The Contractor's request shall list the specific items of work that remain to be completed in order to reach physical completion. The Engineer will schedule an inspection of the work with the Contractor to determine the status of completion. The Engineer may also establish the Substantial Completion Date unilaterally.

If, after this inspection, the Engineer concurs with the Contractor that the work is substantially complete and ready for its intended use, the Engineer, by written notice to the Contractor, will set the Substantial Completion Date. If, after this inspection the Engineer does not consider the work substantially complete and ready for its intended use, the Engineer will, by written notice, so notify the Contractor giving the reasons therefor.

Upon receipt of written notice concurring in or denying substantial completion, whichever is applicable, the Contractor shall pursue vigorously, diligently and without unauthorized interruption, the work necessary to reach Substantial and Physical Completion. The Contractor shall provide the Engineer with a revised schedule indicating when the Contractor expects to reach substantial and physical completion of the work.

The above process shall be repeated until the Engineer establishes the Substantial Completion Date and the Contractor considers the work physically complete and ready for final inspection.

1-05.11(2) Final Inspection and Physical Completion Date

When the Contractor considers the work physically complete and ready for final inspection, the Contractor by written notice, shall request the Engineer to schedule a final inspection. The Engineer will set a date for final inspection. The Engineer and the Contractor will then make a final inspection and the Engineer will notify the Contractor in writing of all particulars in which the final inspection reveals the work incomplete or unacceptable. The Contractor shall immediately take such corrective measures as are necessary to remedy the listed deficiencies. Corrective work shall be pursued vigorously, diligently, and without interruption until physical completion of

the listed deficiencies. This process will continue until the Engineer is satisfied the listed deficiencies have been corrected.

If action to correct the listed deficiencies is not initiated within 7 days after receipt of the written notice listing the deficiencies, the Engineer may, upon written notice to the Contractor, take whatever steps are necessary to correct those deficiencies pursuant to Section 1-05.7. The Contractor will not be allowed an extension of contract time because of a delay in the performance of the work attributable to the exercise of the Engineer's right hereunder.

Upon correction of all deficiencies, the Engineer will notify the Contractor and the Contracting Agency, in writing, of the date upon which the work was considered physically complete. That date shall constitute the Physical Completion Date of the contract but shall not imply acceptance of the work or that all the obligations of the Contractor under the contract have been fulfilled.

1-05.11(3) Operational Testing

It is the intent of the Contracting Agency to have at the Physical Completion Date a complete and operable system. Therefore, when the work involves the installation of machinery or other mechanical equipment; street lighting, electrical distribution, or signal systems; irrigation systems; buildings; or other similar work it may be desirable for the Engineer to have the Contractor operate and test the work for a period of time after final inspection but prior to the physical completion date. Whenever items of work are listed in the Contract Provisions for operational testing, they shall be fully tested under operating conditions for the time period specified to ensure their acceptability prior to the Physical Completion Date. During and following the test period, the Contractor shall correct any items of workmanship, materials, or equipment which prove faulty, or that are not in first class operating condition. Equipment, electrical controls, meters, or other devices and equipment to be tested during this period shall be tested under the observation of the Engineer, so that the Engineer may determine their suitability for the purpose for which they were installed. The Physical Completion Date cannot be established until testing and corrections have been completed to the satisfaction of the Engineer.

The costs for power, gas, labor, material, supplies, and everything else needed to successfully complete operational testing, shall be included in the unit contract prices related to the system being tested, unless specifically set forth otherwise in the proposal.

Operational and test periods, when required by the Engineer, shall not affect a manufacturer's guaranties or warranties furnished under the terms of the contract.

Add the following new section:

1-05.12(1) One-Year Guarantee Period

(March 8, 2013 APWA GSP, may not be used on FHWA funded projects)

The Contractor shall return to the project and repair or replace all defects in workmanship and material discovered within one year after Final Acceptance of the Work. The Contractor shall start work to remedy any such defects within 7 calendar days of receiving Contracting Agency's written notice of a defect and shall complete such work within the time stated in the Contracting Agency's notice. In case of an emergency, where damage may result from delay or where loss of services may result, such corrections may be made by the Contracting Agency's own forces or another contractor, in which case the cost of corrections shall be paid by the Contractor. In the event the

Contractor does not accomplish corrections within the time specified, the work will be otherwise accomplished and the cost of same shall be paid by the Contractor.

When corrections of defects are made, the Contractor shall then be responsible for correcting all defects in workmanship and materials in the corrected work for one year after acceptance of the corrections by Contracting Agency.

This guarantee is supplemental to and does not limit or affect the requirements that the Contractor's work comply with the requirements of the Contract or any other legal rights or remedies of the Contracting Agency.

1-05.13 Superintendents, Labor and Equipment of Contractor
(August 14, 2013 APWA GSP)

Delete the sixth and seventh paragraphs of this section.

1-05.15 Method of Serving Notices
(March 25, 2009 APWA GSP)

Revise the second paragraph to read:

All correspondence from the Contractor shall be directed to the Project Engineer. All correspondence from the Contractor constituting any notification, notice of protest, notice of dispute, or other correspondence constituting notification required to be furnished under the Contract, must be in paper format, hand delivered or sent via mail delivery service to the Project Engineer's office. Electronic copies such as e-mails or electronically delivered copies of correspondence will not constitute such notice and will not comply with the requirements of the Contract.

Add the following new section:

1-05.16 Water and Power
(October 1, 2005 APWA GSP)

The Contractor shall make necessary arrangements and shall bear the costs for power and water necessary for the performance of the work, unless the contract includes power and water as a pay item.

Control of Material

1-06.6 Recycled Materials
(January 4, 2016 APWA GSP)

Delete this section, including its subsections, and replace it with the following:

The Contractor shall make their best effort to utilize recycled materials in the construction of the project. Approval of such material use shall be as detailed elsewhere in the Standard Specifications.

Prior to Physical Completion the Contractor shall report the quantity of recycled materials that were utilized in the construction of the project for each of the items listed in Section 9-03.21. The report shall include hot mix asphalt, recycled concrete aggregate, recycled glass, steel furnace slag and other recycled materials (e.g. utilization of on-site material and aggregates from concrete returned to the supplier). The Contractor's report shall be provided on DOT form 350-075 Recycled Materials Reporting.

Legal Relations and Responsibilities to the Public

1-07.1 Laws to be Observed *(October 1, 2005 APWA GSP)*

Supplement this section with the following:

In cases of conflict between different safety regulations, the more stringent regulation shall apply.

The Washington State Department of Labor and Industries shall be the sole and paramount administrative agency responsible for the administration of the provisions of the Washington Industrial Safety and Health Act of 1973 (WISHA).

The Contractor shall maintain at the project site office, or other well-known place at the project site, all articles necessary for providing first aid to the injured. The Contractor shall establish, publish, and make known to all employees, procedures for ensuring immediate removal to a hospital, or doctor's care, persons, including employees, who may have been injured on the project site. Employees should not be permitted to work on the project site before the Contractor has established and made known procedures for removal of injured persons to a hospital or a doctor's care.

The Contractor shall have sole responsibility for the safety, efficiency, and adequacy of the Contractor's plant, appliances, and methods, and for any damage or injury resulting from their failure, or improper maintenance, use, or operation. The Contractor shall be solely and completely responsible for the conditions of the project site, including safety for all persons and property in the performance of the work. This requirement shall apply continuously, and not be limited to normal working hours. The required or implied duty of the Engineer to conduct construction review of the Contractor's performance does not, and shall not, be intended to include review and adequacy of the Contractor's safety measures in, on, or near the project site.

1-07.2 State Taxes

Delete this section, including its sub-sections, in its entirety and replace it with the following:

1-07.2 State Sales Tax *(June 27, 2011 APWA GSP)*

The Washington State Department of Revenue has issued special rules on the State sales tax. Sections 1-07.2(1) through 1-07.2(3) are meant to clarify those rules. The Contractor should contact the Washington State Department of Revenue for answers to questions in this area. The Contracting Agency will not adjust its payment if the Contractor bases a bid on a misunderstood tax liability.

The Contractor shall include all Contractor-paid taxes in the unit bid prices or other contract amounts. In some cases, however, state retail sales tax will not be included. Section 1-07.2(2) describes this exception.

The Contracting Agency will pay the retained percentage (or release the Contract Bond if a FHWA-funded Project) only if the Contractor has obtained from the Washington State Department of Revenue a certificate showing that all contract-related taxes have been paid (RCW 60.28.051). The Contracting Agency may deduct from its payments to the Contractor any amount the Contractor may owe the Washington State Department of Revenue, whether the amount owed relates to this contract or not. Any amount so deducted will be paid into the proper State fund.

1-07.2(1) State Sales Tax — Rule 171

WAC 458-20-171, and its related rules, apply to building, repairing, or improving streets, roads, etc., which are owned by a municipal corporation, or political subdivision of the state, or by the United States, and which are used primarily for foot or vehicular traffic. This includes storm or combined sewer systems within and included as a part of the street or road drainage system and power lines when such are part of the roadway lighting system. For work performed in such cases, the Contractor shall include Washington State Retail Sales Taxes in the various unit bid item prices, or other contract amounts, including those that the Contractor pays on the purchase of the materials, equipment, or supplies used or consumed in doing the work.

1-07.2(2) State Sales Tax — Rule 170

WAC 458-20-170, and its related rules, apply to the constructing and repairing of new or existing buildings, or other structures, upon real property. This includes, but is not limited to, the construction of streets, roads, highways, etc., owned by the state of Washington; water mains and their appurtenances; sanitary sewers and sewage disposal systems unless such sewers and disposal systems are within, and a part of, a street or road drainage system; telephone, telegraph, electrical power distribution lines, or other conduits or lines in or above streets or roads, unless such power lines become a part of a street or road lighting system; and installing or attaching of any article of tangible personal property in or to real property, whether or not such personal property becomes a part of the realty by virtue of installation.

For work performed in such cases, the Contractor shall collect from the Contracting Agency, retail sales tax on the full contract price. The Contracting Agency will automatically add this sales tax to each payment to the Contractor. For this reason, the Contractor shall not include the retail sales tax in the unit bid item prices, or in any other contract amount subject to Rule 170, with the following exception.

Exception: The Contracting Agency will not add in sales tax for a payment the Contractor or a subcontractor makes on the purchase or rental of tools, machinery, equipment, or consumable supplies not integrated into the project. Such sales taxes shall be included in the unit bid item prices or in any other contract amount.

1-07.2(3) Services

The Contractor shall not collect retail sales tax from the Contracting Agency on any contract wholly for professional or other services (as defined in Washington State Department of Revenue Rules 138 and 244).

(January 2, 2012)

Work Zone Clear Zone

The Work Zone Clear Zone (WZCZ) applies during working and nonworking hours. The WZCZ applies only to temporary roadside objects introduced by the Contractor's operations and does not apply to preexisting conditions or permanent Work. Those work operations that are actively in progress shall be in accordance with adopted and approved Traffic Control Plans, and other contract requirements.

During nonworking hours equipment or materials shall not be within the WZCZ unless they are protected by permanent guardrail or temporary concrete barrier. The use of temporary concrete barrier shall be permitted only if the Engineer approves the installation and location.

During actual hours of work, unless protected as described above, only materials absolutely necessary to construction shall be within the WZCZ and only construction vehicles absolutely necessary to construction shall be allowed within the WZCZ or allowed to stop or park on the shoulder of the roadway.

The Contractor's nonessential vehicles and employees' private vehicles shall not be permitted to park within the WZCZ at any time unless protected as described above.

Deviation from the above requirements shall not occur unless the Contractor has requested the deviation in writing and the Engineer has provided written approval.

Minimum WZCZ distances are measured from the edge of traveled way and will be determined as follows:

Regulatory Posted Speed	Distance From Traveled Way (Feet)
35 mph or less	10 *
40 mph	15
45 to 55 mph	20
60 mph or greater	30

* or 2-feet beyond the outside edge of sidewalk

Minimum Work Zone Clear Zone Distance

(WSDOT January 5, 2015)

Lane closures are subject to the following restrictions:

Lane restrictions shall be held to a minimum time and length needed for each operation. If the Engineer determines that the lane restrictions are causing congestion, the Contractor will be required to open all lanes to traffic until the congestion is eliminated.

There shall be no delay to medical, fire, police, or other emergency vehicles with flashing lights and sirens. The Contractor shall alert all flaggers and personnel of this requirement. If the Engineer determines the permitted closure

hours adversely affect traffic, the Engineer may adjust the hours accordingly. The Engineer will notify the Contractor in writing of any change in the closure hours.

The following roadways maybe reduced to one-way within the active construction area:

- Wyatt Way NW maybe reduced to one westbound lane of one-way travel
- Wyatt Way NW west of Lovell maybe closed to through traffic only during underground utility relocation
- Madison Ave N maybe reduced to one northbound lane of one-way travel
- Grow Ave NW maybe reduced to one southbound lane of one-way travel
- Lovell Ave NW maybe reduced to one northbound lane of one-way travel

Twenty-four (24) hour access to all residences shall be maintained at all times. If the Contractor must restrict access to these homeowners for work elements that are unavoidable, the Contractor must provide homeowners with a minimum of 48-hour notice before restricting or eliminating their access.

Access to business property adjacent to the intersection of Wyatt Way NW and Madison Ave N shall be maintain during business hours.

All work within the traveled way shall be limited to working hours of 7:30 am to 4:00 pm Monday thru Friday unless otherwise approved by the Engineer.

1. Contractor shall develop public information and communication materials for the project for distribution by the City to local residents and businesses. The material should include project area, working hours, work to be completed, traffic control, etc.
2. Working hours for weekends are 8:00am to 6:00pm on Saturday. No construction will be allowed on Sunday.
3. Lane closures are not allowed on any of the following unless otherwise agreed to by the Engineer:

A holiday;

A holiday weekend; holidays that occur on Friday, Saturday, Sunday or Monday are considered a holiday weekend. A holiday weekend includes Saturday, Sunday, and the holiday;

After 12:00pm on the day prior to a holiday or holiday

weekend; and Before 12:00pm on the day after the

Holiday or holiday weekend.

1-08 PROSECUTION AND PROGRESS

Add the following new section:

1-08.0 Preliminary Matters
(May 25, 2006 APWA GSP)

Add the following new section:

1-08.0(1) Preconstruction Conference
(October 10, 2008 APWA GSP)

Prior to the Contractor beginning the work, a preconstruction conference will be held between the Contractor, the Engineer and such other interested parties as may be invited. The purpose of the preconstruction conference will be:

1. To review the initial progress schedule;
2. To establish a working understanding among the various parties associated or affected by the work;
3. To establish and review procedures for progress payment, notifications, approvals, submittals, etc.;
4. To establish normal working hours for the work;
5. To review safety standards and traffic control; and
6. To discuss such other related items as may be pertinent to the work.

The Contractor shall prepare and submit at the preconstruction conference the following:

1. A breakdown of all lump sum items;
2. A preliminary schedule of working drawing submittals; and
3. A list of material sources for approval if applicable.

Add the following new section:

1-08.0(2) Hours of Work
(December 8, 2014 APWA GSP)

Except in the case of emergency or unless otherwise approved by the Engineer, the normal working hours for the Contract shall be any consecutive 8-hour period between 7:00 a.m. and 6:00 p.m. Monday through Friday, exclusive of a lunch break. If the Contractor desires different than the normal working hours stated above, the request must be submitted in writing prior to the preconstruction conference, subject to the provisions below. The working hours for the Contract shall be established at or prior to the preconstruction conference.

All working hours and days are also subject to local permit and ordinance conditions (such as noise ordinances).

If the Contractor wishes to deviate from the established working hours, the Contractor shall submit a written request to the Engineer for consideration. This request shall state what hours are being requested, and why. Requests shall be submitted for review no later than 5 prior to the day(s) the Contractor is requesting to change the hours.

If the Contracting Agency approves such a deviation, such approval may be subject to certain other conditions, which will be detailed in writing. For example:

1. On non-Federal aid projects, requiring the Contractor to reimburse the Contracting Agency for the costs in excess of straight-time costs for Contracting Agency representatives who worked during such times. (The Engineer may require designated representatives to be present during the work. Representatives who may be deemed necessary by the Engineer include but are not limited to: survey crews; personnel from the Contracting Agency's material testing lab; inspectors; and other Contracting Agency employees or third party consultants when, in the opinion of the Engineer, such work necessitates their presence.)
2. Considering the work performed on Saturdays, Sundays, and holidays as working days with regard to the contract time.
3. Considering multiple work shifts as multiple working days with respect to contract time even though the multiple shifts occur in a single 24-hour period.
4. If a 4-10 work schedule is requested and approved the non-working day for the week will be charged as a working day.
5. If Davis Bacon wage rates apply to this Contract, all requirements must be met and recorded properly on certified payroll

Subcontracting

Section 1-08.1 is supplemented with the following:

(June 3, 2022)

Prior to any subcontractor or lower tier subcontractor beginning work, the Contractor shall submit to the Engineer a certification (WSDOT Form 420-004) that a written agreement between the Contractor and the subcontractor or between the subcontractor and any lower tier subcontractor has been executed. This certification shall also guarantee that these subcontract agreements include all the documents required by the Special Provision **Federal Agency Inspection**.

A Subcontractor or lower tier Subcontractor will not be permitted to perform any work under the contract until the following documents have been completed and submitted to the Engineer:

1. Request to Sublet Work (WSDOT Form 421-012), and

The Contractor's records pertaining to the requirements of this Special Provision shall be open to inspection or audit by representatives of the Contracting Agency during the life of the contract and for a period of not less than three years after the date of acceptance of the contract. The Contractor shall retain these records for that period. The Contractor shall also guarantee that these records of all Subcontractors and lower tier Subcontractors shall be available and open to similar inspection or audit for the same time period.

Progress Schedule

1-08.3 Progress Schedule

Section 1-08.3 is supplemented with the following:

(*****)

The Contractor shall provide daily progress updates when working and prior to leaving the site that include a list of roads painted and raised pavement markers installed with quantities used.

The daily progress update form and submittal shall be agreed upon during the pre-construction meeting.

Prosecution of Work

1-08.4 Prosecution of Work

Delete this section and replace it with the following:

Time for Completion

Section 1-08.5 is supplemented with the following:

(*****)

The project's first working day shall be July 1, 2022 or earlier. The project's Physical Completion date shall be September 1, 2022 or earlier.

Measurement and Payment

1-09.6 Force Account

(October 10, 2008 APWA GSP)

Supplement this section with the following:

The Contracting Agency has estimated and included in the Proposal, dollar amounts for all items to be paid per force account, only to provide a common proposal for Bidders. All such dollar amounts are to become a part of Contractor's total bid. However, the Contracting Agency does not warrant expressly or by implication, that the actual amount of work will correspond with those estimates. Payment will be made on the basis of the amount of work actually authorized by Engineer.

Temporary Traffic Control

Measurement

Lump Sum Bid for Project (No Unit Items)

Section 1-10.4(1) is supplemented with the following:

(August 2, 2004)

The proposal contains the item "Project Temporary Traffic Control", lump sum. The provisions of Section 1-10.4(1) shall apply.

Division 8 Miscellaneous Construction

8-09 Raised Pavement Markers

Section 8-09 is supplemented with the following:

(*****)

Raised Pavement Marker shall be removed in accordance with Attachment D.

8-22 Pavement Marking

Section 8-22.3(1) is revised to read:

The Contractor shall pre-mark each installation of pavement marking materials prior to application, except when existing markings are visible. The pre-marking shall be a guide in placing the pavement markings. Placement of the pavement marking materials shall not be performed until the pre-marking has been inspected and approved by the Engineer.

Section 8-22.3(3)D is supplemented with:

(*****)

Broken or "Skip" lines length and spacing shall match existing painted markings.

Section 8-22.3(3)F is supplemented with:

(*****)

Pavement markings shall be applied at 15 mils base line wet thickness measured above the pavement surface or above the groove bottom for grooved markings in thousandths of an inch (mils).

Prior to the starting work the Contractor shall run a test paint line with the Engineer present to measure and confirm the mils thickness is being met. Following confirmation and approval by the Engineer that the mils thickness standard is being met the Contractor shall start painting. Any paint line during the project that is found not to meet the thickness standard shall be repainted at no cost to Owner.

Section 8-22.3(4) is supplemented with:

(*****)

The installed pavement marking material shall have a uniform thickness and smooth surfaced cross-section throughout its entire length.

The Contractor shall be responsible for removing all pavement marking materials spilled on the road surface by a method acceptable to the Engineer.

Section 8-22.3 (6) is replaced with:

(*****)

Pavement markings to be removed shall be obliterated until blemishes caused by the pavement marking removal conform to the coloration of the adjacent pavement. Hydro-blasting shall be used

to remove the painted markings as the only method allowed. If in the opinion of the Engineer, the pavement is materially damaged by the pavement marking removal, such damage shall be repaired by the Contractor in accordance with Section 1-07.13(3).

Division 9 Materials

9-34 Pavement Marking Material

Section 9-34.2 is modified as follows:

Center line, edge lines, and painted wide lines shall be Low VOC Waterborne Paint.

**Attachment D
Road List**

ROAD NAME	Center Stripe (LF)	Edge Line (LF)	Painted Wide Line (LF)	Recessed Pavement Marker Type 2 (EA)	Remove Raised Pavement Marker (EA)	Remove Plastic Crosswalk Line (Per SQ FT)	Remove Plastic Traffic Marker (EA)	Remove Painted Traffic Marking (EA)
Agate Pass Road	3,485	0	0	0	0	0	0	0
Agatewood Road	1,600	0	0	0	0	0	0	0
Agate Point Road	3,229	0	0	0	0	0	0	0
Arrow Point Drive	9,504	0	0	0	0	0	0	0
Baker Hill Road	10,666	21,332	0	0	0	0	0	0
Battle Point Drive	10,930	0	0	0	0	0	0	0
Bayhill Road	350	0	0	0	0	0	0	0
Bergman Road	2,817	0	0	0	0	0	0	0
Birkland Road	0	0	0	0	0	0	0	0
Bjune Drive	302	1,641	0	0	0	0	0	0
Blakely Avenue	15,840	31,680	0	0	0	0	0	0
Blakely Hill Road	4,224	100	0	0	0	0	0	0

Brien Drive	0	988	0	0	0	0	0	0
Bucklin Hill Road	5,333	10,666	3,900	0	0	0	0	0
Byron Drive	1,297	0	0	0	0	0	0	2
Cave Avenue	0	0	0	0	0	0	0	0
Cherry Avenue	2,400	0	0	0	0	0	0	0
Commodore Lane	1,984	0	0	0	0	0	0	0
Cosgrove Avenue	0	0	0	0	0	0	0	0
County Park Road	0	0	0	0	0	0	0	0
Country Club Road	8,976	0	0	0	0	0	0	0
Crystal Springs Drive	9,194	0	0	0	0	0	0	0
Day Road	12,461	24,922	0	0	0	80	1	0
Dingley Road	774	1,548		0	0	0	0	0
Dolphin Drive	2,640	0	0	0	0	0	0	0
Eagle Harbor Drive	12,725	25,450	0	160	160	0	2	0
Emerald Way	0	0	0	0	0	0	0	0

Ericksen Avenue	2,600	10,750	4,992	0	0	0	0	0
Euclid Avenue E	7,603	0	0	0	0	0	0	0
Falk Road	2,763	0	0	0	0	0	0	0
Ferncliff Avenue	8,818	9,874	7,300	0	0	0	0	0
Fletcher Bay Road	12,091	22,722	1,460	0	0	0	1	0
Finch Road	2,640	3,822	1,600	0	0	0	0	0
Fort Ward Hill Road	7,973	4,934	0	0	0	0	0	0
Foster Road	1,954	0	0	0	0	0	0	2
Frey Road	1,320	0	0	0	0	0	0	2
Grand Avenue	4,752	7,104	2,520	0	0	0	0	0
Grow Avenue	4,150	8,300	0	0	0	90	2	0
Hansen Road	0	0	0	0	0	0	0	1
Halls Hill Road	3,854	0	0	0	0	0	0	0
Harborview Drive	2,587	0	0	0	0	0	0	0
Henderson Road	4,013	0	0	0	0	0	0	2
Hidden Cove Rd	11,088	22,176	0	0	0	0	0	2

High School Road	7,260	16,592	9,355	0	0	402	7	0
Ihland	0	0	0	0	0	0	0	0
Komedal Road	2,429	0	0	0	0	0	0	1
Koura Road	7,248	16,684	0	0	0	0	0	3
Lafayette Avenue	3,960	7,920	0	0	0	0	0	0
Lofgren Road	1,901	3,802	0	0	0	0	0	0
Lovegren Road	2,563	0	0	0	0	0	0	0
Lovell Avenue	2,640	5,280	0	0	0	0	0	0
Lynnwood Center Road	6,653	10,660	2,646	0	0	160	0	0
Madison Avenue & Madison Ave. N	22,326	35,452	15,984	0	0	196	0	3
Mandus Olson	2,590	0	0	0	0	0	0	2
Manitou Beach Road	8,501	17,002	0	0	0	0	1	0
Manzanita Avenue	5,280	0	0	0	0	0	0	0
McDonald Avenue	2,323	0	0	0	0	0	0	0
Miller Road	15,101	30,202	0	0	0	0	0	0
Moran Road	2,904	5,808	0	0	0	0	0	0

Murden Cove	1,848	0	0	0	0	0	0	0
Nakata Place	0	0	0	0	0	0	0	0
New Brooklyn Road	10,666	19,373	1,959	0	0	76	2	0
New Sweden Avenue	3,907	0	0	0	0	0	0	0
Nicholson Place	0	0	0	0	0	0	0	0
North Street	528	0	0	0	0	0	0	0
Oddfellow Road	2,904	5,808	0	0	0	0	0	0
Old Creosote Drive	3,653	0	0	0	0	0	0	0
Old Mill Road	5,280	0	0	0	0	0	0	0
Olympic Terrace	2,798	0	0	0	0	0	0	1
Parfitt Way	3,640	0	0	0	0	0	0	0
Park Avenue	1,742	3,484	0	0	0	0	0	0
Peterson Hill Road	1,320	0	0	0	0	0	0	0
Phelps Road	8,026	16,052	6,060	0	0	0	0	0
Pleasant Beach Drive	6,970	13,940	920	0	0	0	0	0

Point White Drive	8,026	16,052	0	0	0	0	0	0
Ralston Road	581	0	0	0	0	0	0	0
Rockaway Beach Road	5,280	0	0	0	0	0	0	0
Rose Avenue	1,584	0	0	0	0	0	0	0
Sands Avenue	2,534	0	0	0	0	0	0	0
Seabold Road	400	0	0	0	0	0	0	0
Seabold Church Road	581	0	0	0	0	0	0	0
Spragur Road	0	0	0	0	0	0	0	0
South Beach Road	3,168	0	0	0	0	0	0	0
Sportsman Club Road	8,606	17,212	0	0	0	128	2	0
Springridge Road	5,966	0	0	0	0	0	0	2
Sunrise Drive	15,787	31,574	0	0	0	0	0	0
Tani Creek Road	0	0	0	0	0	0	0	0
Taylor Avenue	6,791	0	0	0	0	0	0	0
Toe Jam Hill Road	7,920	0	0	0	0	0	0	0

Tolo Road	326	0	0	0	0	0	0	3
Torvanger Road	1,320	0	0	0	0	0	0	0
Valley Road	2,587	5,174	0	0	0	0	0	0
Vincent Road	2,734	0	0	0	0	0	0	0
Wallace Way	1,320	2,640	0	0	0	0	0	0
Ward Road	0	0	0	0	0	0	0	0
Wardwell Road	286	572	0	0	0	0	0	0
Washington Avenue	0	0	0	0	0	0	0	0
Weaver Road	3,117	0	0	0	0	0	0	0
West Port Madison Road	5,333	0	0	0	0	0	0	0
Wing Point Way	6,500	4,500	3,240	0	0	0	0	0
Wing Point Road	1,145	2,290	0	0	0	0	0	0
Winther Road	1,320	0	0	0	0	0	0	0
Winslow Way	3,676	2,774	1,900	0	0	66	2	0
Wood Avenue	1,742	0	0	0	0	0	0	0
Wyatt Way	5,280	30,768	1,500	0	0	0	1	0

Yeomalt Place	0	0	0	0	0	0	0	1
Yaquina Avenue	3,168	0	0	0	0	0	0	0
3-T Road	890	0	0	0	0	0	0	0
Total	453,866	529,624	65,336	160	160	1,198	22	27

Declaration of Option for Management of Statutory Retained Percentage Under Chapter 60.28 RCW

The Contractor shall declare an option for management of the statutory retained percentage for this Contract by affixing the Contractor's signature and date to one of the following three options in accordance with RCW 60.28.011(4) and subject to the conditions of the Measurement and Payment Section. The Contractor may also have some or all of the retained percentage released by tendering a retainage bond acceptable to the Owner (City of Bainbridge Island) in accordance with RCW 60.28.011(6).

I hereby elect to have the retained percentage of this Contract **HELD IN A FUND** by the City of Bainbridge Island ("City") in accordance with RCW 60.28.011(4)(a).

Date: _____ Signed: _____

I hereby elect to have the City deposit the retained percentage of this Contract in an **INTEREST-BEARING ACCOUNT** in accordance with RCW 60.28.011(4)(b).

Date: _____ Signed: _____

I hereby elect to have the City **PLACE IN ESCROW** the retained percentage of this Contract in accordance with RCW 60.28.011(4)(c). If this option is chosen, the Contractor must designate a repository acceptable to Owner as follows:

I hereby designate _____ as the repository for the escrow of said funds. The terms of which are specified by a separate escrow agreement. The cost of the investment program and the risk thereof is to be borne entirely by the Contractor. All investments selected are subject to City approval. Prior to the City placing any monies in an escrow account, the Contractor shall provide an original signed escrow agreement from the repository with a letter stating their acceptance of the account, the account number, the nature of the investments to be made, and a statement that they will not release any funds until authorized in writing by the City. When the monies reserved are to be placed in escrow, the City will issue a check representing the sum of the monies reserved payable to the bank or trust company and the Contractor jointly. Such check shall be converted into bonds and securities chosen by the Contractor and approved by the City and the bonds and securities held in escrow.

Date: _____ Signed: _____

I hereby elect to tender a retainage bond for some or all of the retained percentage in accordance with RCW 60.28.011(6). Such bond shall be issued by a surety accepted for business in this state by the Washington Insurance Commissioner and with an A.M. Best rating of at least B plus and otherwise acceptable by the Owner (City).

Date: _____ Signed: _____

Certification of Compliance with Wage Payment Statutes

The bidder hereby certifies that, within the three-year period immediately preceding the bid solicitation date for the 2022 Road Striping Project, the bidder is not a “willful” violator, as defined in RCW 49.48.082, of any provision of chapters 49.46, 49.48, or 49.52 RCW, as determined by a final and binding citation and notice of assessment issued by the Department of Labor and Industries or through a civil judgment entered by a court of limited or general jurisdiction.

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Bidder’s Business Name

Signature of Authorized Official*

Printed Name

Title

Date City State

Check One:

Sole Proprietorship Partnership Joint Venture Corporation

State of Incorporation, or if not a corporation, State where business entity was formed:

If a co-partnership, give firm name under which business is transacted:

** If a corporation, proposal must be executed in the corporate name by the president or vice-president (or any other corporate officer accompanied by evidence of authority to sign). If a co-partnership, proposal must be executed by a partner.*

Payment Bond

KNOW ALL PEOPLE BY THESE PRESENTS: **BOND NO.:** _____

That we, _____, the CONTRACTOR, herein referred to as PRINCIPAL, and _____, as SURETY, are held and firmly bound unto THE CITY OF BAINBRIDGE ISLAND (hereinafter the "OWNER") in the full sum of _____ dollars (\$ _____), lawful money of the United States, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, successors, and assigns, jointly and severally, firmly by these presents.

THE CONDITIONS of this obligation are such that, whereas, the PRINCIPAL has entered into an agreement in writing with the OWNER, dated _____, 2022, for the construction of the **City of Bainbridge Island's 2022 Road Striping Project**, according to the terms, conditions, and covenants specified in the Contract including all of the Contract Documents therein referred to, which are hereby referred to and made a part hereof as fully and completely as though set forth in detail herein, and

WHEREAS, it is understood and made a part of the consideration for this obligation that the OWNER shall have the right to sue on this bond in its own name to recover for any loss, injury, damage, or liability whatsoever sustained or incurred by it by reason of the PRINCIPAL's failure to pay all laborers, mechanics, and subcontractors and material men, and all persons who shall supply such person or persons and such PRINCIPAL or subcontractors with provisions and supplies for the carrying on of such Work as defined and required by chapter 39.08 RCW, any breach of the contract documents, or of any provision in this bond, in the same manner and to the same extent as though this obligation ran directly to the OWNER.

NOW, THEREFORE, if the PRINCIPAL shall well, truly, and faithfully perform all of the provisions and fulfill all of the undertakings, covenants, terms, conditions, and agreements for payment of all persons laborers, mechanics, and subcontractors and material men, and all persons who shall supply such person or persons and such PRINCIPAL or subcontractors with provisions and supplies for the carrying on of such Work as required by chapter 39.08 RCW and shall indemnify and save harmless OWNER from all cost and damage by reason of the PRINCIPAL's default or failure to do so, then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect and SURETY will be obligated to pay such person or persons as required by chapter 39.08 RCW.

IT IS FURTHER DECLARED AND AGREED that the SURETY hereby further stipulates and agrees that no change, extension of time, alteration, or addition to the terms of the Agreement, the Work to be performed thereunder, or the Project Specifications shall in any way affect its obligation on this Bond, and the SURETY hereby waives notice of any change, extension of time, alteration, or addition to the terms of the Contract, the Work, or the Project Specifications. SURETY hereby attaches an original Power of Attorney verifying the authority of the person(s) executing this Bond on behalf of the SURETY.

Sealed and dated this _____ day of _____, 2022.

PRINCIPAL:

By: _____
(Print Name)

Signature: _____

Title: _____

SURETY:

By: _____
(Print Name)

Signature: _____

Title: _____

Address: _____

Attachments: Original Surety Power of Attorney

Performance Bond

KNOW ALL PEOPLE BY THESE PRESENTS: **BOND NO.:** _____

That we, _____, the CONTRACTOR, herein referred to as PRINCIPAL, and _____, as SURETY, are held and firmly bound unto THE CITY OF BAINBRIDGE ISLAND (hereinafter the "OWNER") in the full sum of _____ dollars (\$ _____), lawful money of the United States, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, successors, and assigns, jointly and severally, firmly by these presents.

THE CONDITIONS of this obligation are such that, whereas, the PRINCIPAL has entered into an agreement in writing with the OWNER, dated _____, 2022, for the construction of the **City of Bainbridge Island, 2022 Road Striping Project**, according to the terms, conditions and covenants specified in the Contract including all of the Contract Documents therein referred to, which are hereby referred to and made a part hereof as fully and completely as though set forth in detail herein, and

WHEREAS, it is understood and made a part of the consideration for this obligation that the OWNER shall have the right to sue on this bond in its own name to compel performance by the SURETY and to recover for any loss, injury, damage, or liability whatsoever sustained or incurred by it by reason of the PRINCIPAL's failure to perform all requirements and obligations under the Contract as defined by the Contract Documents in the same manner and to the same extent as though this obligation ran directly to the OWNER.

NOW, THEREFORE, if the PRINCIPAL shall well, truly, and faithfully perform all of the provisions and fulfill all of the undertakings, covenants, terms, conditions, and agreements under the Contract and the Contract Documents and save harmless OWNER from all cost and damage by reason of the PRINCIPAL's default or other failure to do so, then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect and SURETY will be obligated to perform or pay to have performed any and all such obligations not performed by the PRINCIPAL in accord with the Contract Documents in the same manner and to the same extent as the PRINCIPAL.

IT IS FURTHER DECLARED AND AGREED that the SURETY hereby further stipulates and agrees that no change, extension of time, alteration, or addition to the terms of the Contract, the Work to be performed thereunder, or other Contract Documents shall in any way affect its obligation on this Bond, and the SURETY hereby waives notice of any change, extension of time, alteration, or addition to the terms of the Contract, the Work, or other Contract Documents. SURETY hereby attaches an original Power of Attorney verifying the authority of the person(s) executing this Bond on behalf of the SURETY.

Sealed and dated this _____ day of _____, 2022.

PRINCIPAL:

By: _____
(Print Name)

Signature: _____

Title: _____

SURETY:

By: _____
(Print Name)

Signature: _____

Title: _____

Address: _____

Attachments: Original Surety Power of Attorney



City of Bainbridge Island
Public Works Department – Operations & Maintenance

2022 Annual Road Striping

Bid Opening Date: March 31, 2022

Bids Open @ 10 a.m.

<p>Note: Bids Are Opened in Order Received. Bids Solicited by: <input type="checkbox"/> Advertisement <input checked="" type="checkbox"/> Small Works Roster The Engineer’s Estimate is: \$175,000.00 – \$195,000.00.</p>	<p>Bidder #1 Specialized Pavement Marking, LLC</p>	<p>Bidder #2 Stripe Rite Inc</p>		
Proposal	√	√		
Signature Page – Addenda Acknowledged if applicable	√	√		
Statement of Bidders Qualifications	√	√		
TOTAL BASE BID AMOUNT	\$211,486.00	\$177,936.94		

A total of two (2) bids were received for the 2022 Annual Road Striping project. Project Manager, Joel Goodwin, has reviewed all bids and recommends that the City Council award the contract to the apparent low bidder, Stripe Rite Inc., in the amount of \$177,936.94.



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 10 Minutes

AGENDA ITEM: Review First Quarter 2022 Workplan Document - Executive,

SUMMARY: The quarterly workplan update provides the most significant progress for projects currently underway at the City.

AGENDA CATEGORY: Report

PROPOSED BY: Executive

RECOMMENDED MOTION: Receive the Quarterly Update on the City Workplan for the First Quarter of 2022 and direct the City Manager to place this information on the City's website.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND: City staff regularly present an update to the City Council on the City's workplan. The workplan is a list of projects that the City maintains to describe work that is outside the general course of City business, or of particular interest to the Council, staff, or the community. Projects can be added by staff, as policy priorities of the Council, or through the budget process. Staff can also use this document to help explain the tradeoffs that must be made when new items emerge.

The workplan is a useful way to keep tabs on projects that were started but have not yet been completed, either because they are still in progress or because other projects have assumed a higher priority. The workplan projects are part of a larger City set of programs and services. A significant amount of City work is not captured on a project list such as the one presented as the workplan – key service delivery items such as filling potholes, traffic patrol, and paying invoices.

More information on project status and progress is included in the attachment.

Projects included on the approved City Council Highest Priority Projects list (confirmed August 10, 2021) are indicated by ** in the Project Title.

Projects are assigned various attributes to assist with review. These categories are intended to provide rough guidance as to where tradeoffs will occur if projects are added or eliminated.

Status:

- Active – projects with current staff assigned.
- Pending – projects for which staff is awaiting a decision or input.
- Deferred – projects which have been placed on hold and to which no staff are assigned.
- Complete – projects which have been completed in 2022.

Driver:

- Policy – projects which support the development of new policies, code, programs, or services.
- Capital – capital projects.
- Operations – projects funded through the budget which support funded City programs and services.
- Required – projects which the City must complete for regulatory reasons.

ATTACHMENTS:

[2022 Q1 Memo for CC 04262022](#)

[2022 Workplan - Q1 project list for 04262022](#)

[2022 Workplan - project timeline](#)

FISCAL DETAILS:

Fund Name(s):

Coding:



CITY OF
BAINBRIDGE ISLAND

MEMORANDUM

Date: March 31, 2022

To: City Council

From: Blair King, City Manager

Cc: City Attorney
Department Directors

Subject: Information on 2022 Workplan and Priority Project Status

The purpose of the workplan summary reports accompanying this memo is to provide an update on the City's current workplan projects. In particular and new this quarter, I'm providing a timeline to show the current status of certain projects, including those designated by Council as their highest priority projects for 2021-2022 at the Council retreat on July 17, 2021.

The summary is not a comprehensive or prioritized list of all City activities but represents a focus only on selected staff tasks and department efforts. It provides an assessment of progress on currently-approved work items to highlight areas of success and challenge.

2022 Q1 Results: Citywide Workplan Priorities

Against the backdrop of the response to the COVID-19 pandemic, the City continued work on many projects. Key steps and decisions included:

- Selection of a site for the Police/Court facility replacement project.
- Presentation of the Sustainable Transportation plan and selection of a preferred scenario for implementation.
- Adoption of a consolidated set of legislative policy priorities.
- Contract award for a beneficial re-use study at the Waste Water Treatment Plant.
- Contract award for the intersection improvement project at Sportsman Club and New Brooklyn Road
- Adoption of new rates for the building and development services fund
- Commencement of work on the Housing Action Plan
- Initiation of a rate study for the City's water and sewer utilities.

It is important to recognize that each of these steps and decisions will be followed by months if not years of staff work to implement. For selected projects, the attached timeline shows that impact over the next several years.

Some significant activities that emerged in the course of 2022 are listed below. When these emerging items required significant attention or support from Council and/or City staff, there was decreased capacity to address previously identified projects.

Key Added/Emerging Tasks During 2022 (grouped roughly by topic):

- Consider options for the City of Bainbridge Island approach to municipal solid waste and a proposal to consider an anaerobic digester
- Develop next steps for managing capacity in the South Island Sewer Service area
- Respond to community member proposal to modify the parameters of the Shade Covenant on City farmland parcels
- Respond to specific and detailed community requests related to property development questions
- Consider and develop options to include a race equity review of the Police/Court facility project
- Consider options related to identifying carbon offsets equivalent to LEED certification at the 8804 Madison Building
- Begin work related to Council-approved projects to be funded with American Rescue Plan funds, including solar panels to be installed at emergency hubs, Wastewater Beneficial Reuse and the affordable housing development at 550 Madison
- Consider long-term plan for City's shares at the Islander Mobile Home Park
- Support return to in-person meetings in City Hall
- Consider ongoing response to COVID-19 pandemic including community testing and vaccine sites
- Develop long-term processes and procedures, policies and scheduling for telecommuting

The reports that follow are sorted by the type of project, as well as the “driver” of, or reason for, the project. These organizational descriptions are intended to help with sorting and reviewing the list.

Categories include:

- Climate/Natural Resources
- Land Use/Housing
- Mobility
- Safety
- Community
- Accountability

Drivers include:

- Policy
- Operations
- Capital
- Required

The attached report includes over 100 projects. In 2022, the status of the City's current year workplan priorities will be reported at mid-year (as of June 30, 2022) and year-end (as of December 31, 2022).

2022 Workplan Projects

Last updated April 19, 2022

Project	Status	Notes	Category	Project Driver
**Consider Transfer of Development Rights (TDR) Implementation	Active	Council took action in July 2021 to request the consultant (EcoNorthwest) determine the sender TDR exchange value. Contract extension to complete this work is currently being reviewed by City staff.	Land Use/ Housing	Policy
CAP: Consider Sea Level Rise Adaptation policy	Active		Land Use/ Housing	Policy
Consider agreement with Housing Resources Bainbridge for ARPA-funded project at 550 Madison	Active	Initial information considered by Council in Q1; conversation ongoing in Q2.	Land Use/ Housing	Policy
Consider options for City-owned shares at Islander Mobile Home Park	Active		Land Use/ Housing	Policy
Consider Ordinance to allow Hotels in the Mixed Use Town Center (MUTC)	Active	City Council received the Planning Commission recommendation on how to approach this topic at their meeting on 11/9/21. Currently not scheduled for Council review.	Land Use/ Housing	Policy
Develop development regulations for small lots	Active		Land Use/ Housing	Policy
Develop Housing Action Plan, Housing Needs Assessment, and Housing Inventory	Active	Consultant selected; PSA approved by Council on March 8, 2022, and has been fully executed. Task 1 work begins 2nd half of March	Land Use/ Housing	Policy
Increased density for affordable housing development on property owned by religious organizations	Active	On 10/26/21, City Council forwarded this topic to the Planning Commission. The Planning Commission (PC) began review on 11/18/21, and continued January-March 2022. PC held Public Hearing on 3/10/22. Council review could begin in May 2022.	Land Use/ Housing	Policy
Regional Growth Allocation	Active	The City is engaged in population and employment growth allocation discussions with the County and other cities through KRCC land use committees. Held Council briefing on population targets on March 1st, and Council agreed on 2044 population growth methodology. Separate Council discussion on planning for employment growth through 2044 to be scheduled. Council direction on employment growth will be integrated into KRCC countywide growth materials.	Land Use/ Housing	Policy

Project	Status	Notes	Category	Project Driver
Review Housing Design Demonstration Project program	Active	Extension approved on 12/14/21. On February 10, 2022, Council considered additional Planning Commission HDDP program recommendations and held a public hearing. Council forwarded the ordinance back to the Planning Commission to consider additional revisions. Planning Commission discussion expected in Q2 2022. Council review in Q2 or Q3 2022.	Land Use/ Housing	Policy
Consider allowing RV's as permanent housing	Pending	Last briefings with Council in 2020. Will await results from Housing Action Plan.	Land Use/ Housing	Policy
Consider creation of Agricultural Resource Land designation	Pending	Last briefings with Council in 2020. Could be considered along with Transfer of Development Rights (TDR) program improvement work.	Land Use/ Housing	Policy
Consider implementation of Inclusionary Zoning (IZ)	Pending	Last briefings with Council in 2020. Will await results from Housing Action Plan.	Land Use/ Housing	Policy
Consider regulations related to common ownership of ADU's	Pending	Last briefings with Council in 2020.	Land Use/ Housing	Policy
Consider rules for tiny home villages	Pending	Last briefings with Council in 2020. Will await results from Housing Action Plan.	Land Use/ Housing	Policy
Decision Criteria – Conditional Use Permit	Pending	2020 Recommendation from Joint Land Use Subcommittee. Last briefings with Council in 2020.	Land Use/ Housing	Policy
Decision Criteria – Subdivision	Pending	2020 Recommendation from Joint Land Use Subcommittee. Last briefings with Council in 2020.	Land Use/ Housing	Policy
Administrative Review of the Development Moratorium	Deferred	Review and analysis of the code changes that resulted from the development moratorium. Deferred due to lack of staff capacity.	Land Use/ Housing	Policy
Complete changes to Sign Code	Deferred		Land Use/ Housing	Policy
Complete Island Center Subarea Plan	Deferred	Subcommittee completed their recommendation in May 2021. Council suspended work on August 10, 2021. This item will be removed from future versions of this report.	Land Use/ Housing	Policy
CAP: Consider options related to anaerobic digester	Active		Climate/ Natural Resources	Policy
CAP: Waste Reduction and Limit on Single Use Plastics	Active	Ordinances approved. Implementation in 2022 and 2023	Climate/ Natural Resources	Policy
Complete revisions to Native Vegetation, Landmark Trees, noticing requirement for tree clearing	Active	Separated landmark tree amendments from the vegetation amendment package.	Climate/ Natural Resources	Policy
Consider approach to municipal solid waste	Active		Climate/ Natural Resources	Policy
Develop next steps for managing capacity in the South Island Sewer Service area	Active	Initial information considered by Council in Q1; conversation ongoing in Q2.	Climate/ Natural Resources	Policy
NTA Grant for Manzanita Watershed Planning	Active	Planning to be completed in 2022	Climate/ Natural Resources	Policy

Project	Status	Notes	Category	Project Driver
Complete administrative review of Critical Areas Ordinance (CAO)	Deferred	Due to lack of staff capacity	Climate/ Natural Resources	Policy
Consider Green Building Initiatives	Deferred	Due to lack of staff capacity.	Climate/ Natural Resources	Policy
SEPA Ordinance Update	Deferred	Due to lack of staff capacity	Climate/ Natural Resources	Policy
Shoreline Stewardship Program	Deferred	Due to lack of staff capacity	Climate/ Natural Resources	Policy
SMP/CAO Monitoring & Program Evaluation	Deferred	Due to lack of staff capacity	Climate/ Natural Resources	Policy
Sustainable Transportation Project	Active	Project plan complete; Council adoption discussion on 3/22	Mobility	Policy
All Island Speed Limit Evaluation	Active	Speed limit evaluation underway	Safety	Policy
Consider rules related to Sexually Violent Predator Housing	Deferred		Safety	Policy
Support City participation in opioid litigation	Active	Ongoing coordination with outside counsel.	Community	Policy
Support Council consideration of public farmland framework	Active	Council provided funding for Friends of the Farms for 2022 and referred policy question to City Manager.	Community	Policy
Plan for Community Needs Assessment	Deferred	Postpone to 2023 to allow time for other high priority projects such as development of Race Equity Toolkit.	Community	Policy
Work with Council to implement changes to Ethics Program	Pending	Work on pause pending appointment of Ethics Board members. Process ongoing.	Accountability	Policy
Complete changes to Code Compliance	Deferred	As staff has capacity, will complete this project	Accountability	Policy
Develop community budget reporting	Deferred		Accountability	Policy
Review Noise Standards	Deferred	Existing noise code aligns with WAC. Update not currently a priority.	Accountability	Policy
Complete update to Winslow Subarea Plan	Active	Staff work to commence Q2 2022.	Citywide	Policy
Implement Island Center Subarea Plan	Deferred	Council voted on August 10, 2021 to suspend work on the Island center subarea planning process. This item will be removed in subsequent versions of this report.	Land Use/ Housing	Operations
CAP: Landscape Hand-tool Transition-to-Electric Plan	Active	Pilot project hand-tools ordered; anticipated delivery Q2	Climate/ Natural Resources	Operations
Climate Action Plan implementation	Active		Climate/ Natural Resources	Operations
Groundwater Management Plan	Active	Planning to be completed in 2022	Climate/ Natural Resources	Operations
Amend Appendix J of the Building Code to address stormwater	Deferred	Amend code to reflect the City's stormwater regulations; deferred until PW hiring completed	Climate/ Natural Resources	Operations

Project	Status	Notes	Category	Project Driver
Submit for Regional and County-wide federal grants	Active	Projects approved by City Council; pre-applications submitted in March	Mobility	Operations
Trail Projects: Dana's; Farm; Lost Valley	Active	Funding discussion scheduled with City Council Q2	Mobility	Operations
Cascadia Rising Planning	Active	Plan for City/EOC participation in regional earthquake response exercise	Safety	Operations
Community COVID vaccine distribution	Active	Re-activated for fall booster and vaccination of those 5 - 11 years old	Safety	Operations
Emergency Management - complete Memorandums of Understanding with community partners for Hubs and Shelters	Active	ARP funding for Solar Panels and Emergency batteries led to restarting this effort.	Safety	Operations
Marine Patrol: · Increase visibility and patrol hours during boating season · Coordinate with BIFD to augment staffing during patrols and increase available resources - Increase boater safety inspections	Active	Building work schedules to maximize coverage within existing budget. Cross-training of BIFD personnel in boat operations underway. Formalizing joint operating guidelines when cross-staffing.	Safety	Operations
Traffic Emphasis: · Continue work to coordinate automated data collection with enforcement efforts to address complaints · Consider purchase of additional speed signs - Coordinate enforcement efforts with Public Works' Traffic Calming program	Active	Develop plan to better coordinate automated speed measurement with enforcement activity in targeted areas. Currently collecting data to identify predominant speeding locations. Coordinating with Public Works on data collection points.	Safety	Operations
Emergency Management - Map Your Neighborhood outreach	Deferred	Staff focus on COVID response	Safety	Operations
Community COVID testing site	Complete	City cooperating to organize test site at local church. Active in Q1. Currently not active.	Safety	Operations
American Rescue Plan project oversight	Active	Develop project plans and timelines. First reporting due April 30, 2022	Community	Operations
Develop racial equity toolkit	Active	Consultant-led process including training for staff, collaboration with Race Equity Advisory Committee.	Community	Operations
Resolve shade covenant issues on Crawford and M&E properties	Active	Met with community stakeholders. Established internal team. Current work to procure forestry plan to address suggested amendments to 2004 agreement.	Community	Operations
Revise and update City special event permit process	Active	Reviewing within the context of committee-related activities	Community	Operations
Support 2023 LTAC funding cycle	Active	Will commence in Q2.	Community	Operations
Support 2023-24 Human Services Funding Cycle	Active	Will commence in Q2.	Community	Operations
Support Race Equity Advisory Committee	Active	Committee meets regularly and is developing a plan for 2022.	Community	Operations
Continue to investigate options to improve cellular service coverage via Master Permits with Verizon and other service providers	Deferred	Deferred due to staff capacity.	Community	Operations

Project	Status	Notes	Category	Project Driver
Continue to investigate options to improve community cellular service	Deferred	Deferred due to staff capacity.	Community	Operations
2022 Annual drainage program	Active	Select projects and award contract in 2022	Accountability	Operations
2022 Annual Pavement Repairs Project	Active	Construction in 2022; design underway	Accountability	Operations
American Public Works Association Certification	Active	Certification process anticipated to begin July 2022	Accountability	Operations
Annual drainage program – construct	Active	Project construction contract awarded; work to begin in April 2022	Accountability	Operations
Annual Sidewalk Repair Project	Active	Construction planned in 2022	Accountability	Operations
ARPA Grant compliance and claims	Active	The City will receive \$7.061 million in two payments of \$3.5 million in June/July of 2021 and 2022	Accountability	Operations
City Intranet Project	Active	Intranet complete and useable by all staff.	Accountability	Operations
Complete disposition of designated surplus property (IslandWood Easement)	Active	Working with the parties to the IslandWood easement to reach agreement.	Accountability	Operations
Consider options related to identifying carbon offsets equivalent to LEED certification at the 8804 Madison Building	Active		Accountability	Operations
Develop and issue banking RFP	Active	The Finance Department is intending to seek proposals for new banking services.	Accountability	Operations
Downloadable GIS Maps	Active	Allow all GIS users to download existing maps.	Accountability	Operations
FEMA Grant compliance and claims	Active	The City is in the process of submitting \$200k for reimbursement related to COVID-19 eligible expenses. Costs ongoing	Accountability	Operations
Inventory System: Replace manual inventory system with software to improve tracking and planning for replacement cycles	Active	<p>Reviewing existing software to better identify any gaps in meeting department needs for inventory of equipment.</p> <p>An inventory module was added to existing web-based program used by the department. Inventory can now be tracked by assigned location/individual. The final phase of the process is to cross-check manual records with system records.</p> <p>This process includes an evaluation of equipment and inventory. Surplus and obsolete inventory will be disposed of in accordance with City policy. Expected completion by end of year.</p>	Accountability	Operations
National Community Survey	Active	Will bring questions to Council during Q2 for review.	Accountability	Operations
Negotiate Comcast Franchise Renewal	Active	Negotiations are ongoing	Accountability	Operations
O&M/Engineering Field Mapping	Active	Data collection will be done in the field and auto-update database.	Accountability	Operations
PSE Franchise Renewal Process	Active	Negotiated franchise and partnership agreement underway; anticipate approval by Council before the end of 2022	Accountability	Operations

Project	Status	Notes	Category	Project Driver
Recruitment and interviews for key staff	Active	Police officers, Planning and Community Development Director, Communications	Accountability	Operations
Revise and update City real property surplus process	Active	Working with the Finance Dpt. on updates to the process.	Accountability	Operations
Stormwater System Plan	Active	Contract awarded on March 8	Accountability	Operations
Support development services fee study	Active	Update of building, planning and engineering fees. Last update was in 2007. Council briefings in September and December 2021.	Accountability	Operations
Upgrade ShoreTel Telephone System	Active	Currently several versions behind.	Accountability	Operations
Wastewater Beneficial Re-use Study	Active	Contract awarded on March 8	Accountability	Operations
Wastewater Treatment Plant Capacity Upgrades	Active	Contract awarded on March 8	Accountability	Operations
Water System Business Plan	Active	Planning to commence in 2022	Accountability	Operations
Water/Sewer Rate Study	Active	Study anticipated complete to inform 2023-24 budget process	Accountability	Operations
Website improvements	Deferred		Accountability	Operations
City Hall Security System Upgrades	Complete	Project completed in February 2022	Accountability	Operations
Consider and develop options to include a race equity review of the Police/Court facility project	Active	Request for qualifications to be issued in Q2. Staff expects to involve members of the Race Equity Advisory Committee with this review.	Capital	Operations
Complete SMP Periodic Review	Active		Climate/ Natural Resources	Required
Coordinate as needed with Kitsap County transition to new Records Management System (RMS)	Active	Vendor selected in Q4 2020. Statement of work under development for implementation and transition. The ILA presented to Council on March 22, 2022 agenda. Migration to the new RMS expected to begin in Q2 2022 and continue into 2023.	Accountability	Required
Establish franchise agreements with utilities located in City right-of-way (e.g., KPUD)	Active		Accountability	Required
Implement closed captioning for City Council meetings	Active	Equipment purchased. Implementation underway	Accountability	Required
Small wireless facility ordinance	Active	Interim control extended to May 14, 2022.	Accountability	Required
Stormwater Code Update	Active	State-mandated code update scheduled for summer 2022	Accountability	Required
Coordinate with CJTC and WASPC to achieve compliance with new I-940 requirements and implement legislative changes.	Complete	Training occurring to meet compliance. Policies have been updated to meet requirements of recent legislative changes. Additional changes expected in the next legislative session. While this item is marked complete, on-going policy review and revision will continue to maintain compliance with best practices and agency requirements.	Accountability	Required
Eagle Harbor PH I Non-Motorized Project	Active	Design, survey and ROW funding approved 3/8	Mobility	Capital

Project	Status	Notes	Category	Project Driver
Eagle Harbor PH II Non-Motorized Project	Active	Construction and design mitigation underway	Mobility	Capital
Madison Avenue Sidewalk Project	Active	Preliminary design and public engagement planned for April	Mobility	Capital
High School Road Safety Improvements	Active	Construction planned to start in April	Safety	Capital
Sportsman Club/New Brooklyn Intersection Improvements Project	Active	Contract awarded 3/8; construction to start in June	Safety	Capital
Bainbridge Island Senior Community Center Renovations Project	Active	Design work underway; project advertisement planned for Q2	Community	Capital
Consider art on the Sound to Olympics Trail	Active	Ongoing conversations regarding type of art, location and partners.	Community	Capital
Annual fleet and equipment procurement	Active	Project procurement underway	Accountability	Capital
Chlorine Generator Replacement	Active	Project underway	Accountability	Capital
Country Club Road Reconstruction	Active	Construction in 2022; design underway	Accountability	Capital
Hawley/Irene Sewer Upgrades	Active	Construction in 2022	Accountability	Capital
Police/ Court Facility Replacement Project	Active	Project advertised on 3/4; bid opening on 3/29	Accountability	Capital
Pritchard Park Outfall Replacement	Active	Construction in 2022; design underway	Accountability	Capital
Sands Avenue Well Rehabilitation	Active	Construction in 2022; design underway	Accountability	Capital
Sunday Cove, Lovell, Wood, Wing Point (SLOWW) sewer improvements	Active	Design and permitting to be completed in 2022	Accountability	Capital
Taylor Well Rehabilitation	Active	Design work underway	Accountability	Capital
Wastewater Treatment Plant Outfall Replacement	Active	Preliminary evaluation to begin as part of WWTP capacity upgrades	Accountability	Capital
Water and Sewer SCADA Upgrades	Active	Project construction underway	Accountability	Capital
Winslow Water Tank Replacement Project	Active	Contract planned for award on March 22	Accountability	Capital

City Workplan Project Timeline

** Projects are included on the Council Highest Priority Projects lists approved in July 2021

Project	2020				2021				2022				2023				2024	2025	2026
Title	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4			
** CAP: Landscape Hand-tool Transition-to-Electric Plan									Project defined	Project development	Pilot implementation								
** CAP: Waste Reduction and Limit on Single Use Plastics						2022 Ord. adopted	2023 Ord. adopted	Outreach	New regs in effect	Outreach for 2022 and 2023			2023 regs in effect	Ongoing enforcement					
** Winslow Subarea Plan								Project prioritized	Project plan development	Project development						Next steps to be determined			
** Housing Action Plan, Needs Assessment, Inventory								Project defined	RFP issued	ACTION: Contract awarded	Housing Action Plan composition process								
** Small lots development regulations				Project defined	Project paused			Project prioritized	No action										
** Transfer of development rights	Ongoing discussions							Project prioritized	ACTION: Contract awarded	Included in Housing Action plan									
** Groundwater Management Plan						Hydrogeo. Hired	Project scoping and committee establishment		Outreach meeting	Plan development						Implementation projects			
Sustainable Transportation Plan									ACTION: Plan Adopted	Develop implementation plan						Implementation projects			
** Wastewater Beneficial Re-use Study								Project defined	RFP issued	ACTION: Contract awarded	Opportunities and constraints analysis					Next steps to be determined			
Water/Sewer Rate Study								Project defined	RFP issued	ACTION: Contract awarded	Plan development		Rate adoption			Rates in effect	Planned update		
Stormwater System Plan				Project budget allocated				Project defined	RFP issued	ACTION: Contract awarded	Plan development					Implementation projects			
Madison Avenue Sidewalk Project				Project grant awarded				Project scoping considered	ACTION: Contract awarded	Determine final scope and budget	Design and permitting				Construction				
Sportsman Club/New Brooklyn Intersection Improvements Project	Design and permitting	Design change							ACTION: Contract awarded		Construction								
Bainbridge Island Senior Community Center Renovations Project										Award construction contract	Construction								
Police/ Court Facility Replacement Project				Design and permitting				Project paused	ACTION: Proceed to construction	Award construction contract	Construction								
Winslow Water Tank Replacement Project				Pre-development report and State Dept. of Health approval				Project defined	RFP issued	ACTION: Contract awarded	Design and permitting					Construction			



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 5 Minutes

AGENDA ITEM: Acknowledge Conferral With Bainbridge Island Land Trust To Acquire the 45 Acre Rockaway Bluff Preserve and Authorize the City Manager to Provide a Letter of Support.

SUMMARY: The Bainbridge Island Land Trust ("BILT") is submitting a grant application to the state Recreation and Conservation Office to help support the full purchase and management of the Rockaway Bluff Preserve, a 45-acre forest preserve located between Pritchard Park and Blakely Harbor near the Bill Point neighborhood.

As part of that application, BILT needs to confer with the City to be sure there are no local concerns about this purchase, or the potential use of state grant funds for the purchase.

BILT is not seeking City funds for this project. Based on the state law that governs this grant (see, e.g., RCW 79A.15.110), the City Council may, at its discretion, submit a letter to the state Recreation and Conservation Office identifying the City's position with regard to the project, and the state Conservation Funding Board shall make such letters available to the Governor and the Legislature when the prioritized project list is submitted under this state program. BILT is requesting that the City consider a letter of support for this project.

Attached is a letter from BILT describing the project and the conferral request.

AGENDA CATEGORY: Letter

PROPOSED BY: Executive

RECOMMENDED MOTION: Acknowledge conferral with Bainbridge Island Land Trust to acquire the 45 acre Rockaway Bluff Preserve request and direct the City Manager to provide a letter of support.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND: The Bainbridge Island Land Trust ("BILT") is submitting a grant application to the state Recreation and Conservation Office to help support the full purchase and management of the Rockaway Bluff Preserve, a 45-acre forest preserve located between Pritchard Park and Blakely Harbor near the Bill Point

neighborhood. As part of that application, BILT needs to confer with the City to be sure there are no local concerns about this purchase, or the potential use of state grant funds for the purchase.

The City of Bainbridge Island Open Space Study 2008 identified the Rockaway Bluff Preserve area as a priority open space area, and an area of high vulnerability for development. Policies contained in the City's Comprehensive Plan support its preservation. The acquisition by BILT of this site will not interfere with any current or future municipal utilities or transportation improvements. There are no capital improvements identified for this area.

ATTACHMENTS:

[City of Bainbridge Island Council Member RBP Conferral FINAL.pdf](#)

[Rockaway Bluff Preserve RCO Grant Letter of Support City of Bainbridge Island 04272022.pdf](#)

FISCAL DETAILS:

Fund Name(s):

Coding:



BAINBRIDGE ISLAND
LAND TRUST

March 29, 2022

Honorable Joe Deets, Mayor
City of Bainbridge Island
280 Madison Avenue N
Bainbridge Island, WA 98110
jdeets@bainbridgewa.gov

Councilman Jon Quitslund
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Councilwoman Brenda Fantroy-Johnson
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Councilwoman Kirsten Hytopoulos
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Blair King, City Manager
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Councilwoman Leslie Schneider
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Councilman Clarence Moriwaki
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Councilman Michael Pollock
mpollock@bainbridgewa.gov

Subject: Washington Wildlife and Recreation Urban Wildlife Grant
Notice of Proposed Property Acquisition on Bainbridge Island, Kitsap County,
Washington, Recreation and Conservation Office (RCO) Grant Application #22-1518A

Dear City Manager Blair King and City of Bainbridge Island Council Members:

The Bainbridge Island Land Trust is applying for a grant through the Washington Wildlife and Recreation Program (WWRP) Urban Wildlife – Project 22-1518A entitled the Rockaway Bluff Preserve. This grant support will assist us in acquiring 45 undeveloped acres above Rockaway Beach, located on Bainbridge Island, Kitsap County, Washington.

In 2020, we submitted a grant (# 20-1754) for the same project, but grant funding was not secured. In addition, since that time, we have since been able to add ten additional acres to our original proposal for a now 45-acre total acquisition (instead of the original 35 acres).

The WWRP grant requires a 50% local match. To help secure this local match, Rockaway Bluff Preserve is included as one of a number of properties being acquired with assistance of the Land Trust's Stand for the Land (SFTL) campaign, which has to date worked to conserve over 100 acres. In addition, the Land Trust secured a \$100,000 Kitsap County Conservation Futures grant to also help with acquisition costs. The WWRP grant will help us fund the Rockaway Bluff Preserve purchase and stewardship of this land, in addition to the SFTL and Conservation Futures funding support. We are not seeking COBI funds for this project.

The Rockaway Bluff Preserve project helps accomplish several provisions within the City of Bainbridge Island's Comprehensive Plan and Bainbridge Island Metro Parks and Recreation 2020 Comprehensive Plan. Please see the attached project description and the references cited below.

Grant requirements and State law, RCW 79A.15.110, requires that we notify our local legislative body, the City of Bainbridge Island City Council, of our intent to apply for a state grant to acquire real property. This letter is your notification. The law states that the local legislative authority may, at its discretion, submit a letter to the RCO identifying its position with regard to the acquisition project. Any letters received will be made available to the Governor and the state legislature when the prioritized project list is submitted as part of the RCO's capital budget request. **We hope the City of Bainbridge Island will consider a letter of support for this significant conservation project.**

The law also states that we must "confer" with local officials on this acquisition and receive confirmation from the City of Bainbridge Island that this conferral has taken place. All City of Bainbridge Island Council Members need to receive this notification. ***To meet grant program deadlines, we must complete this prior to June 15, 2022.***

We will work closely with City Manager Blair King and Mayor Joe Deets to schedule the formal conferral as an agenda item at an upcoming Council meeting, **prior to June 15, 2022**. Thank you for taking the opportunity to review the attached materials to assist you prior to that meeting. Enclosed is a project description and location, vicinity, and project maps.

Please let me know if you have any questions or need additional information about this acquisition proposal. We appreciated your assistance!

I can be reached at (206) 724-1478 or brenda@bi-landtrust.org

Sincerely,



Brenda Padgham
Conservation Director
Bainbridge Island Land Trust

Attachments: Project Description
Maps: Vicinity Map, Project Area, Conservation Values, Public Access Trail concept

Cc: Christine Brown, City Clerk
cbrown@bainbridgewa.gov

Roz Lassoff, Executive Assistant
rlassoff@bainbridgewa.gov

For reference:

RCW 79A.15.110

Review of proposed project application.

State or local agencies or nonprofit nature conservancies shall review the proposed project application and confer with the county or city with jurisdiction over the project area prior to applying for funds for the acquisition of property under this chapter. The appropriate county or city legislative authority may, at its discretion, submit a letter to the board identifying the authority's position with regard to the acquisition project. The board shall make the letters received under this section available to the governor and the legislature when the prioritized project list is submitted under this chapter.

RCW 79A.15.010

"Confer" means a dialogue between project sponsors and local county and city officials with the purpose of early review of potential projects. The dialogue may include any matter relevant to a particular project, which may include but need not be limited to: Project purpose and scope; project elements; estimated project cost; costs and benefits to the community; plans for project management and maintenance; and public access.

Local Plans (this is a partial list) that identify goals or objectives achieved by implementing the Rockaway Bluff Project:

1. Bainbridge Island Land Trust Conservation Plan 2018

A major focus of the Land Trust’s conservation efforts is on preservation of habitat networks. Our modeling of interior forest core habitats on Bainbridge Island found that the Rockaway Bluff Preserve encompasses much of the single remaining forest core area in this major lobe of the Island between Eagle and Blakely Harbors, and this forest core connects with a complex network of wetlands and streams to link this Preserve to the harbors to the north and south and westward into the core of the Island through the large protected forests and wetlands of Blakely Harbor Park, IslandWood, and our Cougar Creek Preserve. When applying the Land Trust’s Conservation Values Index (mapped across the Island based on the forest habitat networks combined with other sensitive terrestrial and shoreline habitats, stream and aquatic resources, sensitive species nesting areas, etc.), the sum of CVI values ranks this preserve in the top 8 of high-conservation-value properties on the Island that are not already protected (top 0.07% of all Island parcels).

2. Bainbridge Island Metropolitan Parks and Recreation District Comprehensive Plan 2020 relevant goals

Chapter 2 Goals and Objectives includes the following regarding Natural Area Parks and Open Space:

Wildlife habitat:

- Identify and conserve critical wildlife habitat including nesting sites, foraging areas, and migration corridors within or adjacent to natural areas, open spaces, and buffers from developing urban areas.
- Preserve sensitive habitat sites that support threatened species and urban wildlife habitat.

Natural areas:

- Preserve and protect significant environmental features including unique wetlands, open spaces, woodlands, shorelines, waterfronts and other characteristics that support wildlife and reflect the island’s environmental systems.
- Provide public access to environmentally significant areas and sites that are especially unique to the island.

Forest lands

- Identify and conserve forest cover and the scenic attributes woodlands provide.
- Identify and preserve prime examples of heritage forests on the island.
- Manage forests for a healthy sustainable ecosystem.

Open spaces

- Define and conserve a system of open space corridors or separators to provide definition between natural areas and urban land uses on the island consistent with public values and State of Washington Growth Management Act strategies.
- Cooperate with other public and private agencies, such as the Bainbridge Island Parks Foundation, the Bainbridge Island Land Trust, and with private landowners to set aside land and resources necessary to provide high quality open space, trail, and park facilities before the most suitable sites are lost to

- development, and particularly private lands in and around significant wildlife, woodlands, and shoreline areas.
- Preserve unique environmental features or areas in future land developments and increase public use and public access. Cooperate with other public and private agencies and with private landowners to set aside unique features or areas as publicly accessible resources, such as nonprofits, IslandWood and the Bloedel Reserve.

Chapter 6. Levels of Service, Natural Areas: Recommends adding 424 acres of natural areas by 2040 to maintain the current level of service for the projected 32% increase in population, with criteria including “critical hillsides”. The Rockaway Bluff Preserve includes critical steep slope above Rockaway Beach Road NE.

2020 Trail Vision Plan: A potential trail corridor is identified to connect Pritchard Park to Blakely Harbor Park in the Rockaway Bluff vicinity. The future trail network could include a loop within the Rockaway Bluff Preserve.

3. City of Bainbridge Island Comprehensive Plan, adopted February 2017

The Comprehensive Plan incorporates goals and policies that guide the community toward the protection of our forests and watershed. The Comprehensive Plan’s Vision of the Future section states, “Bainbridge Island’s people reflect a range of ages, ethnicities, household sizes, livelihoods and personal aspirations – we are 28,660 individuals who share a strong sense of community and a commitment to environmental stewardship. . .”

The Comprehensive Plan incorporates goals and policies that guide the community toward that vision, including these overriding principles of the plan:

- Preserve the special character of the Island
- Protect fragile water resources

The Comprehensive Plan’s Environmental Element states:

The public parklands, *open spaces*, and other natural areas contribute to the quality of life on the Island.

- Environment Goal EN-1
 - Preserve and enhance Bainbridge Island’s natural systems, natural beauty and environmental quality.
- Environmental GOAL EN-5
 - Protect and enhance wildlife, fish resources and ecosystems
- Policy EN 5.4
 - Protect *fish and wildlife habitat* and limit fragmentation of habitat that physically and genetically isolates fish and wildlife populations by identifying an interconnected system of corridors that will provide continuous links east to west and north to south connecting larger tracts that are important habitat.
- Policy EN 10.2
 - Encourage the retention of existing trees and vegetation and the planting of new trees and vegetation that provides natural filtration of suspended particulate matter, removes carbon dioxide and improves air quality.
- Goal EN-18
 - Encourage the retention of *forest land* and multiple-aged forests since healthy forests provide many ecological benefits to all forms of life on the Island and help mitigate climate change.

4. **City of Bainbridge Island Open Space Study 2008**

- The Rockaway Bluff Project Area was identified as a priority open space area (the highest of the Low Priority category for Open Space Protection; Figure 2.3-1)
- The Protection Focus Area of this project is identified as High vulnerability for development (Figure 2. 2-4)

5. **Suquamish Tribe: State of our Watersheds Report, 2016**

The plan recognizes the need to retain forest canopy to protect watershed health, reduce storewater runoff and be resilient to climate impacts. The report identifies the Rockaway Bluff Preserve area as having “good forest conditions with 65-75% closed canopy cover”, but with a decline in forest cover noted between 2006 and 2011.

6. **City of Bainbridge Island Non-Motorized Transportation Plan 2008**

Non-Motorized System Plan Map D: shows a trail connection zone along the western boundary of the Rockaway Bluff Preserve that could be implemented through this project

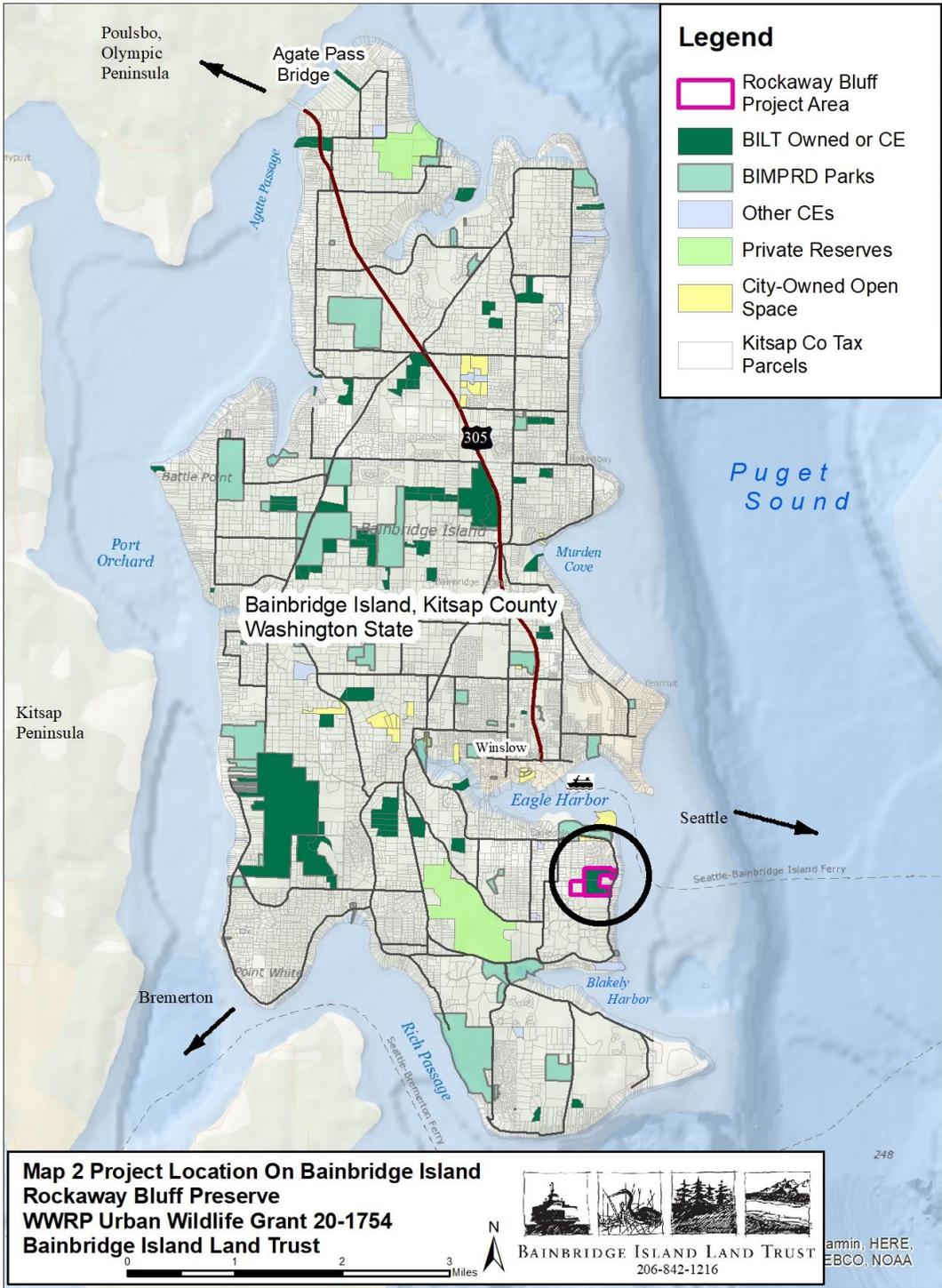
7. **Puget Sound Regional Council Regional Open Space Conservation Plan 2018**

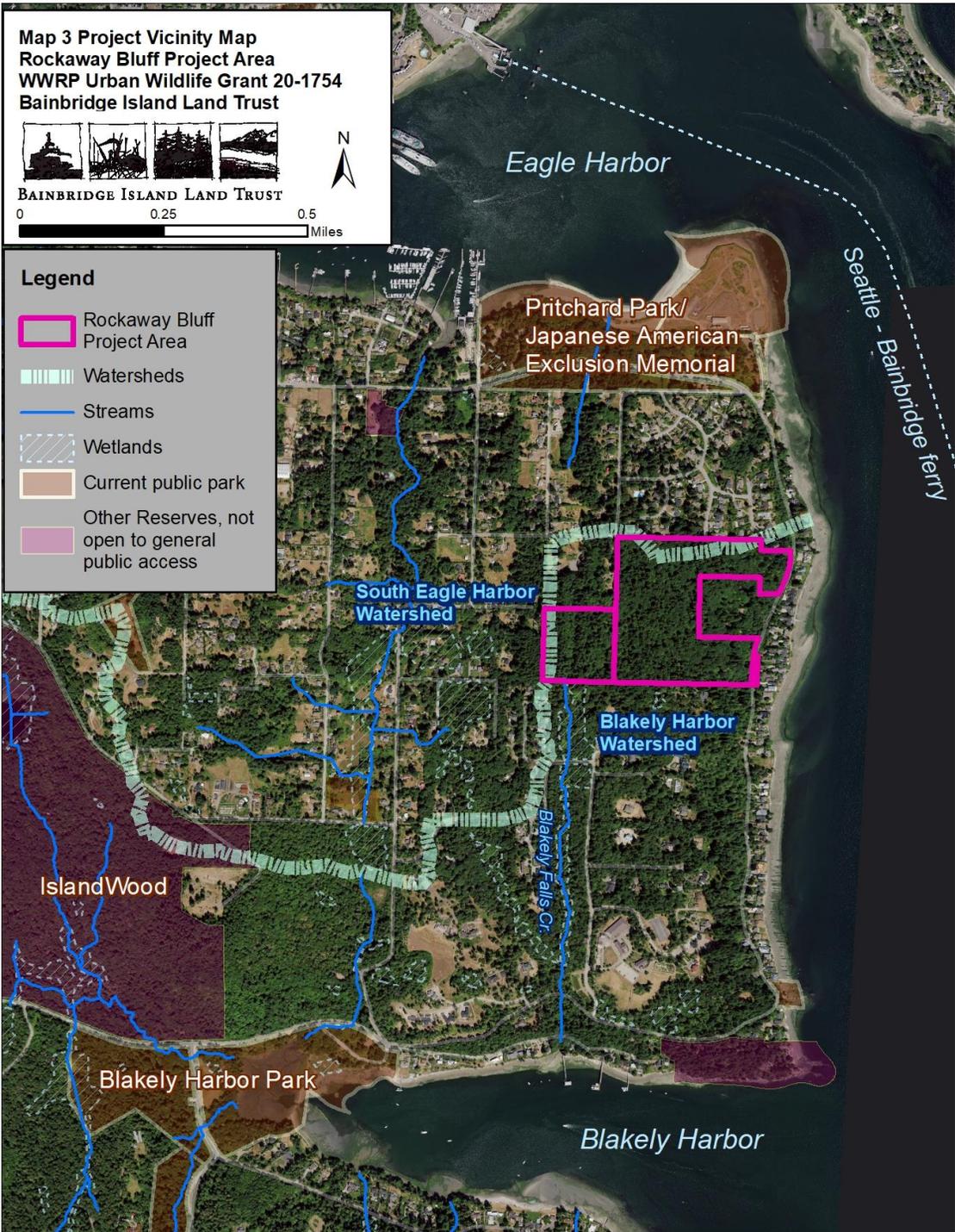
Appendix E Urban Open Space Needs

- The Rockaway Bluff Project Area lies in the center of an identified census block group without park access.

Rockaway Bluff Preserve Project Description

The Bainbridge Island Land Trust (Land Trust) seeks to permanently protect the 45-acre Rockaway Bluff Preserve, an exceptional forest and wetland lying above Rockaway Beach on Bainbridge Island, Kitsap County, WA. Stewarded for decades by an Island family, the preserve forms the core of an extraordinary intact but unprotected upland forest featuring a high canopy of over four-foot diameter trees that is one's first visual impression of the Island from the Seattle-Bainbridge Island ferry as it heads into Eagle Harbor. The Preserve, hosting diverse habitats, is refuge for many species, particularly birds, who are displaced from North American Pacific Maritime habitats lost to Seattle-area and local and regional development. This project is a scarce opportunity to protect one of the last few remaining intact and unprotected parcels over 30 acres in size on the Island, preserving an important core of mature forest habitat, permanently protecting a key part of a complex habitat network, and supporting watershed functions. Left unprotected, these lands are zoned for up to 21 homes. The Land Trust is seeking preservation of these lands for the community as wildlife habitat and as passive public use space. The Preserve is located in-between two already conserved public parks - Pritchard Park and Blakely Harbor Park - providing an opportunity not only for preserving permanent wildlife habitat connectivity, but also a pedestrian trail network, serving both local and Puget Sound citizens.









April 27, 2022

TO: Jane Stone, Executive Director and Brenda Padgham, Conservation Director
Bainbridge Island Land Trust
P.O Box 10144
Bainbridge Island, WA 98110

Washington Recreation and Conservation Office
Washington Wildlife and Recreation Urban Wildlife Grant Program
P.O. 40917
Olympia, WA 98504-0917

RE: City of Bainbridge Island Letter of Support
Rockaway Bluff Preserve RCO Grant Application #20-1754
Washington Wildlife and Recreation Urban Wildlife Grant

The Bainbridge Island Land Trust is applying for an amended grant through the Washington Wildlife and Recreation Program (WWRP) Urban Wildlife – Project 22-1518A, entitled the Rockaway Bluff Preserve - to fully acquire and manage a total of 45 undeveloped acres above Rockaway Beach, located on Bainbridge Island, Kitsap County, Washington.

All members of the City of Bainbridge Island City Council received a project description and maps about the project from the Bainbridge Island Land Trust on March 29, 2022 in order to begin their conferral process with the City. On April 26, 2022, the City of Bainbridge Island, during a regular City Council meeting reviewed the project proposal.

The Rockaway Bluff Preserve project helps accomplish a number of provisions within the City of Bainbridge Island's adopted 2017 Comprehensive Plan, which states, in our Vision of the Future section: Bainbridge Island's people reflect a range of ages, ethnicities, household sizes, livelihoods and personal aspirations – we are 28,660 individuals who share a strong sense of community and a commitment to environmental stewardship.

The Comprehensive Plan incorporates goals and policies that guide the community toward that vision, including these overriding principles of the plan:

- Preserve the special character of the Island
- Protect fragile water resources

Furthermore, the Comprehensive Plan's Environmental Element states:

The public parklands, open spaces, and other natural areas contribute to the quality of life on the Island.

- Environment Goal EN-1
 - Preserve and enhance Bainbridge Island's natural systems, natural beauty and environmental quality.
- Environmental Goal EN-5
 - Protect and enhance wildlife, fish resources and ecosystems.
- Policy EN 5.4
 - Protect fish and wildlife habitat and limit fragmentation of habitat that physically and genetically isolates fish and wildlife populations by identifying an interconnected system of corridors that will provide continuous links east to west and north to south connecting larger tracts that are important habitat.
- Policy EN 10.2
 - Encourage the retention of existing trees and vegetation and the planting of new trees and vegetation that provides natural filtration of suspended particulate matter, removes carbon dioxide and improves air quality.
- Goal EN-18
 - Encourage the retention of forest land and multiple-aged forests since healthy forests provide many ecological benefits to all forms of life on the Island and help mitigate climate change.

Additionally, the Comprehensive Plan's Land Use Element includes:

- Policy LU 4.9
 - Coordinate the City's planning programs and development regulations concerning open space preservation with the efforts of appropriate organizations to identify and prioritize conservation and open space opportunities, and to acquire and administer conservation easements.

Also in support, the Bainbridge Island Municipal Code, Section 18.06.020, Purpose of individual residential districts states:

- The purpose of the residential districts is to provide for housing at various densities while preserving the unique character of the island, promoting sustainable development, and minimizing negative impacts of new residential development on surrounding areas.
- Subsection A of this Code Section states, Residential 0.4 (R-0.4). The purpose of the R-0.4 zone is to provide low-density housing in an environment with special Island character consistent with other land uses, such as agriculture and forestry, and the preservation of natural systems and open space. The low density of housing does not require the full range of urban services and facilities.

Therefore, the proposal to apply for a grant to permanently preserve the total 45-acre site is consistent with zoning and the goals and policies of the City's adopted Comprehensive Plan. The City sees no negative issue or inconsistency with this preservation proposal and the Comprehensive Plan or Zoning.

Lastly, the City of Bainbridge Island Open Space Study 2008 identified the Rockaway Bluff Preserve area as a priority open space area, and an area of high vulnerability for development.

To that end, the City of Bainbridge Island submits this communication providing our support for the Rockaway Bluff Preserve project as we believe this new preserve will help achieve many goals and intentions articulated in the City's Comprehensive and Open Space plans.

The City appreciates and acknowledges the Bainbridge Island Land Trust's efforts to achieve this substantial conservation gain for our Island and Puget Sound and the over 1500 households who have recently expressed financial support of the Land Trust's efforts. We encourage the Washington Recreation and Conservation Washington Wildlife and Recreation Urban Wildlife Grant Program to partner with our community and provide financial support to help this valuable project become a reality.

Sincerely,

Blair King, City Manager

280 Madison Avenue North
Bainbridge Island, Washington 98110-1812
www.bainbridgewa.gov
bking@bainbridgewa.gov
206.842.2545



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 5 Minutes

AGENDA ITEM: Consider Interlocal Agreement with the Bainbridge Island Metropolitan Park and Recreation District in Preparation for a New Sail Float Attached to the City Dock - Public Works,

SUMMARY: Staff are requesting that the City Council consider authorizing the City Manager to enter into an Interlocal Agreement with the Bainbridge Island Metropolitan Park and Recreation District for a new sail float attached to the City Dock.

AGENDA CATEGORY: Interlocal Agreement **PROPOSED BY:** Public Works

RECOMMENDED MOTION: Authorize the City Manager to enter into an Interlocal Agreement with the Bainbridge Island Metropolitan Park and Recreation District for a new sail float attached to the City Dock.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	N/A
Ongoing Cost:	N/A
One-Time Cost:	N/A
Included in Current Budget?	No

BACKGROUND: In 2017 the City and the Washington State Department of Natural Resources entered into an Aquatic Lands Lease Agreement for an area within Eagle Harbor for the construction of the City Dock at Waterfront Park, and maintaining a floating dock owned and maintained by the Bainbridge Island Metropolitan Park and Recreation District (BIMPRD). The District uses the floating dock to store and launch small sailboats for youth and adult sailing programs.

The City would like the float to be relocated in order to provide more room for boating activity associated with the dock.

The District's preferred option for relocating the float is to replace it with an extension to the dock, which would also place it within the DNR Lease Area. The District commissioned a study to determine the viability and estimated cost of the dock extension option, and believes the option is viable and affordable.

The District is currently seeking grant funding for the design and construction of the dock extension, and the attached Interlocal Agreement would provide the necessary documentation to the granting agencies that the District has "site control" of the preferred location. Upon execution of this Agreement, if they have not already done so, the City and the District will execute a sublease agreement under the DNR Lease to allow the Float to remain in the DNR Lease Area for the duration of the DNR Lease.

The City's Harbormaster, who manages the City Dock, was consulted about the proposed configuration, and her opinion was that the dock extension is a preferred option for the City due to the increased safety for boaters.

ATTACHMENTS:

[ILA for Relocation of Sailing Float.docx](#)

FISCAL DETAILS: The District will be solely responsible for all costs.

Fund Name(s):

Coding: N/A

Interlocal Agreement for Relocation of Sailing Float

This **Interlocal Agreement for Relocation of Sailing Float** (“Agreement”) is made and entered into by and between the City of Bainbridge Island (“City”), a Washington State municipal corporation, and Bainbridge Island Metropolitan Park and Recreation District (“District”), a Washington State municipal corporation. This agreement is entered into pursuant to the Interlocal Cooperation Act, Chapter 39.34 RCW.

RECITALS

- A. In 2017 the City and the Washington State Department of Natural Resources entered into an Aquatic Lands Lease No. 20-A85592 (“DNR Lease”) for an area within Eagle Harbor (“DNR Lease Area”).
- B. The District owns a sailing float (“Float”) that is moored within the DNR Lease Area. The District uses the Float to store and launch small sailboats for youth and adult sailing programs.
- C. The City would like the Float to be relocated in order to provide more room for the additional boating activity that is expected as a result of the recently constructed dock at Waterfront Park (“Dock”).
- D. The District’s preferred option to relocate the Float is to replace it with an extension to the Dock (“Dock Extension Option”). Attached hereto as Exhibit A are December 2021 concept drawings by PND Engineers, Inc. of the Dock Extension Option. Under the Dock Extension Option, the Float would remain in the DNR Lease Area.
- E. The District commissioned a study to determine the viability and estimated cost of the Dock Extension Option. Based on the study, the District believes the Dock Extension Option is viable and affordable.
- F. The City supports the Dock Extension Option and accordingly will assist the District to facilitate it as set forth in this Agreement.
- G. This Agreement will assist the District in obtaining grant funding for the Dock Extension Option.

AGREEMENT

The City and the District hereby agree as follows:

1. The Recitals are incorporated herein by reference.
2. No separate legal entity will be created in connection with this Agreement.
3. The City and the District are designated as co-administrators of this Agreement.
4. The purpose of this Agreement is to facilitate the relocation of the Float by way of the District’s implementation, with the City’s assistance, of the Dock Extension Option.
5. This Agreement shall become effective upon execution by the City and the District and continue in full force and effect until terminated. Either party may terminate this Agreement at any time upon ninety (90) days’ advance written notice to the other party. If not earlier terminated, this Agreement shall terminate automatically upon completion of the Dock Extension Option.

6. The District will be solely responsible for all costs in connection with implementation of the Dock Extension Option, and will maintain a budget therefor in accordance with its standard accounting procedures.
7. The District will obtain all necessary approvals and permits for the Deck Extension Option.
8. The City will process all necessary approvals and permits for the Dock Extension Option as expeditiously as possible.
9. Upon execution of this Agreement, if they have not already done so, the City and the District will execute a sublease agreement under the DNR Lease to allow the Float to remain in the DNR Lease Area for the duration of the DNR Lease. If in the future the DNR Lease is extended or renewed, in each such instance the City and District will extend or renew the sublease agreement to allow the Float to remain in the DNR Lease Area for the duration of the extended or renewed DNR Lease. This section will survive the termination of this Agreement and be applicable and enforceable thereafter.
10. The District will arrange for and supervise all construction activity for the Dock Extension Option. The District will obtain and maintain, for the duration of construction of the Dock Extension Option, appropriate insurance for property damage and liability with adequate limits of coverage. The District shall defend, indemnify, and hold the City, its officers, officials, employees and volunteers harmless from any and all claims, injuries, damages, losses, liens or suits, including attorney fees, arising out of or resulting from the acts, errors, or omissions of the District, its agents or contractors in connection with construction of the Dock Extension Option; provided, however, that if such claims, injuries, damages, losses, liens or suits are caused by or result from the concurrent negligence or willful misconduct of the City, its officers, agents, employees and/or volunteers, then this indemnity provision shall be valid and enforceable only to the extent of the negligence or willful misconduct of the District, its agents and/or contractors. This section will survive the termination of this Agreement and be applicable and enforceable thereafter.
11. Upon completion of the Dock Extension Option, the Float and all facilities connecting the Float to the Dock will be deemed to be owned by, and the sole and separate property of, the District. This section will survive the termination of this Agreement and be applicable and enforceable thereafter.
12. Unless stated otherwise herein, all notices shall be in writing and sent (via registered or certified mail, postage pre-paid) or hand-delivered to the parties at their addresses as follows:

To the City:	City of Bainbridge Island 280 Madison Avenue North Bainbridge Island, WA 98110 Attention: City Manager
To the District:	Bainbridge Island Metropolitan Park and Recreation District 11700 NE Meadowmeer Circle Bainbridge Island, WA 98110 Attention: Executive Director
13. This Agreement shall be filed with the Kitsap County Auditor or, alternatively, listed by subject on the City's and the District's websites or other electronically retrievable public sources.

14. If a court of competent jurisdiction holds any part, term, or provision of this Agreement to be illegal or invalid, in whole or in part, the validity of the remaining provisions shall not be affected, and the parties' rights and obligations shall be construed and enforced as if the Agreement did not contain the particular provision held to be invalid. If any provision of this Agreement is in direct conflict with any statutory provision of the State of Washington, that provision which may conflict shall be deemed inoperative and null and void insofar as it may conflict and shall be deemed modified to conform to such statutory provision.
15. This Agreement, together with Exhibit A, represents the entire and integrated agreement between the parties and supersedes all prior negotiations, representations, or agreements, either written or oral. This Agreement may be amended, modified, or added to only by written instrument signed by both parties. To the extent there is a conflict between this Agreement and the January 2018 Memorandum of Agreement between the City and the District regarding the Float, the City and the District will work to resolve those issues in good faith.
16. This Agreement shall be governed by and construed in accordance with the laws of the State of Washington. Venue for any action to enforce or interpret this Agreement shall lie exclusively in the Superior Court of Washington for Kitsap County. This section will survive the termination of this Agreement and be applicable and enforceable thereafter.
17. This Agreement is entered into for the benefit of the City and the District. In executing this Agreement, the City and the District do not confer any benefits, direct or implied, on any third parties.

BAINBRIDGE ISLAND METROPOLITAN
PARK AND RECREATION DISTRICT

By: _____

Terry Lande, Executive Director

Date: _____

CITY OF BAINBRIDGE ISLAND

By: _____

Blair King, City Manager

Date: _____



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 5 Minutes

AGENDA ITEM: Consider Resolution No. 2022-18 to Set a Public Hearing Date to Consider Vacation of Portions of Ward Avenue NE and NE Ewing Street - Public Works,

SUMMARY: On March 14, 2022, the City received a petition to vacate portions of Ward Avenue NE and NE Ewing Street from property owners of record, Varily Isaacs and Tracey Artiss. Resolution No. 2022-18 sets a public hearing date of June 14, 2022, related to the proposed road vacation and rededication.

AGENDA CATEGORY: Resolution

PROPOSED BY: Public Works

RECOMMENDED MOTION: Approve Resolution No. 2022-18 setting a public hearing date of June 14, 2022, related to a road vacation of portions of Ward Avenue NE and NE Ewing Street.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	N/A
Ongoing Cost:	
One-Time Cost:	N/A
Included in Current Budget?	No

BACKGROUND: This item was originally approved by City Council at their April 12, 2022 meeting. Due to limitations related to the City's ability to meet the public notice requirements for the original hearing date of May 24, 2022, Resolution No. 2022-18 proposes to reschedule the public hearing to June 14, 2022.

A petition to vacate portions of Ward Avenue NE and NE Ewing Street was received by the City on March 14, 2022 from petitioners Varily Isaacs and Tracey Artiss. As required by state law, the Public Works Department processed the petition and certifies it to be sufficient.

The purpose of this proposed road vacation is to correct the misalignment of Ward Avenue NE due to significant segments of the existing physical roadway are located outside of the platted right-of-way (see green highlights abutting Ward Avenue NE), as well as significant segments of private property are located inside the platted right-of-way (see blue highlights). See also attached Exhibit A to Resolution No. 2022-18.

To correct the roadway misalignment, this proposal includes the blue highlighted area (private) abutting Ward Avenue NE to be swapped with the proposed green highlighted area (public) abutting NE Ewing Street.

The Director of Public Works has accepted the appraisal prepared by George A. Brooks on July 7, 2021. Pursuant to BIMC 12.34.130, the proposed road vacation abutting Ward Avenue NE is associated with a land use action required by the City as a condition to the permit approval; therefore, the owners of the property abutting 5705 Ward Avenue shall not be required to pay compensation for the area to be vacated abutting Ward Avenue NE. The associated land use action is a deck addition and front porch overhang (BLD 23811). The proposed road vacation abutting NE Ewing Street is not associated with a land use action; however, is associated with the proposed swap to correct the misalignment of the roadway. Since this proposal includes a swap and associated land use action, no additional compensation will be needed prior to the final reading of the proposed road vacation ordinance.

The next required step is to schedule a public hearing. Pursuant to BIMC 12.34.060, the City Council, within 30 days of receipt of the petition, shall by resolution, fix the time and place for a public hearing which time shall not be more than 60 days nor less than 20 days of the adoption of the resolution; therefore, the public hearing date will be June 14, 2022.

Public notices will be mailed and/or posted at least twenty (20) days prior to the public hearing date. Public Works has prepared a staff report which includes comments received to date from outside agencies, utilities, and City departments.

ATTACHMENTS:

[Resolution No. 2022-18 Setting Public Hearing for Ward Ave NE NE Ewing Road Vacation.docx](#)

[Resolution No. 2022-18 EXHIBIT A.docx](#)

[Ward Ave NE NE Ewing Road Vacation Staff Report.docx](#)

[Ward Ave NE NE Ewing Comments.pdf](#)

FISCAL DETAILS: N/A

Fund Name(s):

Coding: N/A

RESOLUTION NO. 2022-18

A RESOLUTION of the City of Bainbridge Island, Washington, fixing a date for a public hearing to consider vacating portions of Ward Avenue NE and NE Ewing Street.

WHEREAS, the City has received a petition to vacate and rededicate portions of Ward Avenue NE and NE Ewing Street from Varily Isaacs and Tracey Artiss, owners of Property Tax Lot Nos. 352502-2-022-2004, 4165-004-001-0103 and 4165-004-003-0002, adjacent to the subject portions of Ward Avenue NE and NE Ewing Street, pursuant to Chapter 12.34 of the Bainbridge Island Municipal Code (“BIMC”); and

WHEREAS, in accordance with BIMC 12.34.060, the Director of Public Works has found that the petition has been signed by more than two-thirds of the owners of the parcels abutting the portion of the street proposed to be vacated and brings the petition to the City Council to set a date for a public hearing on the proposed vacation; and

WHEREAS, the City of Bainbridge Island City Council passed Resolution No. 2022-14 setting a public hearing date for the subject road vacation for May 24, 2022; and

WHEREAS, the City was unable to meet the required public notice deadlines in time for the May 24, 2022 public hearing;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The petition meets the sufficiency requirements of RCW 35A.01.040.

Section 2. Pursuant to BIMC 12.34.060, the date and time of **June 14, 2022**, at 6:00 PM, or as soon thereafter as the matter may be heard, is hereby established as the date on which the Bainbridge Island City Council will hold a public hearing to consider the proposed vacation and rededication of portions of Ward Avenue NE and NE Ewing Street, portion of, depicted on the attached drawing (Exhibit A). The hearing will be held as part of the regular City Council meeting at Bainbridge Island City Hall, in the Council Chambers, located at 280 Madison Avenue North, Bainbridge Island, Washington.

Section 3. Pursuant to RCW 35.79.020 and BIMC 12.34.080, the City Clerk, or the Director of Public Works acting under the direction and supervision of the City Clerk, is hereby directed to give at least 20 days’ notice of the date, time, location, and purpose of the public hearing by: (a) publishing written notice once in the City’s official newspaper; (b) posting a placard in a conspicuous place at each end of the street sought to be vacated; (c) mailing written notice to all petitioners at the addresses on the petition and all owners of property abutting the street proposed to be vacated, as shown on the records of the Kitsap County Assessor; and (d) posting written notice in three prominent public places throughout the City.

PASSED by the City Council this _____ day of April, 2022.

APPROVED by the Mayor this _____ day of April, 2022.

Joe Deets, Mayor

ATTEST/AUTHENTICATE:

Christine Brown, MMC, City Clerk

FILED WITH THE CITY CLERK:	April 22, 2022
PASSED BY THE CITY COUNCIL:	April ____, 2022
RESOLUTION NO.	2022-18

Exhibit A: Map

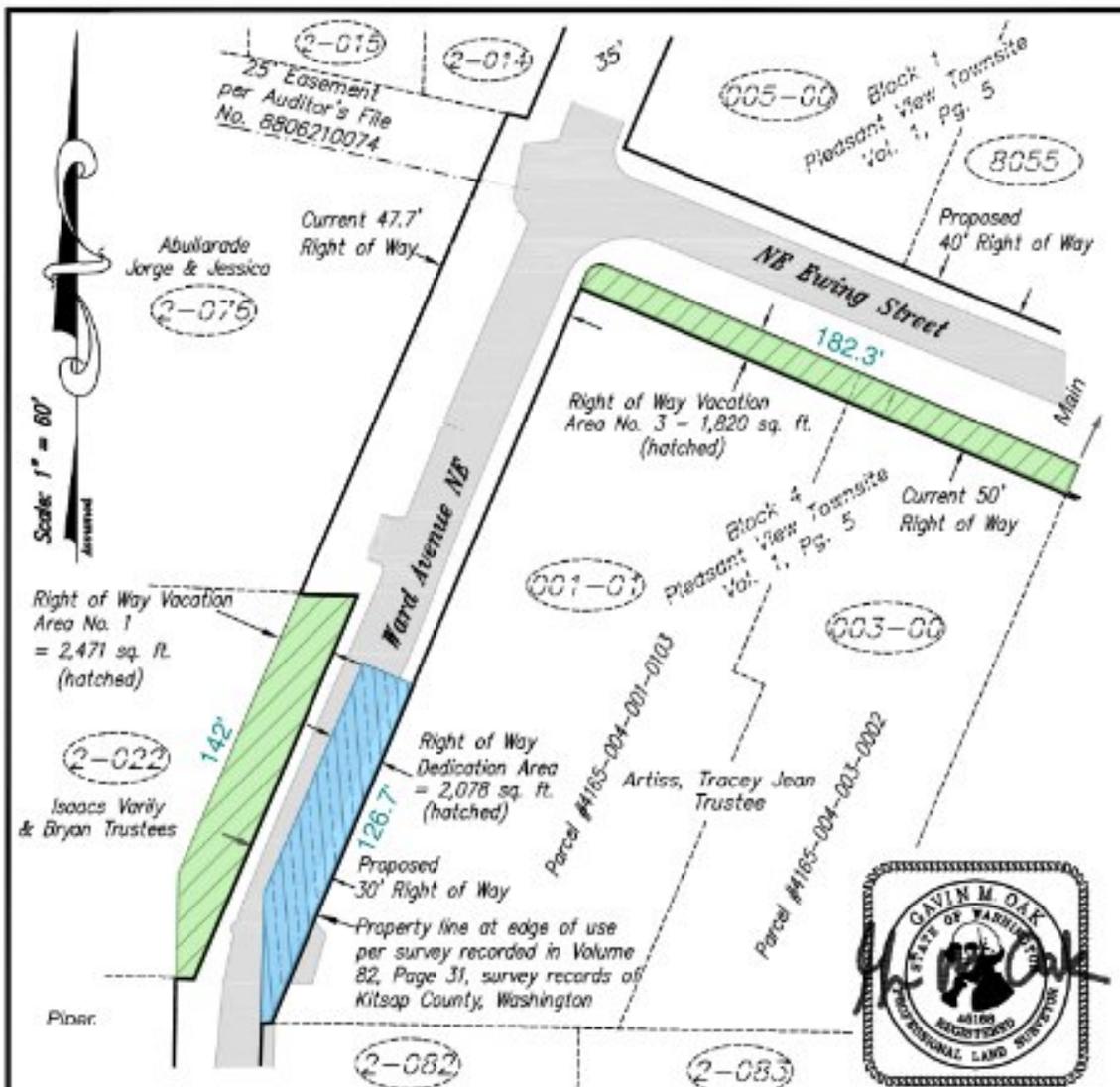


EXHIBIT A
Map of Right of Way Vacation/Dedication Areas
 a portion of
Government Lot 2
SEC.35, T.25N., R.2E., W.M.

Legend City of Bainbridge Island, Kitsap County, Washington

- = Asphalt pavement surface
- = Abbreviated Kitsap County Tax Parcel Number

ADAM • GOLDSWORTHY • OAK
A G O LAND SURVEYING, LLC
 DRAWING 6667ROW DATE 9/1/21

Proposed Vacated Area Proposed Dedicated Area



CITY OF
BAINBRIDGE ISLAND

Public Works Department Memorandum

Date: March 30, 2022
To: City Council
From: Chris Wierzbicki, Public Works Director
Subject: Ward Avenue NE & NE Ewing Road Vacation Staff Report

Background

The City of Bainbridge Island received a petition to vacate and rededicate portions of Ward Avenue NE and NE Ewing Street on March 14, 2022. City staff has verified the petition to be sufficient and to move forward with a resolution to set a public hearing date.

The purpose of this proposed road vacation is to correct the misalignment of Ward Avenue NE due to significant segments of the existing physical roadway are located outside of the platted right-of-way.

Proposed Resolution No. 2022-18 is pending approval at the April 12, 2022 City Council Business meeting setting a public hearing date of June 14, 2022.

The following tax parcels abut the proposed vacation areas: 352502-2-022-2004, 4165-004-001-0103 and 4165-004-003-0002. See Exhibit A to Resolution No. 2022-18 depicting the proposed right-of-way vacation area and rededication.

BIMC 12.34.080

Resolution No. 2022-18 pending approval at the April 12, 2022, Business Meeting, sets a public hearing date of June 14, 2022 for the proposed Ward Avenue NE & NE Ewing Road Vacation. Upon approval of Resolution No. 2022-18, City staff will publish a written notice in the city's official newspaper of record, placed signage at each end of the area to be vacated, and mail written notices to all petitioners and all owners of property abutting the street or alley to be vacated 20 days prior to the public hearing date.

Easements

The proposed road vacation ordinance contains a provision retaining or requiring conveyance

of easements for construction, repair, and maintenance of existing and future utilizes and services.

Appraisal:

The Director of Public Works has accepted the appraisal prepared by George A. Brooks dated July 7, 2021. Pursuant to BIMC 12.34.130, the proposed road vacation abutting Ward Avenue NE is associated with a land use action required by the City as a condition to the permit approval; therefore, the owners of the property abutting 5705 Ward Avenue shall not be required to pay compensation for the area to be vacated abutting Ward Avenue NE. The proposed road vacation abutting NE Ewing Street is associated with the proposed land swap to correct the misalignment of the roadway; therefore, no compensation will be required for this proposed road vacation.

Flagging:

The Applicant's surveyor has flagged the proposed road vacation area on site.

BIMC 12.34.110 – City Council decision - Criteria:

Following the public hearing and receipt of the staff report, the City Council shall determine whether to vacate the street or alley and forward the proposed road vacation ordinance for a second and final reading to a future business meeting. The determination shall include, but not be limited to, consideration of the following criteria:

- A. Whether a change of use or vacation of the street or alley will better serve the public
The proposed road vacation/dedication will better serve the public as it is a correction measure to realign the right-of-way for Ward Avenue NE and NE Ewing Street.
- B. Whether the street or alley is no longer required for public use or public access
The platted right-of-way is not required for public use as it is currently mapped on private property, i.e., the abutting property owner's front yard.
- C. Whether the substitution of a new and different public way would be more useful to the public
The proposed road vacation will better serve the public as it is a corrective measure to realign Ward Avenue NE so that the platted and physical roadway is the same.
- D. Whether conditions may so change in the future as to provide a greater use or need than presently exists
This proposal will provide a greater use than presently exists as it's a corrective measure for the roads proper location physically as well as mapped for both private and public property. Once corrected, future design improvements will have accurate records to work with.
- E. Whether objections to the proposed vacation are made by owners of private property (exclusive of petitioners) abutting the street or alley or other governmental agencies or members of the public

The petitioners have spoken with neighbors as well as sent out comment letters to various agencies and utilities and have not received any objections. To date, no objections have been received and most agree that corrective measures are needed for the purposes of maintaining accurate records.

If the city council determines to grant the vacation, the action shall be made by ordinance with such conditions or limitations as the city council deems necessary and proper to preserve any desired public use or benefit. The ordinance may contain a provision retaining or requiring conveyance of easements for construction, repair and maintenance of existing and future utilities and services.

Public, Utility, Agency & Departmental Comments:

Comments regarding the proposed right-of-way vacation were solicited and received from other agencies, utility companies and city departments. The Public Works Department received the following comments to date; see attached comment excerpts.

Planning and Community Development Department:

Planning has no objections as there would be no structures that would become nonconforming as a result of the realignment.

Police Department:

No impacts to police services as a result of proposed changes.

Bainbridge Island Metropolitan Park & Recreation District (BIMPRD):

The Park District sees no concerns with proposed swap and realignment.

Comcast:

Comcast has overhead plant on Puget Sound Energy's poles in area to be vacated; a maintenance easement will need to be retained.

Kitsap County Health Department - Water

The proposed road vacation abutting properties are served by private wells.

Century Link:

Century Link has no objections to the proposed road vacation as long as a maintenance easement remains in place with the stipulation that if Century Link facilities are damaged, the applicant will bear the cost of relocation and/or repair of said facilities.

Public Works Staff Recommendation:

Public Works has no objections to this proposed road vacation and recommends approval to correct the road misalignment as it currently exists.

- Application
- Drawings
- Legal Description
- Flagging
- Petition
- Application Fee
- Comment Letters
- Easements



City of Bainbridge Island
Application for Rights-of-Way Vacation

To: City Clerk, City of Bainbridge Island

APPLICANT: Varily Isaacs

ADDRESS: Varily Isaacs, 5705 Ward Ave NE, Bainbridge Island, WA

Tracey Jean Artiss, 5700 Ward Ave NE, Bainbridge Island, WA 98110

Cell Phone: Varily Isaacs, 408-332-8928

Fax: N/A

Cell Phone: Tracey Jean Artiss 805-448-9594

Fax: N/A

E-Mail: varilyisaacs@gmail.com

E-Mail: artissta@me.com

- Survey
- Vicinity Map
- Plat Map showing area to be vacated & front footages per tax parcel
- Legal description of area to be vacated

- Flagging
- Petition to vacate the rights-of-way
- Application Fee (Non-Refundable)
E-Receipt #699216
- Utility & Other Agency Comment Letters

PARCEL LOCATION: (Give brief description of geographic location)

Subject area is Ward Ave NE and NE Ewing St., located on Bainbridge Island, in the Eagledale neighborhood, on the south side of Eagle Harbor.

Fronting Street: Ward Ave NE & NE Ewing St.

Adjacent or Nearest Street Intersection: Eagle Harbor Drive and Ward Ave NE

Comprehensive Plan Map Designations: Residential - 2

Current Zoning: R-2

Explain basis for request to vacate the City rights-of-way:

The right-of-way in this area was dedicated in 1894 and 1904. The dedicated right-of-way does not match the existing roadway and as a result the right-of-way boundary extends into the front yards of several residences and abuts the historic house at 5705 Ward Ave NE

The owner of parcel number 352502-2-022-2004 (Isaacs) have submitted an application for home improvements and the right-of-way needs to be vacated to meet the setback requirements.

The owner of parcel number 4165-004-001-0103 (Artiss) has a portion of the property encumbered by the existing roadway (Ward Ave.) and another portion of the parcel is encumbered by an unopened portion of Ewing St. the proposal is to exchange the vacated portion of Ewing St. for a dedication of right-of-way to cover the existing road.

List any easement and/or existing utilities either public or private that abut or cross the proposed vacation:

All utilities are located in the right-of-way or in easement agreement areas (records of Kitsap County).

EXPLANATIONS RELATING TO BIMC 12.34.110:

Explain whether a change of use or vacation of the street or alley will better serve the public:

This proposed road vacation/dedication would better serve the public as it is a corrective measure to realign the right-of-way with the existing roadway for Ward Ave NE and NE Ewing St.

Explain whether the street or alley is no longer required for public use or public access:

The platted right-of-way will not be required for public use; it is currently being used for private purposes, it is the Isaacs' and Artiss' yards.

Explain whether the substitution of a new and different public way would be more useful to the Public:

This proposed road vacation/dedication would better serve the public as it is a corrective measure to realign Ward Ave NE; The proposed partial Ward Ave NE realignment will create a consistent 30' width on Ward Ave NE rather than the current varying widths.

Describe whether conditions may so change in the future as to provide a greater use or need than presently exists:

The proposed road vacation/dedication will provide a greater use than presently exists as it's a corrective measure for the road's proper location on the ground, as well as mapping, for both private and public property. Once corrected, any future design improvements will have accurate data records to utilize.

Discuss whether objections to the proposed vacation are made by owners of private property (exclusive of petitioners) abutting the street or alley or other governmental agencies or members of the general public:

The petitioners have spoken with the neighbors as well as sent out requests for comments to other government agencies regarding the proposed road vacation/dedication and have not heard of any objections; in fact, contacted parties agree that the corrective measures are needed for accuracy purposes.

PROPERTY OWNERS: List names, mailing addresses of all owners of the abutting property(s) that will receive vacated area property:

Varily and Bryan Isaacs
5705 Ward Ave NE
Bainbridge Island, WA 98110

Tracey Jean Artiss
5700 Ward Ave NE
Bainbridge Island, WA 98110

CONTACT PERSON: (to receive all correspondence, advisory reports, hearing notice, etc. via mail and to be primary phone and correspondence contact):

Name: Varily Isaacs

Mailing Address: 136 Magneson Terrace

City: Los Gatos State: CA Zip: 95032

Phone: 408-332-8928 Fax: N/A

Cell Phone: 408-332-8928 E-Mail: varilyisaacs@gmail.com

I hereby state that I am the Applicant, or an Agent for the Applicant, listed above and that the foregoing statements and answers herein made, and all information and evidence herein made, and all information and evidence herewith submitted are in all respects and to the best of my knowledge and belief, true and complete. I understand that the filing fee accompanying this application is non-refundable and is only for the purpose of partially defraying the normal administrative expenses of processing the application, and that the payment of said fee does not result in automatic approval of the vacation requested in this application.

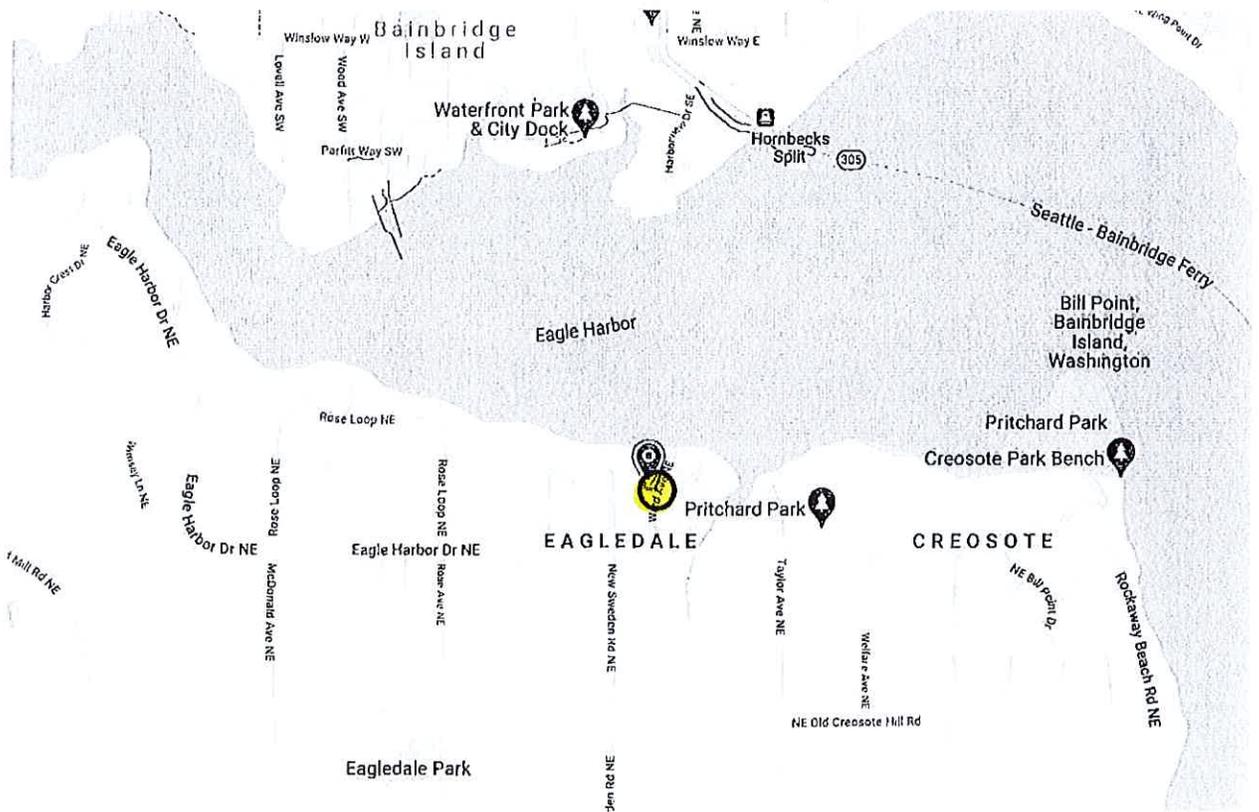
Varily Isaacs
Signature of Applicant

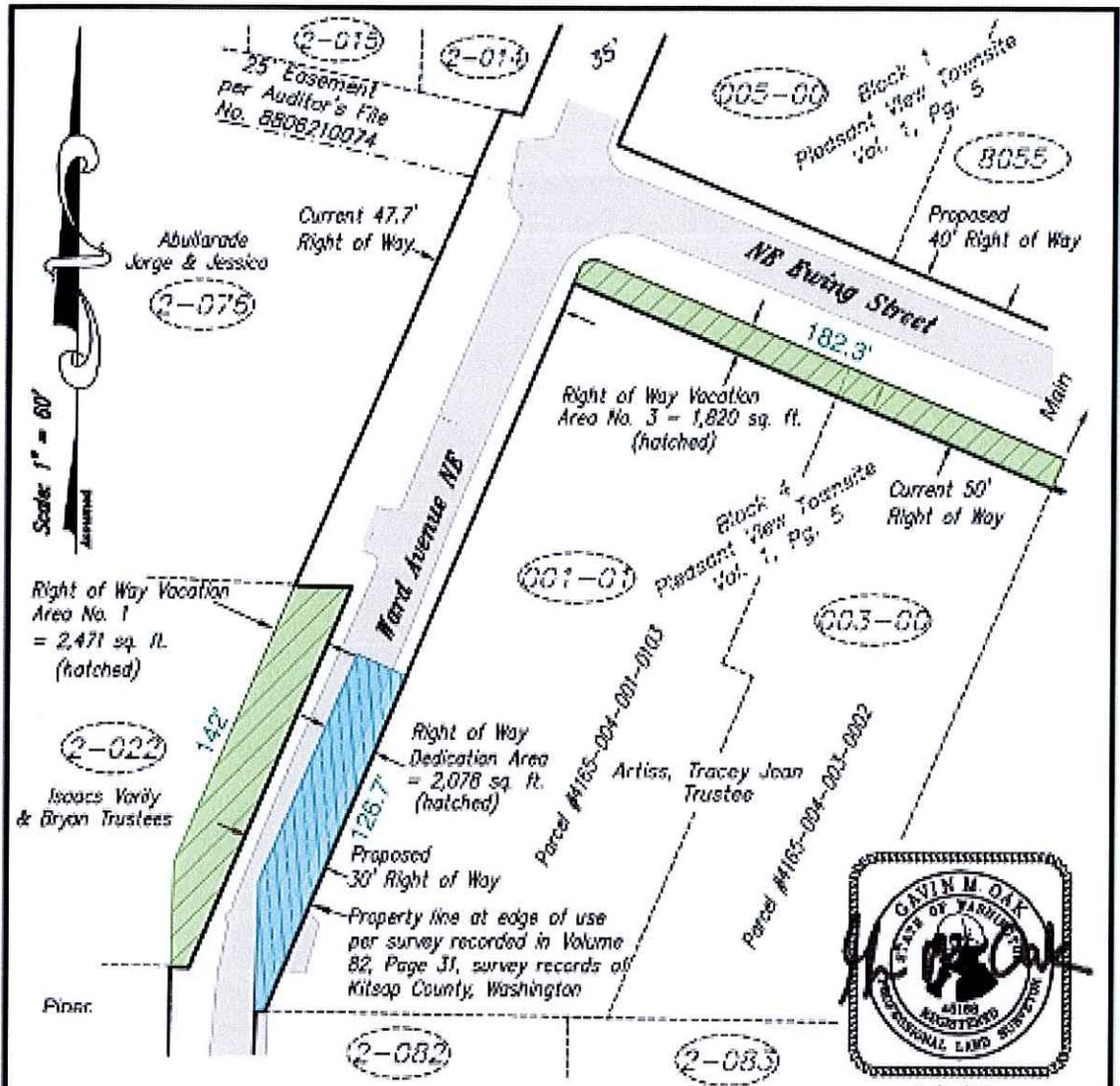
March 14, 2022
Date

VARILY ISAACS
Printed Name of Applicant

Drawings

Vicinity Map





9/1/21

EXHIBIT A
Map of Right of Way Vacation/Dedication Areas
 a portion of
Government Lot 2
SEC. 35, T. 25N., R. 2E., W.M.

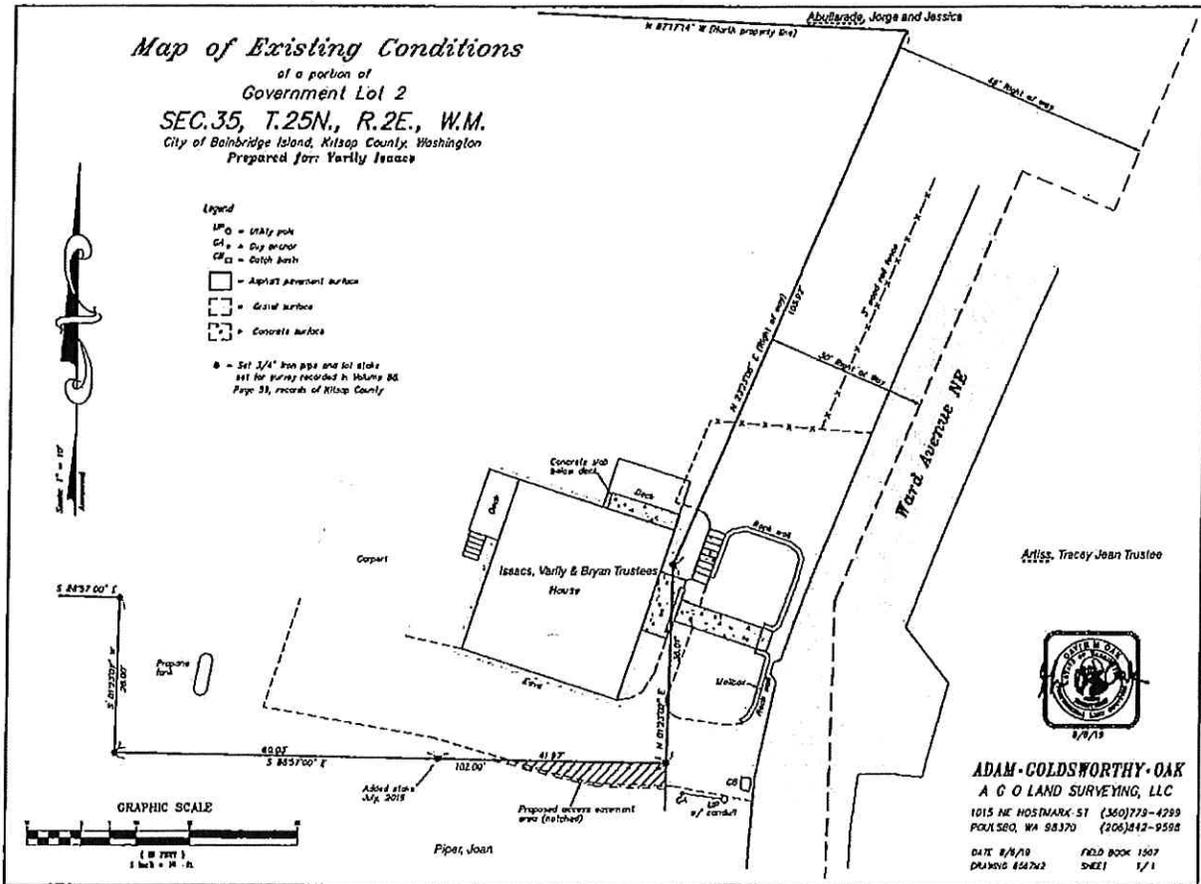
Legend City of Bainbridge Island, Kitsap County, Washington

- = Asphalt pavement surface
- = Abbreviated Kitsap County Tax Parcel Number

ADAM • GOLDSWORTHY • OAK
A G O LAND SURVEYING, LLC
 DRAWING 6667ROW DATE 9/1/21

Proposed Vacated Area Proposed Dedicated Area

Map of Existing Conditions,



Legal Description



Date: March 28, 2022
Job Name: Isaacs/Artiss
Job No.: 18-6667

LEGAL DESCRIPTIONS OF RIGHT OF WAY VACATION & DEDICATION AREAS

DESCRIPTION OF RIGHT OF WAY VACATION AREA NO. 1 (Isaacs)

That portion of Government Lot 2, Section 35, Township 25 North, Range 2 East, W.M., City of Bainbridge Island, Kitsap County, Washington, described as follows:

Commencing at a Standard County Reference Monument at the West quarter corner of said Section 35 from which a 1/2" iron pipe at East quarter corner of said Section 35 bears South 88°57'00" East 5272.78 feet;

Thence along the East-West centerline of said Section 35, South 88°57'00" East 1604.18 feet to the extension of the Westerly right of way line for Ward Avenue NE;

Thence leaving said centerline along said Westerly right of way line, North 01°23'02" East 327.23 feet to a 3/4" iron pipe set by A G O Land Surveying marking the Southeast corner of the parcel surveyed for Varily Isaacs, recorded in Volume 88 of surveys, Page 59, records of Kitsap County and the True Point of Beginning;

Thence continuing along said Westerly right of way line, North 01°23'02" East 36.00 feet to a 3/4" iron pipe set by A G O Land Surveying marking an angle point in the East line of said surveyed parcel;

Thence continuing along said Westerly right of way line, North 23°23'02" East 105.92 feet to a 3/4" iron pipe set by A G O Land Surveying marking the Northeast corner of said surveyed parcel;

Thence along the extension of the North line of said surveyed parcel, South 87°17'14" East 19.67 feet;

Thence leaving said extension of North line, South 22°58'30" West 143.81 feet;

Thence North 88°57'00" West 6.42 feet to the True Point of Beginning.

(Containing 2,471 sq. ft.)

Job Name: Isaacs/Artiss
Job No.: 18-6667

Legal descriptions of right of way vacation & dedication areas continued:

DESCRIPTION OF RIGHT OF WAY VACATION AREA NO. 3 FOR TRACEY ARTISS

That portion of Government Lot 2, Section 35, Township 25 North, Range 2 East, W.M., City of Bainbridge Island, Kitsap County, Washington, described as follows:

Commencing at a Standard County Reference Monument at the West quarter corner of said Section 35 from which a 1/2" iron pipe at East quarter corner of said Section 35 bears South 88°57'00" East 5272.78 feet;

Thence along the East-West centerline of said Section 35, South 88°57'00" East 1634.18 feet to the extension of the Easterly right of way line for Ward Avenue NE;

Thence leaving said centerline along said Easterly right of way line, North 01°23'02" East 357.23 feet;

Thence continuing along said Easterly right of way line, North 23°23'02" East 86.14 feet;

Thence continuing along said Easterly right of way line, South 67°01'30" East 18.55 feet;

Thence continuing along said Easterly right of way line, North 22°58'30" East 150.00 feet to the intersection with the Southerly right of way line for NE Ewing Street and the True Point of Beginning;

Thence along the said Southerly right of way line, South 67°01'30" East 182.50 feet;

Thence leaving said Southerly right of way line, North 22°58'30" East 10.00 feet;

Thence North 67°01'30" West 177.50 feet;

Thence Southwesterly on a 5.00 foot radius curve to the left, the center of which bears South 22°58'30" West, through a central angle of 90°00'00", an arc distance of 7.85 feet to said Easterly right of way line;

Thence along said Easterly right of way line, South 22°58'30" West 5.00 feet to the True Point of Beginning.

(Containing 1,820 sq. ft.)

Job Name: Isaacs/Artiss
Job No.: 18-6667

Legal descriptions of right of way vacation & dedication areas continued:

DESCRIPTION OF RIGHT OF WAY DEDICATION AREA

That portion of Government Lot 2, Section 35, Township 25 North, Range 2 East, W.M., City of Bainbridge Island, Kitsap County, Washington, described as follows:

Commencing at a Standard County Reference Monument at the West quarter corner of said Section 25 from which a 1/2" iron pipe at East quarter corner of said Section 35 bears South 88°57'00" East 5272.78 feet;

Thence along the East-West centerline of said Section 35, South 88°57'00" East 1634.18 feet to the extension of the Easterly right of way line for Ward Avenue NE;

Thence leaving said centerline along said Easterly right of way line, North 01°23'02" East 312.26 feet to the True Point of Beginning;

Thence continuing along said Easterly right of way line, North 01°23'02" East 44.97 feet;

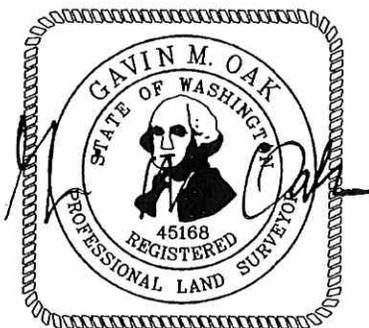
Thence continuing along said Easterly right of way line, North 23°23'02" East 86.14 feet;

Thence continuing along said Easterly right of way line, South 67°01'30" East 18.55 feet;

Thence leaving said Easterly right of way line, South 22°58'30" West 126.89 feet;

Thence North 88°58'36" West 2.82 feet to the True Point of Beginning.

(Containing 2,078 sq. ft.)

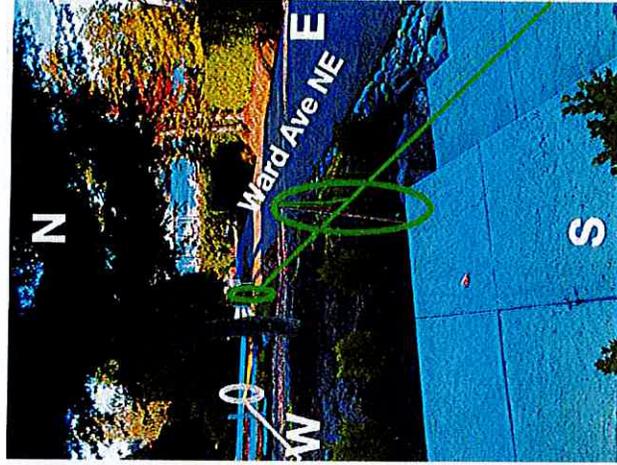
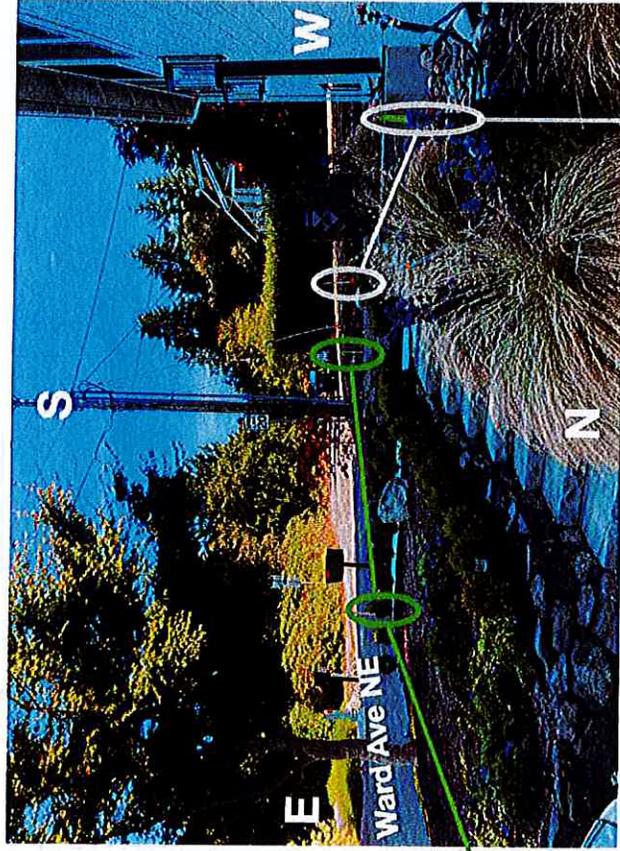


3/28/22

Flagging

ISAACS, 5705 WARD AVE NE

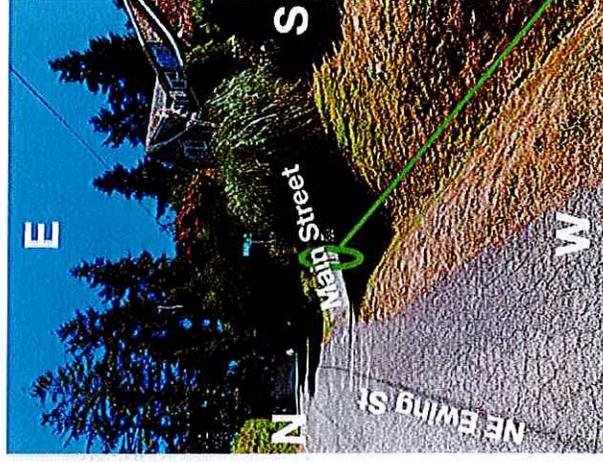
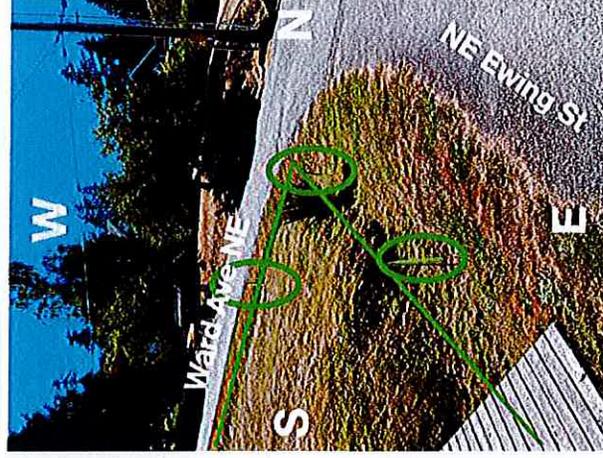
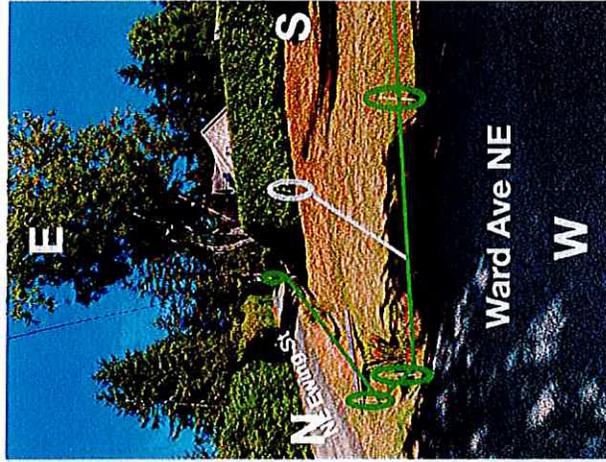
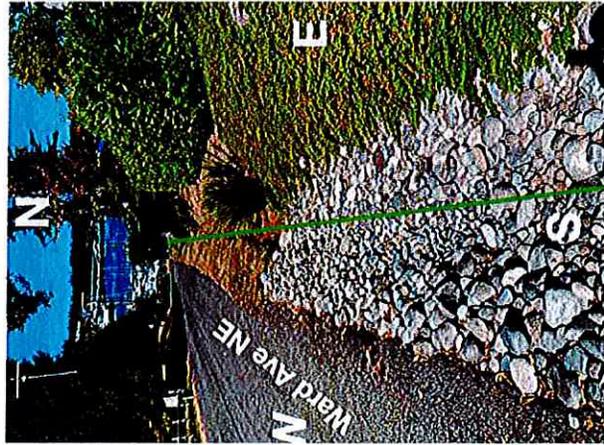
Proposed Vacation Area



Existing property line

Proposed new property line

ARTISS, 5700 WARD AVE NE Proposed Vacation Area



Existing property line

Proposed new property line

Petition



CITY OF
BAINBRIDGE ISLAND

City of Bainbridge Island - Department of Public Works
Certificate of Sufficiency of Petition
Vacation of Ward Avenue NE & NE Ewing Street, portions of

Tax Lot Number	Ownership of Record	Front Footage	Petition Signed ?	% Signing
352502-2-022-2004	Isaacs, Varily & Bryan Trustees	142	Yes	43.79%
4165-004-003-0002	Artiss, Tracy Jean Trustee	182.30	Yes	56.21%
4165-004-001-0103				
Totals:		324.30		100.00%

Total Required for Sufficiency: 66.67%
(RCW 35A.01.040) Difference 33.33%

I certify to the best of my knowledge that this petition is sufficient.

Chris Wierzbicki, PW Director

3.30.22

Date

ROAD VACATION
APPLICATION FEE

Comment Letters



Attn: Tracey Atiss
Regarding Vacation of right of way @, 5700 Ward AVE Bainbridge Island, WA
98110

After review of the address above Comcast has overhead plant on PSE poles in the area
to be vacated.
Please let me know if there are any other issues
Thank you

Please let me know if you need anything else,

Thank you

Jim LeCompte

Construction Specialist

Comcast

1225 Sylvan Way

Bremerton WA 98310

O - 253-896-5688

C - 360 340-1288

6/16/2021



ATTN: Tracy Artiss

Property Owners:
Isaacs Varily and Bryan Trustees
5705 Ward Ave NE
Bainbridge Island, WA. 98110

Artiss Tracey Jean Trustee
5700 Ward Ave NE
Bainbridge Island, WA 98110

No Reservations/No Objection

SUBJECT: Proposed partial Right of Way vacation affecting a portion of parcels 4165-004-001-0103 and 352502-2-022-2004 located in Section 35, Township 25 North, Range 2 East, Kitsap County, State of Washington.
APN: 352502-2-022-2004 & 4165-004-001-0103

To Whom It May Concern:

Qwest Corporation d/b/a CENTURYLINK QC ("CenturyLink") has reviewed the request for the subject vacation and has determined that it has no objections with respect to the areas proposed for vacation as shown and/or described on Exhibit "A", said Exhibit "A" attached hereto and incorporated by this reference.

It is the intent and understanding of CenturyLink that this Vacation shall not reduce our rights to any other existing easement or rights we have on this site or in the area.

This vacation response is submitted WITH THE STIPULATION that if CenturyLink facilities are found and/or damaged within the vacated area as described, the Applicant will bear the cost of relocation and repair of said facilities.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Don Twiggs".

Don Twiggs
Network Infrastructure Services
CenturyLink
P837264

Joan Haase

From: Heather Wright
Sent: Thursday, July 22, 2021 4:48 PM
To: Joan Haase; Joe Clark
Subject: RE: Proposed Road Vacation; Portion of Ward & Ewing; Seeking Comments - See Attached Drawing

Thank you, Joan. I have no objections as there would be no structures that would become nonconforming as a result of the realignment.

HEATHER WRIGHT, AICP

Director of Planning and Community Development

www.bainbridgewa.gov

facebook.com/citybainbridgeisland/

206.780.3754 (office)

206.471-2721 (cell)



The Planning and Community Development Department (PCD) counter is now open for general questions Monday – Friday, 8 am to Noon. All permits require an [appointment](#) for submittal. If you have questions you want answered virtually, schedule an afternoon [appointment](#).

From: Joan Haase <jhaase@bainbridgewa.gov>
Sent: Monday, July 19, 2021 1:05 PM
To: Joe Clark <jclark@bainbridgewa.gov>; Heather Wright <hwright@bainbridgewa.gov>
Subject: FW: Proposed Road Vacation; Portion of Ward & Ewing; Seeking Comments - See Attached Drawing

Joe/Heather,

Here's another proposed road vacation that we're looking for comments on. This particular road vacation is also a realignment & dedication. The Issacs bought this property on Ward Avenue without realizing that a public right-of-way exists in their front yard (see green abutting Ward). Also, a portion of private property is located within the roadway (see blue abutting Ward). In summary this is a corrective measure, and we'll be "swapping" the green abutting Ward with the green abutting Ewing and correcting Ward to be a 30' width rather than varying widths. The green is the proposed road vacation areas. It's not an exact swap so they will be paying the difference with the square footage value that the Appraiser comes up with.

The Petitions plan to submit here soon, so if I can get reply's from both the Police & Planning, that would be greatly appreciated.

PS – We have one more proposed road vacation here soon out on Port Monroe which is also a corrective measure since the platted roadway and asphalt on the ground are in two different locations. Stay tuned.

Thank-you,

Joan Haase

From: Joe Clark
Sent: Wednesday, July 21, 2021 9:57 AM
To: Joan Haase; Heather Wright
Subject: RE: Proposed Road Vacation; Portion of Ward & Ewing; Seeking Comments - See Attached Drawing

Good morning,

I expect no impacts to police services as a result of the proposed changes.

JOSEPH N CLARK JR, CHIEF OF POLICE

Bainbridge Island Police Department

625 Winslow Way East
Bainbridge Island, WA 98110
www.bainbridgewa.gov
206.842.5211 (Office)
206.780.4686 (Desk)
206.887.8097 (Mobile)

From: Joan Haase <jhaase@bainbridgewa.gov>
Sent: Monday, July 19, 2021 1:05 PM
To: Joe Clark <jclark@bainbridgewa.gov>; Heather Wright <hwright@bainbridgewa.gov>
Subject: FW: Proposed Road Vacation; Portion of Ward & Ewing; Seeking Comments - See Attached Drawing

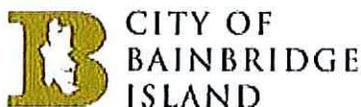
Joe/Heather,

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PS – We have one more proposed road vacation here soon out on Port Monroe which is also a corrective measure since the platted roadway and asphalt on the ground are in two different locations. Stay tuned.

Thank-you,



JOAN HAASE

Admin. Specialist III

www.bainbridgewa.gov

jhaase@bainbridgewa.gov

206.780.3708 (direct) - 206.842.2016 (office)

FW: COBI Proposed Road Vacation - Portions of Ward Ave NE

Rob Grant <rgrant@bainbridgewa.gov>
To: Varily Isaacs <varilyisaacs@gmail.com>

Tue, Aug 17, 2021 at 2:34 PM

FYI

From: Perry Barrett <perry@biparks.org>
Sent: Tuesday, August 17, 2021 1:28 PM
To: Joan Haase <jhaase@bainbridgewa.gov>
Cc: Rob Grant <rgrant@bainbridgewa.gov>
Subject: RE: COBI Proposed Road Vacation - Portions of Ward Ave NE

CAUTION: This email originated from outside the City of Bainbridge Island organization. DO NOT click links or open attachments unless you recognize the sender and know the content is safe.

Hi Joan,

We do not see a concern with the proposed swap and aligning Ward St. at 30'. Thank you for reaching out to us.

Perry

T. Perry Barrett, AICP

Senior Planner

Bainbridge Island Metro Park & Recreation District

perry@biparks.org

206/565-5658

From: Joan Haase <jhaase@bainbridgewa.gov>

COBI Proposed Road Vacation - Ward Ave NE, portion of

2 files hidden

Joan Haase <jhaase@bainbridgewa.gov>
To: Varily Isaacs <varilyisaacs@gmail.com>

Mon, Sep 30, 2019 at 9:45 AM

Hi Varily,

Please see attached answers from Steve Brown indicating that both 5700 and 5705 water is served by private wells.

Joan

From: Steve Brown <Steve.Brown@kitsappublichealth.org>
Sent: Monday, September 30, 2019 9:04 AM
To: Joan Haase <jhaase@bainbridgewa.gov>
Subject: RE: COBI Proposed Road Vacation - Ward Ave NE, portion of

Hi Joan

5700 Ward Ave is served by a well. See attached site plan.

5705 Ward is also served by a well, See attached site plan.

Steven J. Brown, RS | Environmental Health Specialist

On-Site Sewage & Drinking Water Program

Kitsap Public Health District

345 6th St., Suite 300 | Bremerton, WA 98337

(360) 728-2277 Desk | (360) 728-2235 Main

steve.brown@kitsappublichealth.org | kitsappublichealth.org

Revised: 1/28/16
 1. 208.545.0012
 2. 208.549.8888

JOHNSON SQUARE
 ARCHITECTURE + PLANNING

The architect is aware of various laws and regulations that may apply to this project and will ensure that the project complies with all applicable laws and regulations. The architect is not responsible for any errors or omissions in this plan. The architect is not responsible for any construction or other work that may be required to complete the project. The architect is not responsible for any other work that may be required to complete the project.

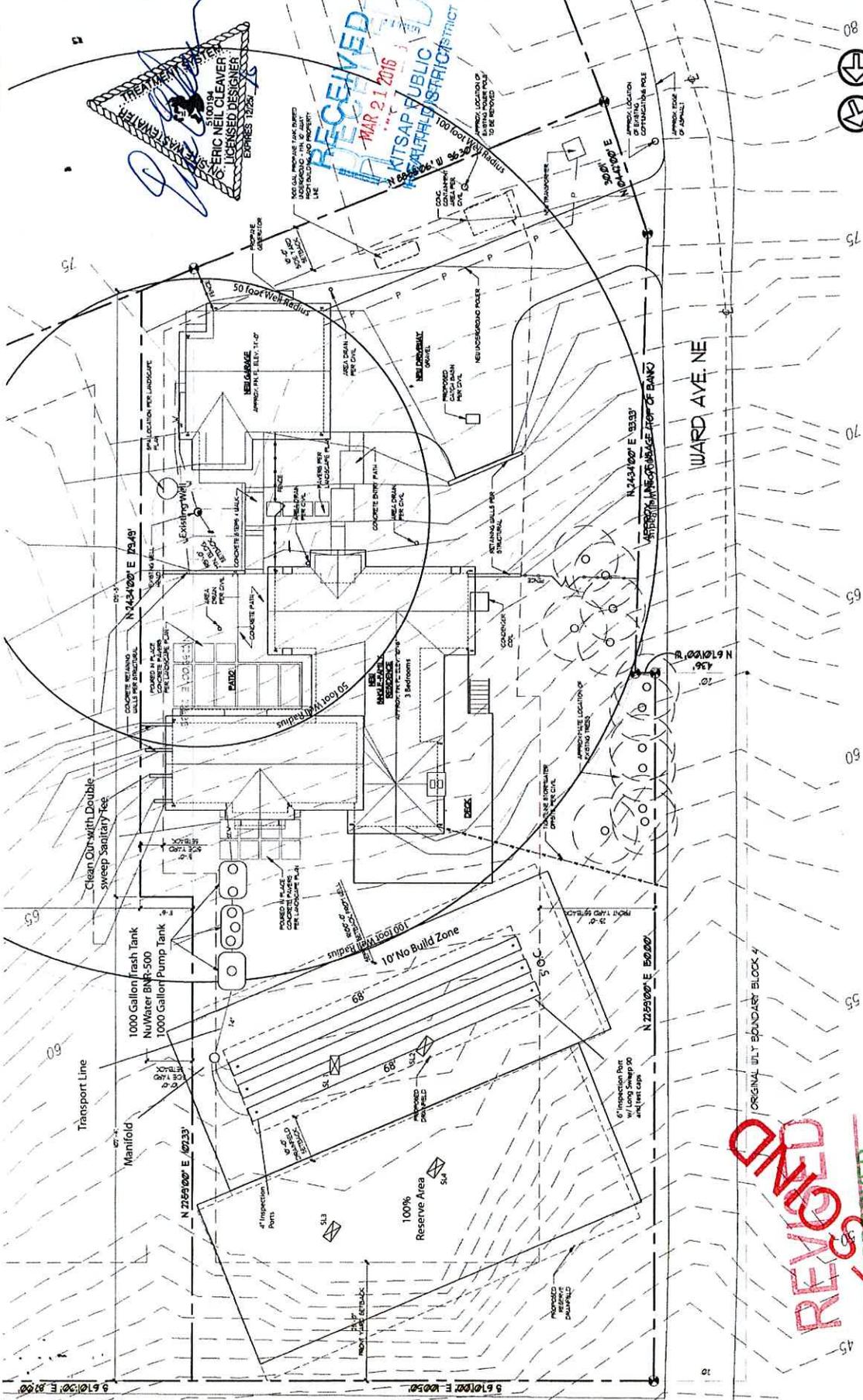
Drawn By: EGS
 Date: JUN 2016
 Created By: DJ
 Date: JUN 2016
 Approved For: Owner
 By and Date:

No.	By	Date	Description
1	EGS	JUN 2016	PRELIMINARY LAYOUT SET
2	EGS	JUN 2016	REVISED LAYOUT SET

Project: ARTIST'S RESIDENCE
 5100 WARD AVE NE
 BARNHURST ISLAND, WA 98105
 Owner: TRACY ARTISTS
 4655 NE WOODSON LN
 UNIT 335
 BARNHURST ISLAND, WA 98105

Scale: 1" = 10'-0"
 Sheet Title: SITE PLAN

Sheet No: A-11



SITE PLAN
 TRUE PROJECT NORTH
 SCALE: 1" = 10'-0"

Austin Engineering
 Drafted: Taylor Jonauskas
 Engineer: Paul Austin
 306098-11661
 On-Site Sewer
 Components only

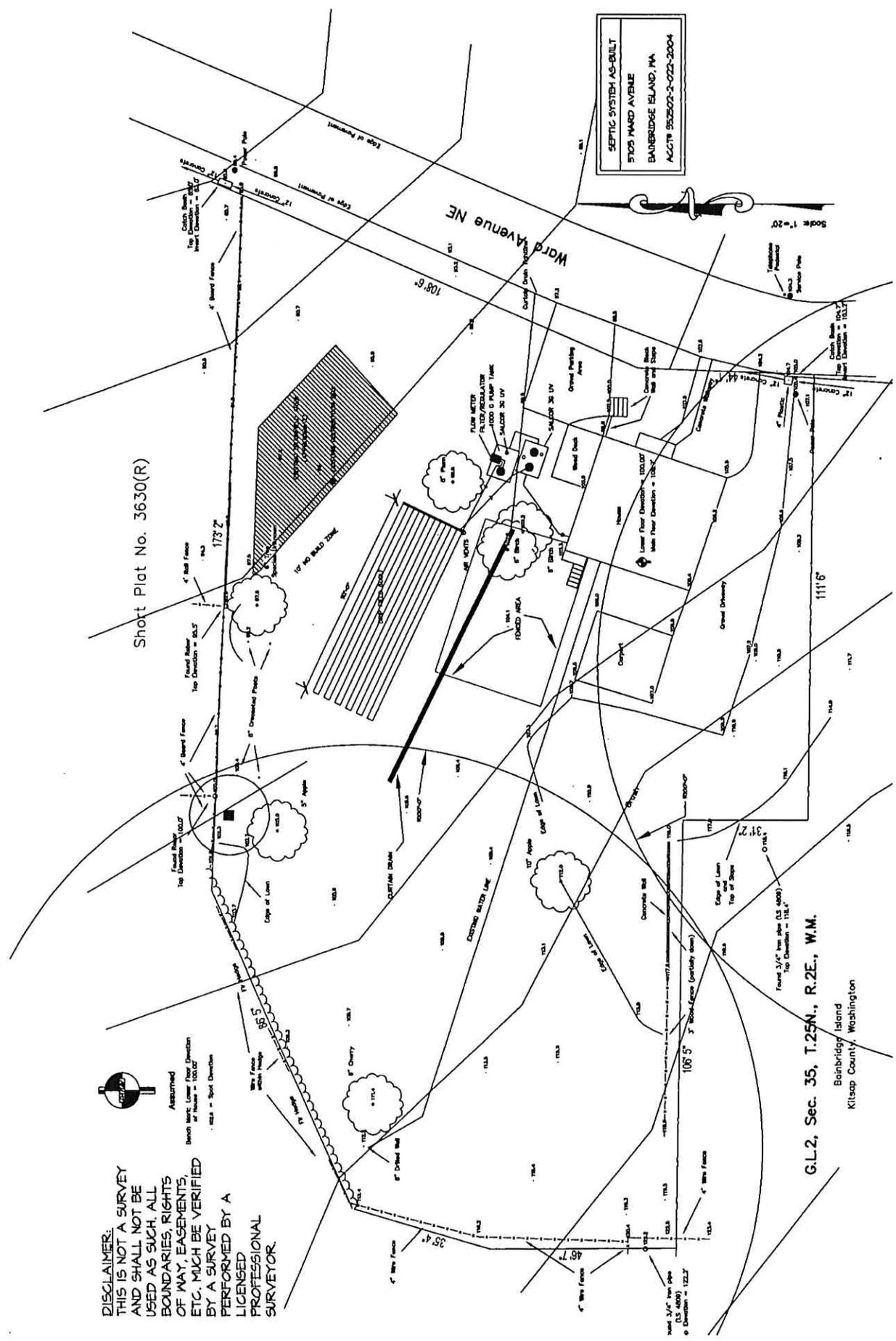
Kitsap Public Health District

DISCLAIMER:
 THIS IS NOT A SURVEY
 AND SHALL NOT BE
 USED AS SUCH. ALL
 BOUNDARIES, RIGHTS,
 OF WAY, EASEMENTS,
 ETC. MUST BE VERIFIED
 BY A SURVEY
 PERFORMED BY A
 LICENSED
 PROFESSIONAL
 SURVEYOR.

ASSUMED
 NORTH LINE LOWER FLOOR
 OF HOUSE = 102.00'
 102.00' = 102.00'
 102.00' = 102.00'



Short Plot No. 3630(R)



G.L.2, Sec. 35, T.25N., R.2E., W.M.

Bainbridge Island
 Kitsap County, Washington

Kitsap Public Health District

EASEMENTS

After recording, return to:
Piper M. Thornburgh
Piper Thornburgh Law PLLC
182 Ericksen Avenue NE
Bainbridge Island, WA 98110

EASEMENT AGREEMENT

Grantor: Joan Piper, a married woman, as her separate property
Grantees: Varily Isaacs and Bryan Isaacs, as Co-Trustees of the Isaacs Family Trust dated June 14, 2017
Abbreviated Legal Descriptions: PORTION GOV'T LOT 2-SEC 35 TWP25 N RGE 2E
(full legal descriptions on Exhibits A and B)
Assessor's Tax Parcel Numbers: 352502-2-023-2003, 352502-2-022-2004

THIS EASEMENT AGREEMENT (the "Agreement") is made and entered into this 22nd day of June, 2019, by and among Joan Piper, a married woman, as her separate property, ("Piper" or "Grantor") and Varily Isaacs and Bryan Isaacs, Co-Trustees of the Isaacs Family Trust dated June 14, 2017 ("Isaacs Trust" or "Grantee"). Collectively, Piper and Isaacs Trust are referred to herein as the "Owners," and each as "Owner."

RECITALS

A. Grantor is the fee owner of the real property commonly referred to as 5861 Ward Avenue NE, Bainbridge Island, Washington, 98110. The Grantor's property is legally described on attached Exhibit A, which is incorporated herein by this reference. The Assessor's Tax Parcel Number for the Grantor's Property is 352502-2-023-2003.

B. Grantee is the fee owner of the real property commonly referred to as 5705 Ward Avenue NE, Bainbridge Island, Washington, 98110. The Grantee's property is legally described

EXCISE TAX EXEMPT JUL 31 2019

on attached **Exhibit B**, which is incorporated herein by this reference. The Assessor's Tax Parcel Number for the Grantee's Property is 352502-2-022-2004.

C. The Grantor and the Grantee have a common boundary, which is the North lot line of the Grantor's property and the South lot line of the Grantee's property. A driveway serving the Grantee's property exists over the common boundary as depicted in the attached *Map of Easement* attached on **Exhibit C**, which is incorporated herein by this reference and described on *Description of Access Easement Area* on **Exhibit D**, which is incorporated herein by this reference.

D. Grantee desires an easement over the Grantor's property for that portion of the driveway serving the Isaacs Trust property, as depicted Exhibit C and described in Exhibit D, so that the existing driveway may continue to be used providing ingress and egress to the Isaacs Trust property.

E. Grantor and Grantee wish to enter into an agreement to provide for Grantee's continued use and maintenance of the existing driveway over Grantor's property as depicted Exhibit C and described in Exhibit D that provides access to the Grantee's property.

NOW, THEREFORE, in consideration of the above Recitals, which are incorporated into this Agreement by this reference, and in further consideration of the promises and representations contained herein, the receipt, adequacy, and sufficiency of which are hereby acknowledged, the Owners agree as follows:

AGREEMENT

It is therefore agreed as follows:

1. Grant of Easement. Grantor hereby grants a non-exclusive, perpetual easement across, along, and over the existing driveway to Grantee for the benefit of the Grantee to use for the purpose of ingress and egress.
2. Maintenance. Grantee shall maintain and repair, if necessary, the portion of the driveway contained within the Easement Area as depicted on Exhibit C and described on Exhibit D.
3. Indemnification. Grantee agrees to defend, indemnify, and hold harmless Grantor from and against any and all liabilities, losses, damages, expenses, actions, claims, and causes of action, including reasonable attorney's fees and costs, arising out of or related to the use of the Easement Area by their lessees, licensees, invitees, guests, employees, agents, representatives, and contractors.
4. Successor Interests. The easement granted herein, and the rights and obligations set forth herein, shall run with the land, and shall be binding upon and inure to the benefit of the Owners and their heirs, successors, beneficiaries, personal representatives, trustees, and assigns.

5. Governing Law. This Agreement shall be interpreted and enforced, and the rights, duties, and obligations of the Owners will be determined, according to the laws of the State of Washington.
6. Attorneys' Fees. In the event suit or action is instituted to interpret or enforce the terms of this Agreement, the prevailing party shall be entitled to recover its reasonable attorneys' fees and costs.
7. Entire Agreement. This Agreement constitutes the entire agreement (both final and integrated) of the Owners on these subjects. This Agreement supersedes and replaces all prior agreements, discussions, and representations on these subjects, all of which are merged into, and superseded by, this Agreement. No Owner is entering into this Agreement in reliance on any oral or written promises, inducements, representations, understandings, interpretations, or agreements other than those contained in this Agreement. There are no other prior or contemporaneous agreements, either written or oral, between the Owners with respect to this subject.
8. Severability. The Owners intend that this Agreement be enforced to the greatest extent permitted by applicable law. Therefore, if any provision of this Agreement, on its face or as applied to any person or circumstance, is or becomes unenforceable to any extent, the remainder of this Agreement and the application of that provision to other persons, circumstances, or extents will not be impaired. Except as otherwise specifically indicated, all references to this Agreement include any subsequent amendments to this Agreement.
9. Counterparts. This Agreement may be executed in two or more counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument. Signatures delivered by facsimile or electronic mail shall have the same force and effect as original signatures.
10. General Terms. This Agreement shall be recorded in Kitsap County, Washington, and shall serve as notice to all interested parties. This Agreement may not be modified, interpreted, or amended except by a written agreement, executed and acknowledged by all Owners, and recorded in Kitsap County, Washington.

[Remainder of Page Left Blank Intentionally]

Joan Piper
Joan Piper

STATE OF WASHINGTON)
) ss.
COUNTY OF KITSAP)

On this day personally appeared before me **Joan Piper**, to me known or having satisfactory evidence to be the individual described herein and who executed this within and foregoing instrument and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN UNDER my hand and official seal this 22nd day of June, 2019.
SMRITI DHARAL
NOTARY PUBLIC #200378
STATE OF WASHINGTON
MY COMMISSION EXPIRES
05-18-22

Smriti Dharal
NOTARY PUBLIC in and for the State of Washington
Residing at: Cambridge Island
My commission expires: 05/18/2022

Varily Isaacs
Varily Isaacs, Co-Trustee
of the Isaacs Family Trust
dated June 14, 2017

Bryan Isaacs
Bryan Isaacs, Co-Trustee
of the Isaacs Family Trust
dated June 14, 2017

STATE OF WASHINGTON)
) ss.
COUNTY OF KITSAP)
Sandra Clara

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

I certify that I know or have satisfactory evidence that **Varily Isaacs** and **Bryan Isaacs** are the persons who appeared before me, and said persons acknowledged that they signed this instrument, on both stated that they were authorized to execute the instrument, and acknowledged it as the Co-Trustees of the Isaacs Family Trust dated June 14, 2017, to be the free and voluntary act of such entity for the uses and purposes mentioned in the instrument.

GIVEN UNDER my hand and official seal this 18 day of July, 2019.

Girish H. Patel
NOTARY PUBLIC in and for the State of Washington
Residing at: Los Gatos, CA
My commission expires: 6/25/22

EASEMENT AGREEMENT

Page 4 of 8

GIRISH H. PATEL
COMM. #2244490
Notary Public - California
Santa Clara County
My Comm. Expires June 25, 2022

EXHIBIT A

LEGAL DESCRIPTION OF GRANTOR PROPERTY

PARCEL A:

THAT PORTION OF GOVERNMENT LOT 2, SECTION 35, TOWNSHIP 25 NORTH, RANGE 2 EAST, W.M., IN KITSAP COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS: BEGINNING 287 FEET EAST AND 277 FEET NORTH OF THE SOUTHWEST CORNER OF SAID GOVERNMENT LOT 2; THENCE WEST 202 FEET; THENCE NORTH 50 FEET; THENCE EAST 202 FEET; THENCE SOUTH 50 FEET TO THE POINT OF BEGINNING;

PARCEL B:

THAT PORTION OF GOVERNMENT LOT 2, SECTION 35, TOWNSHIP 25 NORTH, RANGE 2 EAST, W.M., IN KITSAP COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS: THE WEST 100 FEET OF THE SOUTH 28 FEET OF THE FOLLOWING DESCRIBED PROPERTY:
BEGINNING AT A POINT ON THE WEST LINE OF GOVERNMENT LOT 2, 366 FEET NORTH OF THE SOUTHWEST CORNER THEREOF; THENCE SOUTH 89°36'20" E 85 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 39 FEET; THENCE NORTH 89°36'20" EAST 202 FEET; THENCE NORTH 36 FEET; THENCE NORTH 22° EAST 111.88 FEET; THENCE SOUTH 89°36'20" WEST 193.91 FEET; THENCE SOUTHWESTERLY TO A POINT WHICH IS 30 FEET NORTH OF THE TRUE POINT OF BEGINNING, THENCE SOUTH TO THE POINT OF BEGINNING.

EXHIBIT B

LEGAL DESCRIPTION OF GRANTEE PROPERTY

THAT PORTION OF GOVERNMENT LOT 2, SECTION 35, TOWNSHIP 25 NORTH, RANGE 2 EAST, W.M., IN KITSAP COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

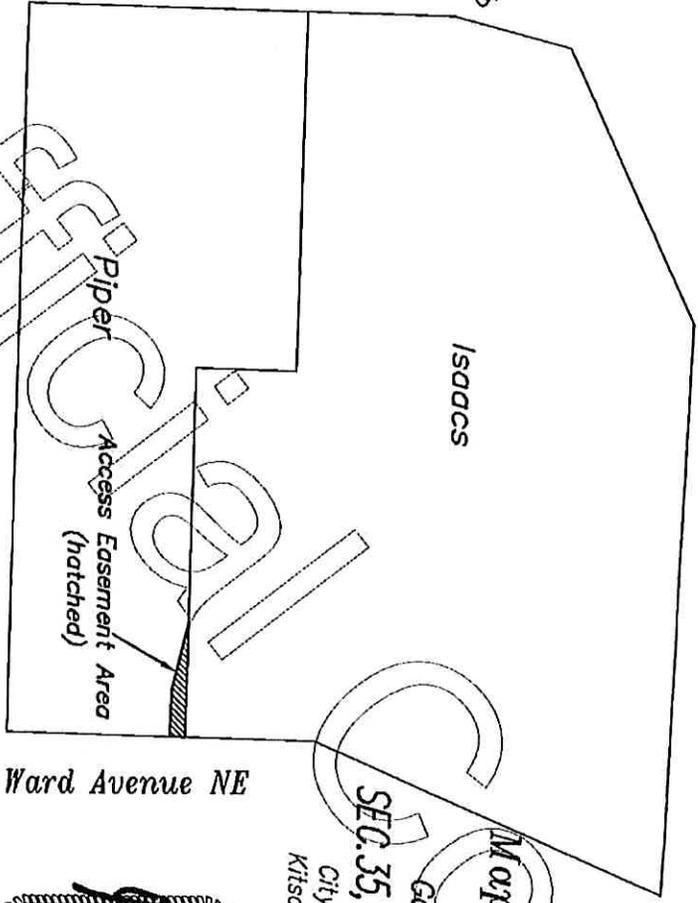
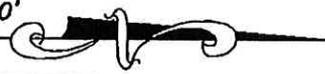
BEGINNING AT A POINT ON THE WEST LINE OF GOVERNMENT LOT 2, 366 FEET NORTH OF THE SOUTHWEST CORNER OF GOVERNMENT LOT 2 THENCE NORTH 89°36'20" EAST 85 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 39 FEET; THENCE NORTH 89°38'20" EAST 202 FEET;

THENCE NORTH 36 FEET; THENCE NORTH 22° EAST 111.88 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF LOT 3, SHORT SUBDIVISION 3830-R AS RECORDED UNDER AUDITORS FILE NUMBER 8806210074; THENCE ALONG THE SOUTH LINE OF SAID SHORT SUBDIVISION, SOUTH 87°19'34" WEST 158.29 FEET; THENCE CONTINUING ALONG THE SOUTH LINE OF SAID SHORT SUBDIVISION, SOUTH 65°04'17" WEST 84.04 FEET; THENCE SOUTH 15°08'29" WEST 33.84; THENCE SOUTH 1°20'42" WEST 30 FEET, MORE OR LESS TO THE TRUE POINT OF BEGINNING;

EXCEPT THE SOUTH 28 FEET OF THE WEST 100 FEET THEREOF;
AND EXCEPT WARD AVE NE.

EXHIBIT C

Scale: 1" = 40'
Assumed



Ward Avenue NE

Map of Easement
of portion of
Government Lot 2

SEC. 35, T. 25N., R. 2E., W.M.

City of Bainbridge Island,
Kitsap County, Washington



6/3/19

ADAM • GOLDSWORTHY • OAK

A G O LAND SURVEYING, LLC

DRAWING 6667ESM MAP DATE 6/3/19

EXHIBIT D

DESCRIPTION OF EASEMENT AREA

DESCRIPTION OF ACCESS EASEMENT AREA

An access easement over, under and across a portion of Government Lot 2, Section 35, Township 25 North, Range 2 East, W.M., City of Bainbridge Island, Kitsap County, Washington, described as follows:

Beginning at the Southeast corner of the parcel surveyed for Varily Isaacs, recorded in Volume 88 of surveys, Page 59, records of Kitsap County;
Thence along the West right of way of Ward Avenue NE, South 01°23'02" West 4.50 feet;
Thence leaving said right of way, North 87°31'45" West 13.00 feet;
Thence North 76°29'17" West 19.36 feet to the South line of said parcel surveyed for Varily Isaacs;
Thence along said South line, South 88°57'00" East 31.93 feet to the point of beginning.



RETURN ADDRESS:

Puget Sound Energy, Inc.
Attn: ROW Dept. / SJW/SRG
3130 South 38th Street
Tacoma, WA 98409



EASEMENT

REFERENCE #:
GRANTOR (Owner): **PIPER**
GRANTEE (PSE): **PUGET SOUND ENERGY, INC.**
SHORT LEGAL: **PTN GOV'T LOT 2, SE NW 35-25N-02E**
ASSESSOR'S PROPERTY TAX PARCEL: **352502-2-023-2003**

For and in consideration of good and valuable consideration, the receipt and sufficiency of which are acknowledged, **JOAN PIPER**, a Single Woman ("Owner" herein), hereby grants and conveys to **PUGET SOUND ENERGY, INC.**, a Washington corporation ("PSE" herein), for the purposes described below, a nonexclusive perpetual easement over, under, along across and through the following described real property (the "Property" herein) in **KITSAP** County, Washington:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

Except as may be otherwise set forth herein PSE's rights shall be exercised upon that portion of the Property ("Easement Area" herein) described as follows:

TEN (10) FOOT WIDE FRONTAGE EASEMENT ALONG THE EASTERLY PROPERTY LINE OF THE ABOVE DESCRIBED REAL PROPERTY, LYING PARALLEL WITH AND ADJACENT TO WARD AVENUE NORTHEAST. Together with Necessary Guys and Anchors.

1. Purpose. PSE shall have the right to use the Easement Area to construct, operate, maintain, repair, replace, improve, remove, upgrade and extend one or more utility systems for purposes of transmission, distribution and sale of electricity. Such systems may include, but are not limited to:

Overhead Facilities. Poles and other support structures with cross-arms, braces, guys and anchors; electric transmission and distribution lines; fiber optic cable and other lines, cables and facilities for communications; transformers, street lights, meters, fixtures, attachments and any and all other facilities or appurtenances necessary or convenient to any or all of the foregoing.

Following the initial construction of all or a portion of its systems, PSE may, from time to time, construct such additional facilities as it may require for such systems. PSE shall have the right of access to the Easement Area over and across the Property to enable PSE to exercise its rights granted in this easement.

2. Easement Area Clearing and Maintenance. PSE shall have the right, but not the obligation to cut, remove and dispose of any and all brush, trees or other vegetation in the Easement Area. PSE shall also have the
WARD AVE NE VACATE 508280353 RW-115338 / NOT-11537068
Page 1 of 3

right, but not the obligation, to control, on a continuing basis and by any prudent and reasonable means, the establishment and growth of brush, trees or other vegetation in the Easement Area.

3. Trees Outside Easement Area. PSE shall have the right to cut, trim remove and dispose of any trees located on the Property outside the Easement Area that could, in PSE's sole judgment, interfere with or create a hazard to PSE's systems. PSE shall, except in the event of an emergency, prior to the exercise of such right, identify such trees and make a reasonable effort to give Owner prior notice that such trees will be cut, trimmed, removed or disposed. Owner shall be entitled to compensation for the actual market value of merchantable timber (if any) cut and removed from the Property by PSE.

4. Restoration. Following initial installation, repair or extension of its facilities, PSE shall, to the extent reasonably practicable, restore landscaping and surfaces and portions of the Property affected by PSE's work to the condition existing immediately prior to such work. PSE shall use good faith efforts to perform its restoration obligations under this paragraph as soon as reasonably possible after the completion of PSE's work.

5. Owner's Use of Easement Area. Owner reserves the right to use the Easement Area for any purpose not inconsistent with the rights herein granted, provided, however, Owner shall not excavate within or otherwise change the grade of the Easement Area or construct or maintain any buildings or structures on the Easement Area and Owner shall do no blasting within 300 feet of PSE's facilities without PSE's prior written consent.

6. Indemnity. PSE agrees to indemnify Owner from and against liability incurred by Owner as a result of the negligence of PSE or its contractors in the exercise of the rights herein granted to PSE, but nothing herein shall require PSE to indemnify Owner for that portion of any such liability attributable to the negligence of Owner or the negligence of others.

7. Termination. The rights herein granted shall continue until such time as PSE terminates such right by written instrument. If terminated any improvements remaining in the Easement Area shall become the property of Owner. No termination shall be deemed to have occurred by PSE's failure to install its systems on the Easement Area.

8. Successors and Assigns. PSE shall have the right to assign, apportion or otherwise transfer any or all of its rights, benefits, privileges and interests arising in and under this easement. Without limiting the generality of the foregoing, the rights and obligations of the parties shall be binding upon their respective successors and assigns.

DATED this 4th day of January, 20 22

OWNERS:

BY: Joan Piper
Joan Piper

EXHIBIT A

PARCEL A:

THAT PORTION OF GOVERNMENT LOT 2, SECTION 35, TOWNSHIP 25 NORTH, RANGE 2 EAST, W.M. IN KITSAP COUNTY, WASHINGTON. DESCRIBED AS FOLLOWS; BEGINNING 287 FEET EAST AND 277 FEET NORTH OF THE SOUTHWEST CORNER OF SAID GOVERNMENT LOT 2, THENCE WEST 202 FEET; THENCE NORTH 50 FEET; THENCE EAST 202 FEET; THENCE SOUTH 50 FEET TO THE POINT OF BEGINNING.

PARCEL B:

THAT PORTION OF GOVERNMENT LOT 2, SECTION 35, TOWNSHIP 25 NORTH, RANGE 2 EAST, W.M. IN KITSAP COUNTY, WASHINGTON. DESCRIBED AS FOLLOWS; THE WEST 100 FEET OF THE SOUTH 28 FEET OF THE FOLLOWING DESCRIBED REAL PROPERTY: BEGINNING AT A POINT ON THE WEST LINE OF GOVERNMENT LOT 2, 366 FEET NORTH OF THE SOUTHWEST CORNER THEREOF; THENCE SOUTH $89^{\circ}36'20''$ E 85 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 39 FEET; THENCE NORTH $89^{\circ}36'20''$ EAST 202 FEET; THENCE NORTH 36 FEET; THENCE NORTH 22° EAST 111.88 FEET; THENCE SOUTH $89^{\circ}36'20''$ WEST 193.91 FEET; THENCE SOUTHWESTERLY TO A POINT WHICH IS 30 FEET NORTH OF THE TRUE POINT OF BEGINNING, THENCE SOUTH TO THE POINT OF BEGINNING.

TOGETHER WITH THAT PORTION OF VACATED WARD AVENUE NORTHEAST WHICH ATTACHES TO SAID PREMISE BY OPERATION OF LAW.

RETURN ADDRESS:

Puget Sound Energy, Inc.
Attn: ROW Dept. / SJW
3130 South 38th Street
Tacoma, WA 98409



EASEMENT

REFERENCE #:
GRANTOR (Owner): ISAACS FAMILY TRUST, DTD 6/14/2017
GRANTEE (PSE): PUGET SOUND ENERGY, INC.
SHORT LEGAL: PTN GOV'T LOT 2, SE NW 35-25N-02E
ASSESSOR'S PROPERTY TAX PARCEL: 352502-2-022-2004

For and in consideration of good and valuable consideration, the receipt and sufficiency of which are acknowledged, **VARILY ISAACS and BRYAN ISAACS, AS TRUSTEES OF THE ISAACS FAMILY TRUST, DATED JUNE 14, 2017**, as their interest may appear or after acquired title ("Owner" herein), hereby grants and conveys to **PUGET SOUND ENERGY, INC.**, a Washington corporation ("PSE" herein), for the purposes described below, a nonexclusive perpetual easement over, under, along across and through the following described real property (the "Property" herein) in KITSAP County, Washington:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

Except as may be otherwise set forth herein PSE's rights shall be exercised upon that portion of the Property ("Easement Area" herein) described as follows:

TEN (10) FOOT WIDE FRONTAGE EASEMENT ALONG THE EASTERLY PROPERTY LINE OF THE ABOVE DESCRIBED REAL PROPERTY, LYING PARALLEL WITH AND ADJACENT TO WARD AVENUE NORTHEAST.

THE INTENDED PURPOSE OF THIS EASEMENT IS FOR AERIAL OVERHANG ONLY.

1. **Purpose.** PSE shall have the right to use the Easement Area to construct, operate, maintain, repair, replace, improve, remove, upgrade and extend one or more utility systems for purposes of transmission, distribution and sale of electricity. Such systems may include, but are not limited to:

Overhead facilities. Support structures with cross arms, electric transmission and distribution lines; fiber optic cable and other lines, cables and facilities for communications; transformers, street lights, meters, fixtures, attachments and any and all other facilities or appurtenances necessary or convenient to any or all of the foregoing;

Following the initial construction of all or a portion of its systems, PSE may, from time to time, construct such additional facilities as it may require for such systems. PSE shall have the right of access to the Easement Area over and across the Property to enable PSE to exercise its rights granted in this easement.

WARD AVE NE VACATE 508280353 RW-115338 / NOT-11537068
Page 1 of 4

2. **Easement Area Clearing and Maintenance.** PSE shall have the right, but not the obligation to cut, remove and dispose of any and all brush, trees or other vegetation in the Easement Area. PSE shall also have the right, but not the obligation, to control, on a continuing basis and by any prudent and reasonable means, the establishment and growth of brush, trees or other vegetation in the Easement Area.

3. **Trees Outside Easement Area.** PSE shall have the right to cut, trim remove and dispose of any trees located on the Property outside the Easement Area that could, in PSE's sole judgment, interfere with or create a hazard to PSE's systems. PSE shall, except in the event of an emergency, prior to the exercise of such right, identify such trees and make a reasonable effort to give Owner prior notice that such trees will be cut, trimmed, removed or disposed. Owner shall be entitled to compensation for the actual market value of merchantable timber (if any) cut and removed from the Property by PSE.

4. **Restoration.** Following initial installation, repair or extension of its facilities, PSE shall, to the extent reasonably practicable, restore landscaping and surfaces and portions of the Property affected by PSE's work to the condition existing immediately prior to such work. PSE shall use good faith efforts to perform its restoration obligations under this paragraph as soon as reasonably possible after the completion of PSE's work.

5. **Owner's Use of Easement Area.** Owner reserves the right to use the Easement Area for any purpose not inconsistent with the rights herein granted, provided, however, Owner shall not excavate within or otherwise change the grade of the Easement Area or construct or maintain any buildings or structures on the Easement Area and Owner shall do no blasting within 300 feet of PSE's facilities without PSE's prior written consent.

6. **Indemnity.** PSE agrees to indemnify Owner from and against liability incurred by Owner as a result of the negligence of PSE or its contractors in the exercise of the rights herein granted to PSE, but nothing herein shall require PSE to indemnify Owner for that portion of any such liability attributable to the negligence of Owner or the negligence of others.

7. **Termination.** The rights herein granted shall continue until such time as PSE terminates such right by written instrument. If terminated any improvements remaining in the Easement Area shall become the property of Owner. No termination shall be deemed to have occurred by PSE's failure to install its systems on the Easement Area.

8. **Successors and Assigns.** PSE shall have the right to assign, apportion or otherwise transfer any or all of its rights, benefits, privileges and interests arising in and under this easement. Without limiting the generality of the foregoing, the rights and obligations of the parties shall be binding upon their respective successors and assigns.

DATED this _____ day of _____, 20__.

OWNERS:

BY: Varily Isaacs
VARILY ISAACS, TRUSTEE

BY: _____
BRYAN ISAACS, TRUSTEE

STATE OF WASHINGTON)
COUNTY OF Kitsap) ss

On this 14th day of June, 2019, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared VARILY ISAACS and BRYAN ISAACS, to me known to be the person who signed as TRUSTEE(s), of the ISAACS FAMILY TRUST dated JUNE 14, 2017, the entity that executed the within and foregoing instrument, and acknowledged said instrument to be THEIR free and voluntary act and deed and the free and voluntary act and deed of the ISAACS FAMILY TRUST dated JUNE 14, 2017, for the uses and purposes therein mentioned; and on oath stated that THEY were authorized to execute the said instrument on behalf of said ISAACS FAMILY TRUST.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.



Shawn R. Greninger
(Signature of Notary)

Shawn R. Greninger
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Yelm, WA
My Appointment Expires: 4-15-23

Notary seal, text and all notations must be inside 1" margins

DATED this 16 day of JUNE, 20 21.

OWNERS:

BY: _____
VARILY ISAACS, TRUSTEE

BY: [Signature]
BRYAN ISAACS, TRUSTEE

[Signature] of California

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF WASHINGTON

COUNTY OF Santa Clara ^{SS} 2021

On this 16 day of June, ~~2019~~, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared ~~VARILY ISAACS~~ and BRYAN ISAACS, to me known to be the person who signed as TRUSTEE(s), of the ISAACS FAMILY TRUST dated JUNE 14, 2017, the entity that executed the within and foregoing instrument, and acknowledged said instrument to be THEIR free and voluntary act and deed and the free and voluntary act and deed of the ISAACS FAMILY TRUST dated JUNE 14, 2017, for the uses and purposes therein mentioned; and on oath stated that THEY were authorized to execute the said instrument on behalf of said ISAACS FAMILY TRUST. he was

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.



[Signature]
(Signature of Notary)

GIRISH H. PATEL, Notary Public

(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State of Washington, Residing at Los Angeles, Santa Clara County, CA
My Appointment Expires: 6/25/22

Notary seal, text and all notations must be inside 1" margins

EXHIBIT A

THAT PORTION OF GOVERNMENT LOT 2, SECTION 35, TOWNSHIP 25 NORTH, RANGE 2 EAST, W.M., IN KITSAP COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF GOVERNMENT LOT 2, 366 FEET NORTH OF THE SOUTHWEST CORNER OF GOVERNMENT LOT 2 THENCE NORTH 89°36'20" EAST 85 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 39 FEET; THENCE NORTH 89°36'20" EAST 202 FEET; THENCE NORTH 36 FEET; THENCE NORTH 22° EAST 111.88 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF LOT 3, SHORT SUBDIVISION 3630-R AS RECORDED UNDER AUDITORS FILE NUMBER 8806210074; THENCE ALONG THE SOUTH LINE OF SAID SHORT SUBDIVISION, SOUTH 87°19'34" WEST 158.29 FEET; THENCE CONTINUING ALONG THE SOUTH LINE OF SAID SHORT SUBDIVISION, SOUTH 66°04'17" WEST 84.04 FEET; THENCE SOUTH 15°08'29" WEST 33.84 FEET; THENCE SOUTH 1°20'42" WEST 30 FEET, MORE OR LESS TO THE TRUE POINT OF BEGINNING;

EXCEPT THE SOUTH 28 FEET OF THE WEST 100 FEET THEREOF;
AND EXCEPT WARD AVE NE

TOGETHER WITH THAT PORTION OF VACATED WARD AVENUE NORTHEAST WHICH ATTACHES TO SAID PREMISE BY OPERATION OF LAW.

RETURN ADDRESS:

Puget Sound Energy, Inc.
Attn: ROW Dept.
3130 South 38th Street
Tacoma, WA 98409
SRG/SRW



EASEMENT

REFERENCE #:

GRANTOR (Owner): TRACEY JEAN ARTISS TRUST, DTD 12/17/2008
GRANTEE (PSE): PUGET SOUND ENERGY, INC.
SHORT LEGAL: PTN GOV'T LOT 2, SE NW 35-25N-02E
ASSESSOR'S PROPERTY TAX PARCEL: 4165-004-001-0103, 4165-004-003-0002

For and in consideration of good and valuable consideration, the receipt and sufficiency of which are acknowledged, **TRACEY JEAN ARTISS, TRUSTEE OF THE TRACEY JEAN ARTISS TRUST, DATED DECEMBER 17TH, 2008** as their interest may appear or after acquired title ("Owner" herein), hereby grants and conveys to **PUGET SOUND ENERGY, INC.**, a Washington corporation ("PSE" herein), for the purposes described below, a nonexclusive perpetual easement over, under, along across and through the following described real property (the "Property" herein) in KITSAP County, Washington:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

Except as may be otherwise set forth herein PSE's rights shall be exercised upon that portion of the Property ("Easement Area" herein) described as follows: An Easement Area TEN (10) feet in width having FIVE (5) feet of such width on each side of a centerline described as follows:

THE CENTERLINE OF GRANTEE'S FACILITIES AS CONSTRUCTED OR TO BE CONSTRUCTED EXTENDED OR RELOCATED LYING IN A NORTHWESTERLY-SOUTHEASTERLY DIRECTION WITHIN THAT PORTION OF VACATED NORTHEAST EWING STREET THAT ATTACHES TO SAID PREMISES BY OPERATION OF LAW. TOGETHER WITH NECESSARY GUYS AND ANCHORS.

1. Purpose. PSE shall have the right to use the Easement Area to construct, operate, maintain, repair, replace, improve, remove, upgrade and extend one or more utility systems for purposes of transmission, distribution and sale of electricity. Such systems may include, but are not limited to:

Overhead facilities. Support structures with cross arms, electric transmission and distribution lines; fiber optic cable and other lines, cables and facilities for communications; transformers, street lights, meters, fixtures, attachments and any and all other facilities or appurtenances necessary or convenient to any or all of the foregoing;

Following the initial construction of all or a portion of its systems, PSE may, from time to time, construct such additional facilities as it may require for such systems. PSE shall have the right of access to the Easement Area over and across the Property to enable PSE to exercise its rights granted in this easement.

2. Easement Area Clearing and Maintenance. PSE shall have the right, but not the obligation to cut, remove and dispose of any and all brush, trees or other vegetation in the Easement Area. PSE shall also have the right, but not the obligation, to control, on a continuing basis and by any prudent and reasonable means, the establishment and growth of brush, trees or other vegetation in the Easement Area.

3. Trees Outside Easement Area. PSE shall have the right to cut, trim remove and dispose of any trees located on the Property outside the Easement Area that could, in PSE's sole judgment, interfere with or create a hazard to PSE's systems. PSE shall, except in the event of an emergency, prior to the exercise of such right, identify such trees and make a reasonable effort to give Owner prior notice that such trees will be cut, trimmed, removed or disposed. Owner shall be entitled to compensation for the actual market value of merchantable timber (if any) cut and removed from the Property by PSE.

4. Restoration. Following initial installation, repair or extension of its facilities, PSE shall, to the extent reasonably practicable, restore landscaping and surfaces and portions of the Property affected by PSE's work to the condition existing immediately prior to such work. PSE shall use good faith efforts to perform its restoration obligations under this paragraph as soon as reasonably possible after the completion of PSE's work.

5. Owner's Use of Easement Area. Owner reserves the right to use the Easement Area for any purpose not inconsistent with the rights herein granted, provided, however, Owner shall not excavate within or otherwise change the grade of the Easement Area or construct or maintain any buildings or structures on the Easement Area and Owner shall do no blasting within 300 feet of PSE's facilities without PSE's prior written consent.

6. Indemnity. PSE agrees to indemnify Owner from and against liability incurred by Owner as a result of the negligence of PSE or its contractors in the exercise of the rights herein granted to PSE, but nothing herein shall require PSE to indemnify Owner for that portion of any such liability attributable to the negligence of Owner or the negligence of others.

7. Termination. The rights herein granted shall continue until such time as PSE terminates such right by written instrument. If terminated any improvements remaining in the Easement Area shall become the property of Owner. No termination shall be deemed to have occurred by PSE's failure to install its systems on the Easement Area.

8. Successors and Assigns. PSE shall have the right to assign, apportion or otherwise transfer any or all of its rights, benefits, privileges and interests arising in and under this easement. Without limiting the generality of the foregoing, the rights and obligations of the parties shall be binding upon their respective successors and assigns.

EXHIBIT A

LOT(s) A AND B OF BOUNDARY LINE ADJUSTMENT RECORDED UNDER AUDITOR'S FILE NO. 201411060146 AND DELINEATED ON SURVEY RECORDED IN VOLUME 80 OF SURVEYS, PAGE 31 UNDER AUDITOR'S FILE NO. 201411060147, BEING A PORTION OF LOT(s) 1 AND 2, BLOCK 4, PLEASANT VIEW TOWNSITE, ACCORDING TO THE PLAT RECORDED IN VOLUME 1 OF PLATS, PAGE(s) 5 AND A PORTION OF GOVERNMENT LOT 2, SECTION 35, TOWNSHIP 25 NORTH, RANGE 2 EAST, W.M. ALL IN KITSAP COUNTY, WASHINGTON.

Also

TOGETHER WITH THAT PORTION OF VACATED NORTHEAST EWING STREET THAT ATTACHES TO SAID PREMISES BY OPERATION OF LAW.

EXCEPTING THAT PORTION OF WARD AVENUE NORTHEAST DEDICATED TO THE CITY OF BAINBRIDGE ISLAND FOR ROAD PURPOSES UNDER AUDITORS FILE No.



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME:

AGENDA ITEM: Cancel the May 3, 2022, City Council Study Session

SUMMARY: Council will consider canceling the May 3, 2022, City Council Study Session.

AGENDA CATEGORY: Consent Agenda

PROPOSED BY: Executive

RECOMMENDED MOTION: Cancel the May 3, 2022, City Council Study Session.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND:

ATTACHMENTS:

FISCAL DETAILS:

Fund Name(s):

Coding:



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 5 Minutes

AGENDA ITEM: City Manager's Report

SUMMARY: Please see attached memorandum regarding a status update on implementation of the Climate Action Plan for the first quarter of 2022.

AGENDA CATEGORY: Report

PROPOSED BY: Executive

RECOMMENDED MOTION: Information only.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND:

ATTACHMENTS:

[Climate Action Plan Status Update Memo - Quarter 1 2022.docx](#)

FISCAL DETAILS:

Fund Name(s):

Coding:



CITY OF
BAINBRIDGE ISLAND

EXECUTIVE DEPARTMENT MEMORANDUM

DATE: March 31, 2021
TO: Blair King, City Manager
FROM: Autumn Salamack, Climate Officer
SUBJECT: Climate Action Plan Status Update - Q1 2022

This memo provides a brief status update on Climate Action Plan (CAP) activities with deliverables in the first quarter (Q1) of 2022.

Key Highlights in Q1

- Identified six community disaster hub locations for consideration of potential solar panels and battery energy storage. City of Bainbridge Island (COBI) staff is working with a consultant to evaluate each site and develop specifications using American Rescue Plan Act funds. Sites to be evaluated include the Waterfront Park Community Center, Bainbridge Island Recreation Center, Bloedel Reserve, Battle Point Park, Bainbridge Island High School, and Hyla School. Staff expects to give priority to City-owned sites.
- Developed initial community outreach and education programming as part of a Climate Smart Bainbridge campaign. This includes regular climate action features in COBI Connects and the City Manager's Report, [climate change content on the City website](#), and an Engage Bainbridge campaign to get feedback on topics of interest for community workshops.
- Launched the new, online Climate Smart Challenge platform as a core public engagement tool in support of our Climate Action Plan: www.climatesmartbainbridge.org. The Challenge encourages residents to think critically about changes they can make (some small, some big) to reduce their climate impact, save money, and improve their health and the comfort of their home. A series of educational workshops will accompany the challenge, with extensive outreach to community groups, organizations, and individuals across the island.
- Developed and distributed additional educational materials to support the new rules for single-use food serve items that went into effect on [January 1, 2022](#). Free posters and tabletop tents communicating changes for customers are available for local businesses to pick up at the Chamber of Commerce or City Hall.
- Worked with community partners to begin developing programming to support early adoption of additional waste reduction regulations scheduled to take effect in 2023. That includes rebates available from [Plastic Free Restaurants](#) for Bainbridge Island restaurants

that replace single-use plastics with reusable metal, ceramic, etc. dishes and utensils by May 31, 2022.

- Released a posting for a term limited Climate Action Outreach Coordinator position to support education and outreach for the Climate Smart Challenge and the 2022-23 waste reduction ordinances.
- Completed an initial analysis of COBI fleet electrification opportunities and recommended priorities for electric vehicle (EV) options. Public Works staff ordered the City’s first EV for the police fleet, scheduled to arrive this summer.
- Initiated staff discussions on potential code updates identified in the CAP related to EV-ready development, bicycle parking, water conservation, stormwater, and green building.
- Authorized design funding for the Wing Point Sewer Pump Station to relocate the facility out of a tidal zone that is impacted by sea-level rise.
- Completed the Yeomalt Emergency Drainage Repairs project that installed a tidal valve on a stormwater outfall to prevent upland flooding during excessive high tides.

Q1 2022 CAP ACTIONS SUMMARY TABLE

Action	Q1 2022 Status Update
Community Engagement	
Create climate change-specific City website and advertise	Complete: www.bainbridgewa.gov/climateaction
Create graphics and print/online communications in support of COBI climate action program (graphic designer services, printing, etc.)	New Climate Smart Bainbridge logo and branding launched with the April issue of COBI Connects.
Develop monthly climate-centric communications	COBI Connects Winter issue included our first Climate Smart feature . First CAP video highlight included in the March 4 th City Update.
Develop annual CAP progress report for Council/community	N/A (not a Q1 activity)
Launch Community Climate Challenge	Online Climate Smart Challenge platform launched with heavy promotion planned this spring and summer.
Hold Senior Center Focus Group discussions on climate actions (UW Capstone Project)	Focus group meeting held with members of the Senior Center community on 2/22/22. UW student to present final report at the April Climate Change Advisory Council (CCAC) meeting.
Mitigation	
Convert COBI landscape equipment to zero-emission tools	Equipment ordered in December and awaiting delivery.
Evaluate COBI EV/Biofuel Fleet Opportunities and Needs	Initial fleet analysis completed with recommendations of EV options. Began development of an EV fleet strategy, to be completed in Q2.

Action	Q1 2022 Status Update
Provide business support for new plastic waste reduction ordinances	Updated posters and tabletop tents provided to local businesses. Developed scope of work to partner with the Business Ambassador program to provide quarterly education and outreach to businesses regarding 2022 code requirements and to encourage early adoption of 2023 requirements.
Provide resident education for new waste reduction ordinances	Information promoted on City website and via new materials available for posting in local businesses.
Support development of a comprehensive solid waste program (including a potential biodigester)	Ad hoc solid waste committee established. Drafted request for proposals for consultant support to evaluate the island's solid waste and recycling structure to determine efficiency and effectiveness (to be released in early Q2).
Work with PSE to implement the PSE/COBI Partnership Agreement	N/A (not a Q1 activity)
Review/develop code to support climate mitigation activities, including an EV-ready code for new construction and existing building remodels	Internal COBI staff group met in February and March to review CAP-related code suggestions and develop a workplan to move this work forward in 2022, starting with an EV-ready code for new construction.
Support implementation of the Sustainable Transportation Plan	COBI staff and CCAC met several times to discuss metrics for measuring vehicle miles traveled and greenhouse gas emissions reductions associated with the Sustainable Transportation plan. CCAC recommendations on next steps were shared with the City Manager and CCAC Council liaisons.
Work with the School District, Kitsap Transit and WA State Ferries to discuss low-carbon transportation and anti-idling opportunities	N/A (not a Q1 activity)
Adaptation & Resilience	
Formalize use of EcoAdapt's Climate Change Adaptation Tool (or other tool) to apply climate lens for City projects	Drafted potential scope of work to utilize EcoAdapt's Climate Change Adaptation Tool and provide training for COBI staff in Q2.
Create high-resolution sea level rise mapping	Staff attended a training on coastal adaptation and reached out to the Department of Ecology to confirm if any funding was available for this work in 2022. If not, CAP funds will be used to initiate this project in Q2.
Increase resiliency for at least one disaster hub (American Rescue Plan funded project)	Released a Request for Qualifications and selected a firm to develop project specifications for installing solar panels and battery energy storage systems at up to six community disaster hubs. Anticipate that site visits will take place in April.

Action	Q1 2022 Status Update
Create a list of tree and plant species expected to be favored by climate change that can be used for forest management and restoration actions	NA (not a Q1 activity)
Increase the resiliency of COBI utility infrastructure, water, wastewater, and storm drainage	In March, the City Council authorized design funding for the Wing Point Sewer Pump Station to relocate the facility out of a tidal zone that is impacted by sea-level rise. Additionally, the Public Works Department completed the Yeomalt Emergency Drainage Repairs project that installed a tidal valve on a stormwater outfall to prevent upland flooding during excessive high tides.
Develop equity lens for CAP implementation	Staff is developing example approaches to share with the City Manager and others as directed.
Identify 2023-24 budget needs and work plan items	N/A (not a Q1 activity)
Update GHG Emissions Inventory (tentative)	Staff completed the 2019 municipal greenhouse gas emissions inventory which showed a 12% increase in 2019 compared to the 2014 baseline, primarily due to an increase in water-related electricity use, diesel use for vehicles and equipment, and the amount of waste sent to the landfill. For comparison, our 2018 GHG emissions inventory noted an 11% in municipal emissions from 2014-2018.



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 10 Minutes

AGENDA ITEM: (6:50 PM) Hold Public Hearing regarding Ordinance No. 2022-09 relating to Small Wireless Facilities and Adopt Ordinance No. 2022-09 - Executive/Planning,

SUMMARY: This item is to hold a public hearing on, and consider adoption of, Ordinance No. 2022-09, which sets forth proposed permanent small wireless facility design standards and related regulations to govern the deployment and modification of small wireless facilities on Bainbridge Island. The proposed regulations have been considered by the Planning Commission and the City Council over the past few years and interim regulations have been in place as part of that process. In previous Planning Commission discussions, this ordinance was numbered as Ordinance No. 2019-38, Ordinance No. 2020-04, and renumbered again in 2021 as Ordinance No. 2021-05.

AGENDA CATEGORY: Ordinance

PROPOSED BY: Executive

RECOMMENDED MOTION: I move to adopt Ordinance No. 2022-09, which is the version that does not include the additional text highlighted in gray as recommended by the Planning Commission.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND: Under federal law, the Federal Communications Commission ("FCC") is granted extensive powers to regulate telecommunication services in the United States. On September 5, 2018, the FCC issued an order ("FCC Order") that dramatically changed how local governments can regulate deployments of small wireless facilities ("SWFs"). Some of the order came into effect on January 14, 2019, while the rest of the order came into effect on April 14, 2019. The FCC Order imposes limitations on local municipalities, including the City of Bainbridge Island ("City"), regarding processing and review of all permits associated with the deployment of SWFs, and permanent regulations are needed to ensure that the City is in compliance with what federal law requires.

The purpose of SWFs is to augment capacity for wireless data traffic in dense areas (primarily downtown cores and residential neighborhoods). SWFs typically consist of an antenna less than 3 cubic feet in volume, an

equipment box, and wiring or "fiber." SWFs are typically mounted on utility or light poles in the right-of-way, or on an existing building or structure located outside of the right-of-way. Attached is a PowerPoint presentation that includes visuals of such facilities.

On May 14, 2019, in response to the FCC Order, the City Council approved Ordinance No. 2019-15, adopting an interim official control that: created a new Chapter 18.10A BIMC, established interim small wireless facility design standards; amended Table 18.09.020, BIMC 18.09.030, and BIMC 18.10.010; and repealed and replaced Chapter 18.11 BIMC.

On June 11, 2019, the Council held a public hearing on Ordinance No. 2019-15 to receive public comment on the interim small wireless facility design standards adopted by Ordinance No. 2019-15.

On August 13, 2019, the Council directed the Planning Commission to begin work on permanent regulations to replace the interim regulations adopted by Ordinance No. 2019-15. On September 12, 2019, the Planning Commission began consideration of such permanent regulations.

As set forth in detail in the "Whereas" clauses of Ordinance No. 2022-09 (attached), the regulations at issue have undergone a comprehensive review and process with the Planning Commission over multiple meetings, culminating in a public hearing on August 13, 2020 regarding Ordinance No. 2020-04 (which has been renumbered as Ordinance No. 2022-09). Following that public hearing on August 13, 2020, the Planning Commission recommended approval of the ordinance with five amendments. Those recommended changes are set forth as follows (and are captured in the attached Planning Commission minutes):

1. Add provisions for a small wireless applicant to conduct a visual impact analysis and propose mitigation for any impacts as part of a permit application process. Requiring the project applicant to provide this analysis as part of a permit application will expedite the time required to process a permit by the Planning Department.
2. Add provisions to require that a proposed pole be located to mitigate the visual impact. This would give the Planning Director clear authority to require that a pole be placed in a location other than the one proposed by the applicant where relocation is warranted to avoid or mitigate visual impacts.
3. Add provisions that require the Planning Director, as the decisionmaker, to apply criteria to determine whether a visual impact identified by a project applicant has been mitigated.
4. Add provisions that require a conditional use permit for installation of small wireless poles in Conservation Areas of the island where poles do not currently exist, and include as a permit requirement the evaluation of visual impacts and mitigation of those impacts. Requiring a conditional use permit for new poles is consistent with existing Code treatment of monopole or lattice towers and other wireless communication facilities as conditional uses in Conservation Areas of the island, as set forth in Table 18.09.020.

5. Add provisions that allow an administrative appeal of the Planning Director's decision rather than requiring a lawsuit in Kitsap Superior Court to appeal a Director decision.

As also described in the "Whereas" clauses of Ordinance No. 2022-09, the City Council has received updates regarding the proposed regulations as part of this process, including at Council meetings on April 6, 2021 and in October 2021. On October 26, 2021, the Council adopted the most recent extension of the interim regulations that have been in place while the permanent regulations were under consideration by the Planning Commission and the Council. The current extension extended the interim control until May 14, 2022 and in adopting that extension, the Council indicated that the goal was to not have any further extensions of the interim control and to adopt permanent regulations.

The attached ordinance, Ordinance No. 2022-09, sets forth the proposed permanent regulations. The public hearing draft is based on the proposed regulations as recommended by the Planning Commission, including text that is intended to meet the intent of the Planning Commission's five amendments as above described. Text related to accomplishing those amendments is included in gray highlighted text in the proposed ordinance. Also included are comment boxes to identify which Planning Commission recommendation is being addressed with each area of new text in the draft code.

The draft ordinance also includes yellow highlighted text, which are limited changes that the City Attorney and the City's outside legal expert are recommending related to updates and clarifications regarding eligible facility requests.

The draft is being provided in this format because the recommendation by the City Attorney and the City's expert legal consultant regarding the proposed regulations is not to include the gray highlighted text (which is based on the Planning Commission's five amendments above described). The reason, in brief, that the City Attorney is making this recommendation is due to federal law preemption issues. The Planning Commission's recommendation regarding the five amendments is based in significant part on regulations adopted by Kitsap County which relate to, for example, a "visual impact analysis" procedure. Based on the City's due diligence regarding this matter, the City Attorney and the City's expert legal consultant are not recommending such an approach for several reasons that relate to federal law requirements that govern such regulations.

Included with this agenda item is a memorandum dated June 19, 2020 from the City's expert legal consultant, Daniel Kenny of Ogden, Murphy, Wallace. That memo describes several reasons why Mr. Kenny does not recommend the proposed visual impact analysis approach. The City Attorney concurs with Mr. Kenny's recommendation.

Mr. Kenny's analysis includes consideration of the federally-imposed time limits that apply to the permits at issue, and the difficulties imposed by such time limits in the context of the amendments recommended by the Planning Commission. An additional consideration is that the approach being utilized by Kitsap County includes rather vague standards that likely would be difficult for the City to apply and enforce.

As such, the recommendation of Mr. Kenny and the City Attorney is to adopt a version of Ordinance No. 2022-09 that does not include the gray highlighted text. Mr. Kenny and the City Attorney will be available as part of this agenda item to answer any questions the Council may have about this recommended approach.

For clarity, also attached to this agenda item is a version of the public hearing draft of proposed Ordinance No. 2022-09 that is entitled, "Ordinance No. 2022-09 Small Wireless Code Revisions - Public Hearing Draft - Additional Text Not Included." If the Council chooses to adopt the version as recommended by the City Attorney and outside legal counsel, the Council would enact the version that does not include the additional text (i.e., the text highlighted in gray).

Also attached is a memorandum that the City Attorney provided to the Interim Director of Planning and Community Development to provide to the Planning Commission in advance of the public hearing for the proposed ordinance. The memo recognizes the extensive amount of work that the Planning Commission dedicated to the proposed regulations. In the memo, the City Attorney acknowledges that it is unusual regarding an ordinance being considered by the Council to have a staff recommendation that differs, in part, from the Planning Commission's recommendation, and the memo describes the basis for the staff recommendation here. The memo also notes that Planning Commissioners have the opportunity to submit and provide comments to the Council regarding the proposed regulations before the Council takes action.

As a final note, the proposed regulations are the result of a multitude of hours of work by the Planning Commission, City staff, and Mr. Kenny. The proposed regulations are very detailed and include a variety of provisions that will allow the City to regulate small wireless facilities consistent with community standards, including related to where such facilities are located and regarding the visual and other impacts of such facilities. The attached PowerPoint presentation provides additional background related to some of the key provisions of the proposed regulations.

ATTACHMENTS:

[Ordinance No. 2022-09 Small Wireless Code Revisions - Public Hearing Draft](#)

[Ordinance No. 2022-09 Small Wireless Code Revisions - Public Hearing Draft - Additional Text Not Included](#)

[City Attorney Memo to Planning Commission - Ordinance No. 2022-09 - Small Wireless Facilities](#)

[Small Wireless Code Presentation \(for Council 4-12-22\)](#)

[\[For Background\] Planning Commission Minutes - August 13, 2020](#)

[\[For Background\] Draft Small Wireless Code Revisions Memo from Daniel Kenny 061920](#)

FISCAL DETAILS:

Fund Name(s):

Coding:

***PUBLIC HEARING DRAFT
(WITH ADDITIONS)***

ORDINANCE NO. 2022-09

AN ORDINANCE of the City of Bainbridge Island, Washington, relating to telecommunications facilities; amending Title 18 of the Bainbridge Island Municipal Code; adding a new Chapter 18.10A BIMC, authorizing and establishing design and concealment standards for small wireless facilities; amending BIMC 18.10.020 and BIMC 18.36.030 regarding definitions; revising BIMC 18.10.010 to adopt an applicability section; repealing and replacing in full Chapter 18.11 BIMC concerning eligible facilities requests; amending Table 18.09.020, BIMC 18.09.030, BIMC 18.10.030, and BIMC 2.16.040; amending BIMC 19.10.020, .030, and .070 to add requirements for small wireless facility permit submissions; and repealing the interim official control established by Ordinance No. 2019-15, and extended by Ordinance Nos. 2019-31, 2020-11, 2020-22, 2021-14, and 2021-29.

WHEREAS, on September 5, 2018, the Federal Communications Commission (“FCC”) adopted a Declaratory Ruling, Order, and Regulation (“FCC Order”) which imposes limitations on local municipalities including the City of Bainbridge Island (“City”) regarding processing and review of all permits associated with the deployment of small wireless facilities; and

WHEREAS, the adoption of aesthetic standards for deployment of small wireless facilities and utilization of a concurrent process emphasizing administrative review enables compliance with the federal presumptively reasonable time limits for review; and

WHEREAS, the City was required to enact administrative procedures and processes to comply with the new presumptive federal safe harbors on or before January 14, 2019; and

WHEREAS, separately, federal law and regulation sets time limits on the processing of applications for eligible facility requests to expand existing structures which do not substantially change the height or profile of the structures used to co-locate wireless communications facilities, and which regulations directly impact Chapter 18.11 of the Bainbridge Island Municipal Code (“BIMC”); and

WHEREAS, the City Council found that the existence of the federal regulations required the immediate enactment of administrative procedures and processes which comply with the FCC Order; and

WHEREAS, the City is authorized by state law, including RCW 36.70A.390, to expeditiously adopt interim official control ordinances due to a public emergency for the protection of the public peace, safety, or health while permanent regulations are developed, considered, and processed through the City’s standard legislative procedures; and

WHEREAS, the City Council found that the adoption of such an interim official control ordinance allowed the City to put in place standards to come into compliance with the FCC Order, while providing a meaningful opportunity for its residents to provide input regarding design, concealment, and other aesthetic standards within the longer timeframe permitted by use of an interim official control ordinance; and

WHEREAS, on May 14, 2019, in response to the FCC Order, the City Council approved Ordinance No. 2019-15, adopting an interim official control that: created a new Chapter 18.10A, establishing interim small wireless facility design standards; amended Table 18.09.020, BIMC 18.09.030, and BIMC 18.10.010; and repealed and replaced Chapter 18.11 BIMC; and

WHEREAS, on May 14, 2019, the City Council also enacted amendments to its existing master permit code provisions contained in Title 19 BIMC and adopted a new Chapter 19.10 BIMC in order to provide a clear permitting procedure for the deployment of small wireless facilities; and

WHEREAS, on June 11, 2019, the City Council held a public hearing on Ordinance No. 2019-15 to receive public comment on the interim official control; and

WHEREAS, on August 13, 2019, the City Council directed the Planning Commission to begin work on permanent regulations to replace the interim official control adopted by Ordinance No. 2019-15; and

WHEREAS, on September 12, 2019 and October 24, 2019, the Planning Commission considered permanent regulations to replace the interim official control adopted by Ordinance No. 2019-15; and

WHEREAS, the interim official control, adopted by Ordinance No. 2019-15, was scheduled to expire on November 14, 2019, unless extended by the City Council; and

WHEREAS, on October 8, 2019, the City Council set a public hearing for October 22, 2019 on Ordinance No. 2019-31, related to extending the interim official control; and

WHEREAS, on October 22, 2019, the City Council held a public hearing on Ordinance No. 2019-31 and adopted the ordinance following the public hearing, extending the interim official control originally adopted by Ordinance No. 2019-15 until May 14, 2020; and

WHEREAS, on October 24, 2019, the Planning Commission considered Ordinance No. 2019-38 (related to the proposed permanent regulations) and reviewed comments submitted by industry representatives; and

WHEREAS, on December 12, 2019, the Planning Commission further considered Ordinance No. 2019-38; and

WHEREAS, on January 1, 2020, draft Ordinance No. 2019-38 was renumbered to be Ordinance No. 2020-04; and

WHEREAS, on January 23, 2020, the Planning Commission further considered Ordinance No. 2020-04; and

WHEREAS, on February 29, 2020, Governor Jay Inslee declared a state of emergency in response to the spread of COVID-19 in Washington state; and

WHEREAS, on March 9, 2020, the City Manager issued a Proclamation of Emergency in response to the COVID-19 public health emergency; and

WHEREAS, on March 10, 2020, the City Council adopted Resolution No. 2020-06, affirming the Proclamation of Emergency; and

WHEREAS, the COVID-19 public health emergency significantly disrupted City operations and led to the cancellation of multiple meetings of the Planning Commission; and

WHEREAS, on April 14, 2020, the City Council set a public hearing for April 28, 2020 on Ordinance No. 2020-11, related to extending the interim official control; and

WHEREAS, on April 28, 2020, the City Council held a public hearing on Ordinance No. 2020-11 and adopted the ordinance following the public hearing, extending the interim control originally adopted by Ordinance No. 2019-15 until November 14, 2020; and

WHEREAS, the Planning Commission continued its discussion of permanent regulations to replace the interim official control during its May 28, 2020, June 11, 2020, June 25, 2020, July 23, 2020, and August 13, 2020 meetings; and

WHEREAS, on August 13, 2020, the Planning Commission held a public hearing on Ordinance No. 2020-04; and

WHEREAS, on August 13, 2020, following the public hearing, the Planning Commission forwarded Ordinance No. 2020-04 for City Council consideration with a recommended approval with five amendments; and

WHEREAS, in a related matter, on August 12, 2020 a three-judge panel of the U.S. Court of Appeals for the Ninth Circuit entered its decision on five consolidated cases challenging the FCC Order preempting many aspects of local government regulation of small wireless facilities; and

WHEREAS, City staff and the City Council needed additional time to understand the impacts of the Ninth Circuit's decision on the Planning Commission's recommendation and Ordinance No. 2020-04; and

WHEREAS, the City Council found that an additional six-month extension of the interim official control adopted by Ordinance No. 2019-15 was necessary to allow the Council time to develop, consider, and process permanent regulations to replace the interim official

control and to solicit additional public comment from residents regarding design, concealment, and other aesthetic standards within the longer timeframe permitted by an extension of the interim official control; and

WHEREAS, on October 13, 2020, the City Council set a public hearing for October 27, 2020 on Ordinance No. 2020-22, related to extending the interim official control; and

WHEREAS, on October 27, 2020, the City Council held a public hearing on Ordinance No. 2020-22 and adopted the ordinance following the public hearing, extending the interim official control until May 14, 2021; and

WHEREAS, on April 6, 2021, City staff provided an update to the City Council related to the interim control regulations, including by informing the Council that City staff were engaged in additional research and analysis related to the recommendations made by the Planning Commission via proposed Ordinance No. 2021-05 (formerly Ordinance No. 2020-04), and that, in relevant part, the Planning Commission made recommendations that are based on regulations in place in Kitsap County, and City staff was conducting due diligence regarding those recommendations and the related Kitsap County regulations, and that the due diligence was not yet complete so an extension of the interim control was necessary to allow time to complete that work and the remaining work on work plan related to the interim control; and

WHEREAS, on April 13, 2021, the City Council set a public hearing for April 27, 2021 on Ordinance No. 2021-14, related to extending the interim official control; and

WHEREAS, on April 27, 2021, the City Council held a public hearing on Ordinance No. 2021-14 and adopted the ordinance following the public hearing, extending the interim official control until November 14, 2021; and

WHEREAS, the City continued to engage in research and analysis related to the recommendations made by the Planning Commission via proposed Ordinance No. 2021-05, and that work took longer than expected based on several factors, including that City staff were working to reconcile differences between the Planning Commission's recommendation and the recommendation of an expert legal consultant the City engaged with to assist in the drafting of the regulations at issue, and City staff worked to provide to the City Council the most up-to-date information and analysis related to legal requirements pertaining to those recommendations, as well as in the context of the experience of Kitsap County in interpreting and implementing similar regulations, and that work was not yet complete; and

WHEREAS, an extension of the interim regulations was necessary to allow more time for City staff to work with the City Council to complete the work plan related to the interim regulations, including the research, analysis, and outreach above described; and

WHEREAS, on October 12, 2021, the City Council set a public hearing on Ordinance No. 2021-29 for the October 26, 2021 Council meeting, related to extending the interim official control for an additional six months; and

WHEREAS, on October 26, 2021, the City Council held a public hearing on Ordinance No. 2021-29 and adopted the ordinance following the public hearing, extending the interim official control initially adopted via Ordinance No. 2019-15, and extended by Ordinance Nos. 2019-31, 2020-11, 2020-22, and 2021-14, until May 14, 2022; and

WHEREAS, City staff, working with the City's expert consultant, have completed the due diligence above referenced related to the permanent regulations recommended by the Planning Commission and have prepared this ordinance based on what City staff and the City's expert legal consultant is recommending related to the Planning Commission's recommendations and more generally, including as relates to the proposed regulatory provisions at issue that are directly impacted by federal preemption considerations; and

WHEREAS, without an extension of the interim regulations last extended by Ordinance No. 2021-29 to May 14, 2022, those interim regulations will expire on that date, and the understanding from City staff based on the Council's discussion regarding the most recent extension of the interim regulations is that the goal is not to further extend the interim control and instead adopt permanent regulations; and

WHEREAS, this Ordinance No. 2022-09 is intended to accomplish the objective articulated by the City Council via the adoption of the permanent regulations set forth in this ordinance.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Repeal of Interim Official Control. The interim official control, originally adopted as Ordinance No. 2019-15, and subsequently extended by Ordinance No. 2019-31, Ordinance No. 2020-11, Ordinance No. 2020-22, Ordinance No. 2021-14, and Ordinance No. 2021-29, is hereby repealed in its entirety and shall no longer be in force or effect as of the effective date of this Ordinance No. 2022-09.

Section 2. Amendment of BIMC 18.10.010. Section 18.10.010 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

18.10.010 – ~~Purpose:~~ General Provisions.

A. This chapter addresses the issues of location and appearance associated with wireless communication facilities ("WCFs"). It provides adequate siting opportunities through a wide range of locations and options which minimize safety hazards and visual impacts sometimes associated with wireless communications technology. The chapter encourages siting of facilities on existing buildings or structures, co-location of several providers' facilities on a single support structure, and visual mitigation measures to maintain neighborhood appearance and reduce visual clutter in the city.

B. Applicability

1. Applicability. The provisions of this chapter shall apply to all new WCFs located within the boundaries of the city, and for any modification to an existing WCF that is not governed by Chapter 18.11 BIMC, provided that this chapter shall not apply to small wireless facilities permitted under Title 19 BIMC and subject to Chapter 18.10A BIMC.

2. Permit Required. Any person who desires to place any WCF within the boundaries of the city must apply to the city for the appropriate wireless communication facility permit.

3. Lease Required. In addition to the requirement of obtaining the appropriate wireless communication facility permit, if all or a portion of the WCF will be located upon a city-owned structure, or upon non-right-of-way property which is either city-owned or city-leased, the applicant shall be required to enter into a lease agreement with the city for the use of the city property.

4. Master Permit Required. In addition to the requirement of obtaining the appropriate wireless communication facility permit, if all or a portion of the WCF will be located within the city's right-of-way, the applicant shall be required to obtain a master permit, consistent with Title 19 BIMC, from the city for the use of the city's right-of-way.

Section 3. Amendment of BIMC 18.10.020. Section 18.10.020 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

For the purpose of this chapter, the following terms, phrases, words, and abbreviations shall have the meanings given herein. Words not otherwise defined shall have their common and ordinary meaning:

A. "Antenna(s)" means any system of electromagnetically tuned wires, poles, rods, reflecting discs or similar devices used to transmit or receive electromagnetic waves between terrestrial and/or orbital based points, including, but not limited to:

1. Omni-directional (or "whip") antenna(s), which transmits and receives radio frequency signals in a 360-degree radial pattern;
2. Directional (or "panel") antenna(s), which transmits and receives radio frequency signals in a specific directional pattern of less than 360 degrees;
3. Parabolic antenna(s) (or "dish" antenna(s)), which is a bowl-shaped device for the reception and/or transmission of communications signals in a specific directional pattern; and
4. Ancillary antenna(s), which is an antenna less than 12 inches in its largest dimension and is not directly used to provide personal wireless communications services, such as a global positioning satellite ("GPS") antenna.

B. "Co-location" means placing and arranging multiple providers' antennas and equipment on a single support structure or equipment pad area.

C. "Electromagnetic field" or "EMF" means the field produced by the operation of equipment used in transmitting and receiving radio frequency signals.

D. "Equipment facility" means any structure used to house electronic equipment, cooling systems and back-up power systems associated with a WCF, including shelters, enclosures, cabinets and other similar structures.

E. "Facility I" means a wireless communication facility consisting of an antenna that is either: (1) four feet or less in height and with an area of not more than 580 square inches in the aggregate; or (2) if a tubular antenna, no more than four inches in diameter and no more than six feet in length.

F. "Facility II" means a wireless communication facility consisting of up to three antennas, each of which is a microcell with associated equipment facilities six feet or less in height and no more than 48 square feet in floor area.

G. "Lattice tower" means a wireless communication support structure that consists of metal crossed strips or bars to support antennas and related equipment.

H. "Monopole" means a wireless communication facility that consists of a support structure, the height of which shall not exceed 120 feet in height not including antennas.

I. "Support structure" means any structure, designed and constructed specifically to support an antenna array, including a monopole, self-supporting (lattice) tower, guy-wire support tower and any other similar structures. Any device (attachment device) used to attach a WCF to an existing structure or building (attachment structure) shall be excluded from the definition of and regulations applicable to support structures.

J. "Wireless communication facility" or "WCF" means an unstaffed facility for the transmission and/or reception of radio frequency, microwave or other signals for commercial communications purposes, including and typically consisting of antennas, ~~equipment shelter or cabinet~~ equipment facilities, transmission cables, a support structure required to achieve the necessary elevation, and reception and transmission devices and antennas.

K. "Wireless communication services" means commercial mobile services, unlicensed wireless services, and common carrier wireless exchange access services, as defined by federal laws and regulations.

Section 4. Amendment of BIMC 18.10.030. Subsection 18.10.030.B.1 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

1. A facility I or II, or a monopole or lattice tower located in a nonresidential zone that does not exceed the maximum building height of the zone established in Chapter 18.12 BIMC; or

Section 5. Amendment of Table 18.09.020. The Utility and Telecommunications section of Table 18.09.020 of the Bainbridge Island Municipal Code is hereby amended to read as shown on attached **Exhibit A**.

Section 6. Amendment of BIMC 18.09.030. Section 18.09.030 of the Bainbridge Island Municipal Code is hereby amended to include a new Subsection 18.09.030.B.5, to read as follows:

5. Small wireless facilities. Small wireless facilities are prohibited on any property containing a residential use in the residential zones except where allowed under BIMC 18.10A.040.E.13.

Section 7. Amendment of BIMC 18.09.030. Section 18.09.030 of the Bainbridge Island Municipal Code is hereby amended to include a new Subsection 18.09.030.F.4, to read as follows:

4. In accordance with Chapter 18.10 BIMC, the department of planning and community development may grant permit approval for:

a. A facility I or II, or a monopole or lattice tower located in a nonresidential zone that does not exceed the maximum height of the zone; or

b. A facility I or II in a multifamily, business, commercial, or town center zone on an existing building or structure; provided, that the facility is no higher than 15 feet above the existing building or structure or the permitted height for the zone, whichever is higher; or

c. A facility I or II in a residential zone on a nonresidential building or structure; provided, that the facility is no higher than 15 feet above the permitted height in the zone.

d. All other WCFs require conditional use permit review and approval by the city hearing examiner.

e. For the purposes of this subsection and Table 18.09.020, the terms “Facility I,” “Facility II,” “Lattice Tower,” “Monopole,” “WCF,” and “Wireless Communication Facility” shall have the same meaning as defined in Chapter 18.10 BIMC.

Section 8. Adoption of New Chapter 18.10A BIMC. Title 18 of the Bainbridge Island Municipal Code is hereby amended to include a new Chapter 18.10A BIMC, to read as follows:

Chapter 18.10A
USE REGULATIONS - SMALL WIRELESS FACILITIES

- 18.10A.010 Purpose.
- 18.10A.020 Applicability.
- 18.10A.030 Definitions.
- 18.10A.040 Design and concealment standards for small wireless facilities.
- 18.10A.050 New poles for small wireless facilities.

18.10A.010 Purpose.

The purposes of this chapter are to set forth regulations for the placement and development of small wireless facilities. Among the purposes included are to:

- A. Manage reasonable access to the right-of-way of the City for communication purposes on a nondiscriminatory basis.
- B. Conserve the limited physical capacity of the public rights-of-way held in public trust by the City.
- C. Ensure that all service providers maintaining facilities or providing services within the City comply with the ordinances, rules, and regulations of the City.
- D. Reduce unnecessary local regulation of providers and services.
- E. Ensure that the City can continue to fairly and responsibly protect the public health, safety, and welfare.
- F. Encourage the provision of advanced and competitive telecommunications on the widest possible basis to the businesses, institutions, and residents of the City.
- G. Encourage the design of such small wireless facilities to be aesthetically and architecturally compatible with the surrounding built and natural environments where possible.
- H. Encourage the co-location or attachment of small wireless facilities on existing support structures to help minimize the total number and impact of such structures throughout the community.
- I. Reserve to the City and provide for the fullest exercise possible of the authority and discretion of the City to require that:
 - 1. Facilities are installed and maintained within the public rights-of-way in such a manner and at such points so as not to inconvenience the public use of the public rights-of-way or to adversely affect the public safety and welfare;

2. All non-City users of the rights-of-way shall be required to reimburse and hold harmless the City for the actual costs incurred by the City by reason of the construction or presence in the public rights-of-way of the facilities of such other users; and
3. Potential adverse visual, aesthetic, and safety impacts of small wireless facilities be minimized.

18.10A.020 Applicability.

Any application for a small wireless facility both inside and outside of the right-of-way shall comply with the following application requirements for a small wireless facility permit described in this chapter. Applications must also comply with the small wireless facility permit requirements of Title 19 BIMC. For small wireless facilities inside the right-of-way, the applicant must also obtain a master permit as may be required under Title 19 BIMC.

18.10A.030 Definitions.

For the purpose of this chapter, the following terms, phrases, words, and abbreviations shall have the meanings given herein. Words not otherwise defined shall have their common and ordinary meaning:

- A. “Antenna” means an apparatus designed for the purpose of emitting radiofrequency (“RF”) radiation, to be operated or operating from a fixed location pursuant to FCC authorization, for the provision of personal wireless service and any commingled information services. For the purposes of this definition, the term “antenna” does not include an unintentional radiator, mobile station, or device authorized under 47 CFR Part 15.
- B. “Applicant” means any person submitting an application for a small wireless facility permit.
- C. “City property” means any real property owned by the City, whether in fee or other ownership estate of interest.
- D. “Co-location” means (1) mounting or installing an antenna facility on a preexisting structure, and/or (2) modifying a structure for the purpose of mounting or installing an antenna facility on that structure.
- E. “Director” means the Director of Planning and Community Development or their designee.
- F. “FCC” or “Federal Communications Commission” means the federal administrative agency, or lawful successor, authorized to regulate and oversee telecommunications carriers, services, and providers on a national level.
- G. “Grantee” means a person holding a master permit.

H. “Light Pole” means a pole used primarily for lighting streets, parking areas, parks, or pedestrian paths.

I. “Master Permit” means the authorization granted by the City to an operator of a telecommunications system, under Title 19 BIMC, giving the operator the nonexclusive right to occupy the space, or use facilities upon, across, beneath, or over any public right-of-way in the City, to provide a specified service within a master permit area. Such master permit shall not include or be a substitute for:

1. Any other permit or authorization required for the privilege of transacting and carrying on a business within the City required by the ordinances and laws of the City;

2. Any permit, agreement, or authorization required in connection with operations on or in public streets or property, including, by way of example and not limitation, street cut permits;

3. Any permits or agreements for occupying any other property of the City or private entities to which access is not specifically granted by the master permit including, without limitation, permits and agreements for placing devices on or in poles, conduits, other structures, or railroad easements, whether owned by the City or a private entity; or

4. The right to place devices in the right-of-way, such as pay telephones, for end user use in terminating or originating transmissions.

By way of example, and without limiting the foregoing, this title shall not be read to diminish or in any way affect the authority of the City to control the use of the City’s real estate, fixtures, or personal property. Therefore, any person who desires to use such property must obtain additional approvals, or agreements for that purpose, as may be required by the City.

J. “Pole” means any human-made assemblage of materials extending above or below the surface of the earth and affixed or attached thereto that is capable of supporting a small wireless facility.

K. “Public right-of-way” or “right-of-way” means land acquired or dedicated for public roads and streets but does not include:

1. State highways;

2. Land dedicated for road, streets, and highways not opened and not improved for motor vehicle use by the public;

3. Structures, including poles and conduits, located within the right-of-way;

4. Federally granted trust lands or forest board trust lands;

5. Lands owned or managed by the state parks and recreation commission; or

6. Federally granted railroad rights-of-way acquired under 43 U.S.C. Section 912 and related provisions of federal law that are not open for motor vehicle use.

L. “Service provider” is defined consistently with RCW 35.99.010(6). Service provider shall include those infrastructure companies that provide telecommunications services or equipment to enable the deployment of telecommunication services.

M. “Small wireless facility” and “small wireless facilities” shall have the same meaning as “small wireless facility” as set forth in 47 CFR §16002, as may be amended. As of the effective date of Ordinance No. 2022-09, 47 CFR §16002 defines “small wireless facility” to mean facilities that meet each of the following conditions:

1. The facilities:
 - a. Are mounted on structures 50 feet or less in height including their antennas as defined in 47 CFR §1.1320(d); or
 - b. Are mounted on structures no more than 10 percent taller than other adjacent structures; or
 - c. Do not extend existing structures on which they are located to a height of more than 50 feet or by more than 10 percent, whichever is greater;
2. Each antenna associated with the deployment, excluding associated antenna equipment (as defined in the definition of antenna in 47 CFR §1.1320(d)), is no more than three cubic feet in volume;
3. All other wireless equipment associated with the structure, including the wireless equipment associated with the antenna and any preexisting associated equipment on the structure, is no more than 28 cubic feet in volume;
4. The facilities do not require antenna structure registration under 47 CFR Part 17;
5. The facilities are not located on Tribal lands, as defined under 36 CFR §800.16(x); and
6. The facilities do not result in human exposure to radiofrequency radiation in excess of the applicable safety standards specified in 47 CFR §1.1307(b).

N. “Structure” means a pole, tower, base station, or building, whether or not it has an existing antenna facility, that is used, proposed to be used, or could be used for the provision of telecommunications service (whether on its own or comingled with other types of services).

O. “Telecommunications facilities” means the plant, equipment, and property including, but not limited to, cables, wires, conduits, ducts, pedestals, electronics, and other appurtenances used or to be used to transmit, receive, distribute, provide, or offer wireline or wireless telecommunications service.

P. “Telecommunications service” means the transmission of information by wire, radio, optical cable, electromagnetic, or other similar means for hire, sale, or resale to the general public. For the purpose of this subsection, “information” means knowledge or intelligence

represented by any form of writing, signs, signals, pictures, sounds, or any other symbols. For the purpose of this chapter, telecommunications service excludes the over-the-air transmission of broadcast television or broadcast radio signals.

Q. “Traffic Signal Poles” means a pole that supports equipment used for controlling traffic, including but not limited to traffic lights, rapid flashing beacons, speed radar, and school zone flashers.

R. “Transmission equipment” means equipment that facilitates transmission for any FCC-licensed or authorized wireless communication service, including, but not limited to, radio transceivers, antennas, coaxial or fiber-optic cable, and regular and backup power supply. The term includes equipment associated with wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.

S. “Unified enclosure” means a small wireless facility providing concealment of antennas and equipment within a single enclosure.

T. “Utility pole” means a structure designed and used primarily for the support of electrical wires, telephone wires, television cable, traffic signals, or lighting for streets, parking areas, or pedestrian paths.

U. “Wireline” means services provided using a physically tangible means of transmission, including without limitation wire or cable, and the apparatus used for such transmission.

18.10A.040 Design and concealment standards for small wireless facilities.

Small wireless facility deployments permitted inside or outside the right-of way shall conform to the following design standards:

A. Small wireless facilities attached to existing or replacement non-wooden poles, including non-wooden light poles or utility poles, shall conform to the following design criteria:

1. The applicant shall minimize to the extent possible the antenna and equipment space and shall use the smallest amount of enclosure possible to fit the necessary equipment. The antennas and equipment shall be located consistent with BIMC 18.10A.040.E.1.
2. The furthest point of any equipment enclosure may not extend more than twenty-eight (28) inches from the face of the pole. Any equipment or antenna enclosures must meet WSDOT height clearance requirements.
3. All conduit, cables, wires, and fiber must be routed internally in the non-wooden pole. Full concealment of all conduit, cables, wires, and fiber is required within mounting brackets, shrouds, canisters, or sleeves if attaching to exterior antennas or equipment.
4. An antenna on top of an existing pole may not extend more than six (6) feet above

the height of the existing pole and the diameter may not exceed sixteen (16) inches, measured at the top of the pole, unless the applicant can demonstrate that more space is technically needed. The antennas shall be integrated into the pole design so that it appears as a continuation of the original pole, including colored or painted to match the pole, and shall be shrouded or screened to blend with the pole except for canister antennas which shall not require screening. All cabling and mounting hardware/brackets from the bottom of the antenna to the top of the pole shall be fully concealed and integrated with the pole.

5. Any replacement non-wooden pole shall substantially conform to the design of the pole it is replacing or the neighboring pole design standards utilized within the contiguous right-of-way, unless the Department of Planning and Community Development otherwise approves a variation due to aesthetic or safety concerns. Any replacement non-wooden pole located in the right-of-way shall be placed as close to the original pole as possible, but no more than five (5) feet from the existing pole location.

6. The height of any replacement pole may not extend more than six (6) feet above the height of the existing pole or the minimum additional height technically necessary; provided, that the height of the replacement pole cannot be extended further by additional antenna height.

7. The diameter of a replacement pole shall comply with the City's setback and sidewalk clearance requirements and shall, to the extent technically feasible, not be more than a twenty (20) inches measured at the base of the pole, unless additional diameter is needed in order to conceal equipment within the base of the pole, and shall comply with the requirements in subsection E.6 below.

8. The use of the pole for the siting of a small wireless facility shall be considered secondary to the primary function of the pole. If the primary function of a pole serving as the host site for a small wireless facility becomes unnecessary, the pole shall not be retained for the sole purpose of accommodating the small wireless facility and the small wireless facility and all associated equipment shall be removed.

B. Wooden pole design standards. Small wireless facilities located on existing or replacement wooden poles, including wooden light poles or utility poles, shall conform to the following design criteria:

1. The wooden pole at the proposed location may be replaced with a wooden pole for the purpose of accommodating a small wireless facility; provided, that the replacement pole shall not exceed a height that is a maximum of ten (10) feet taller than the existing pole, unless a further height increase is required and confirmed in writing by the pole owner and that such height extension is the minimum extension possible to provide sufficient separation and/or clearance from electrical and wireline facilities.

2. A pole extender may be used instead of replacing an existing wooden pole but may not increase the height of the existing wooden pole by more than ten (10) feet, unless a further height increase is required and confirmed in writing by the pole owner and that such height increase is the minimum extension possible to provide sufficient

separation and/or clearance from electrical and wireline facilities. A “pole extender” as used herein is an object affixed between the pole and the antenna for the purpose of increasing the height of the antenna above the pole. The pole extender shall be painted to approximately match the color of the pole and shall substantially match the diameter of the pole measured at the top of the pole.

3. Replacement wooden poles must either match the approximate color and materials of the replaced pole or shall be the standard new wooden pole used by the pole owner in the City, unless the Department of Planning and Community Development otherwise approves a variation due to aesthetic or safety concerns.

4. Antennas, equipment enclosures, and all ancillary equipment, boxes, and conduit shall be colored, tinted, or painted to match the approximate color of the surface of the wooden pole on which they are attached.

5. Antennas shall not be mounted more than twelve (12) inches from the surface of the wooden pole.

6. Antennas should be placed in an effort to minimize visual clutter and obtrusiveness. Multiple antennas are permitted on a wooden pole; provided, that each antenna enclosure shall not be more than three (3) cubic feet in volume.

7. A canister antenna may be mounted on top of an existing wooden pole, which may not exceed the height requirements described in subsection B.1 above. A canister antenna mounted on the top of a wooden pole shall not exceed sixteen (16) inches in diameter, measured at the top of the pole, and shall be colored or painted to match the pole. The canister antenna must be placed to look as if it is an extension of the pole. In the alternative, the applicant may propose a side mounted canister antenna, so long as the inside edge of the antenna is no more than twelve (12) inches from the surface of the wooden pole. All cables shall be concealed either within the canister antenna or within a sleeve between the antenna and the wooden pole.

8. The furthest point of any antenna or equipment enclosure may not extend more than twenty-eight (28) inches from the face of the pole. Any equipment or antenna enclosures must meet WSDOT height clearance requirements.

9. An omni-directional antenna may be mounted on the top of an existing wooden pole, provided such antenna is no more than four (4) feet in height and is mounted directly on the top of a pole or attached to a sleeve made to look like the exterior of the pole as close to the top of the pole as technically feasible. All cables shall be concealed within the sleeve between the bottom of the antenna and the mounting bracket.

10. All related equipment, including but not limited to ancillary equipment, radios, cables, associated shrouding, microwaves, and conduit which are mounted on wooden poles shall not be mounted more than six (6) inches from the surface of the pole, unless a further distance is technically required, and is confirmed in writing by the pole owner.

11. Equipment for small wireless facilities shall be located consistent with BIMC 18.10A.040.E.1. If equipment is allowed to be placed on the wooden pole, the equipment must be placed in the smallest enclosure possible for the intended purpose. The visual effect of the small wireless facility on all other aspects of the appearance of the wooden pole shall be minimized to the greatest extent possible.

12. The use of the wooden pole for the siting of a small wireless facility shall be considered secondary to the primary function of the pole. If the primary function of a wooden pole serving as the host site for a small wireless facility becomes unnecessary, the pole shall not be retained for the sole purpose of accommodating the small wireless facility and the small wireless facility and all associated equipment shall be removed.

13. The diameter of a replacement wooden pole shall comply with the City's setback and sidewalk clearance requirements and shall not be more than a 25% increase of the existing wooden pole measured at the base of the pole, unless additional diameter is needed for structural integrity of the pole, and shall comply with the requirements in subsection E.6 below.

14. All cables and wires shall be routed through conduit along the outside of the wooden pole. The outside conduit shall be colored or painted to match the pole. The number of conduit shall be minimized to the number technically necessary to accommodate the small wireless facility.

C. Small wireless facilities attached to existing buildings shall conform to the following design criteria:

1. Small wireless facilities may be mounted to the sides of a building if the antennas do not interrupt the building's architectural theme.

2. The interruption of architectural lines or horizontal or vertical reveals is discouraged.

3. New architectural features such as columns, pilasters, corbels, or other ornamentation that conceal antennas may be used if it complements the architecture of the existing building.

4. Small wireless facilities shall utilize the smallest mounting brackets necessary in order to provide the smallest offset from the building.

5. Skirts or shrouds shall be utilized on the sides and bottoms of antennas in order to conceal mounting hardware, create a cleaner appearance, and minimize the visual impact of the antennas. Exposed cabling/wiring is prohibited.

6. Small wireless facilities shall be colored, painted, and textured to match the adjacent building surfaces, unless otherwise technically infeasible.

7. Small wireless facilities must meet the height requirement of the underlying

zoning district.

8. Feed lines and coaxial cables shall be located below the parapet of the rooftop.

9. If a cabinet enclosure cannot be located within the building on which the wireless communication facilities will be located, then the City's first preference is for the wireless telecommunication carrier to locate the equipment on the roof of the building. If the equipment can be screened by placing the equipment below the parapet walls, no additional screening is required. If screening is required, the proposed screening must be consistent with the existing building in terms of color, design, architectural style, and material. If the cabinet equipment cannot be located on the roof or within the building, then it shall be located underground consistent with BIMC 18.10A.040.E.1.

D. Small wireless facilities mounted on cables strung between existing poles (i.e., a strand mounted small wireless facility), including light poles or utility poles, shall conform to the following standards:

1. Each strand mounted small wireless facility shall not exceed four (4) cubic feet in volume.

2. Only one strand mounted small wireless facility is permitted between any two existing poles.

3. The pole must be able to support the necessary load requirements of the strand mounted small wireless facility.

4. A strand mounted small wireless facility shall be placed as close as possible to the nearest pole supporting the cable on which the small wireless facility is mounted, and in no event more than five (5) feet from the pole unless a greater distance is technically necessary or is required by the pole owner for safety clearance.

5. No strand mounted small wireless facility shall be located in or above the portion of the roadway open to vehicular traffic.

6. Ground mounted equipment needed to accommodate a strand mounted small wireless facility is not permitted except when placed in preexisting equipment cabinets.

7. Pole mounted equipment shall comply with the requirements of subsections A or B above, as applicable.

8. Strand mounted small wireless facilities must be installed to cause the least visual impact and without excess exterior cabling or wires (other than the original strand).

9. Strand mounted small wireless facilities are only permitted on existing overhead wirelines supported by existing poles.

E. General requirements for all installation types.

1. All equipment, except antennas and conduit, associated with installations in the R-0.4 zoning district shall be ground mounted, placed underground, completely concealed within the pole, or placed on private property consistent with the regulations identified in (a), (c), (d), and (e) below unless the applicant can demonstrate that each of those possible locations are technically infeasible, in which case the equipment may be placed in accordance with (b) below. All equipment associated with installations in the Mixed Use Town Center, High School Road I and II, and Neighborhood Center zoning districts shall be located on the pole, completely concealed within the pole, or placed on private property consistent with the regulations identified in (a), (b), and (d) below unless the applicant can demonstrate that each of those allowed locations are technically infeasible, in which case the equipment may be placed in accordance with (c) or (e) below. All equipment associated with installations in any other zone not identified above may be installed consistent with one of the methods identified in (a) through (e) below.

- a. Concealed completely within the pole or pole base. If antennas and associated equipment enclosures (including disconnect switches and other appurtenant devices) are located within the pole or pole base, they shall be fully concealed within the pole. Further, if located within the pole base, the base shall meet ADA requirements and not impact the pedestrian access route.
- b. Located on a pole. If located on a pole, antennas and the associated equipment enclosures (including disconnect switches and other appurtenant devices) must be colored, tinted, or painted to match the approximate color of the surface of the pole and appear as an integral part of the pole or flush mounted to the pole, meaning for antennas no more than twelve (12) inches off of the pole and for associated equipment no more than six (6) inches off the pole, and must be the minimum size necessary for the intended purpose, but in no event shall any antenna exceed three (3) cubic feet in volume. The equipment enclosure and all other wireless equipment associated with the pole (including but not limited to conduit), including wireless equipment associated with the antenna and any preexisting associated equipment on the pole, may not exceed twenty-eight (28) cubic feet. Multiple equipment enclosures may be acceptable if designed to more closely integrate with the pole design and which do not cumulatively exceed twenty-eight (28) cubic feet. If the equipment enclosure is permitted on the exterior of the pole, the applicant is required to place the equipment enclosure behind any banners or road signs that may be on the pole, provided that such location does not interfere with the operation of the banners or signs or the equipment itself. The applicant may propose a side mounted canister antenna, so long as the inside edge of the antenna is no more than six (6) inches from the surface of the pole. All cables shall be concealed either within the canister antenna or within a sleeve between the antenna and the pole.
- c. Underground in a utility vault. If located underground, the access lid to the equipment enclosure shall be located outside the footprint of any pedestrian curb ramp and shall have a nonskid surface meeting ADA requirements if

located within an existing pedestrian access route. Antennas are not subject to this paragraph due to technological limitations of such placement.

- d. On private property. If located on private property, the applicant shall submit a copy of a letter of authority from the private property owner prior to the small wireless facility permit issuance. Such a letter shall clearly evidence that the private property owner consents to use of the property for the purpose stated herein. Any such installation on private property must conform to all applicable regulations, including but not limited to zoning regulations, that apply to that property.
- e. On the ground in the right-of-way. If the equipment is located on the ground in the right-of-way, the equipment enclosure on the ground and all other wireless equipment associated with the pole (including but not limited to conduit), including wireless equipment associated with the antenna and any preexisting associated equipment on the pole, may not exceed twenty-eight (28) cubic feet. The equipment located on the ground shall be placed within one enclosure not to exceed four (4) feet in height. Such enclosure must be colored and designed in a manner that minimizes the visual impact of the enclosure. The location of the equipment on the ground must comply with all applicable setback and access requirements including ADA requirements. Prior to the issuance of any permit related to a small wireless facility which includes ground mounted equipment in the right-of-way, the applicant must obtain a site-specific agreement from the City to locate such ground mounted equipment.

2. Even if one of the designated equipment locations is technically feasible under BIMC 18.10A.040.E.1, the Director may determine that equipment located in a non-preferred location is in fact a superior alternative if the non-preferred location:

- a. Provides equal or greater protection to public vantage points, view corridors, and scenic vistas to support Bainbridge Island's sense of place, identity, and orientation; and
- b. Satisfies one or more of the following criteria:
 - i. Has a greater natural resource conservation value;
 - ii. Results in less adverse impact to adjoining properties; or
 - iii. Results in a more practical design because of topography, critical area, or other extenuating circumstances.

3. An applicant who desires to enclose both its antennas and equipment within one unified enclosure may do so, provided that such enclosure is the minimum size necessary for its intended purpose and the enclosure and all other wireless equipment associated with the pole, including wireless equipment associated with the antenna and any

preexisting associated equipment on the pole, do not exceed twenty-eight (28) cubic feet. The unified enclosure may not be placed more than twelve (12) inches from the surface of the pole. To the extent possible, the unified enclosure shall be placed so as to appear as an integrated part of the pole or behind banners or signs, provided that such location does not interfere with the operation of the banners or signs or the equipment itself.

Requirements related to the location of equipment as outlined in BIMC 18.10A.050.E.1 do not apply if the antennas and equipment are located within one unified enclosure.

4. No equipment shall be operated so as to produce noise in violation of Chapter 16.16 BIMC.

5. Small wireless facilities are not permitted on traffic signal poles unless denial of the siting could be a prohibition or effective prohibition of the applicant's ability to provide telecommunications service in violation of 47 USC §§ 253 and 332.

6. Replacement poles and new poles shall comply with the Americans with Disabilities Act ("ADA"), City construction and sidewalk clearance standards, City ordinances, and state and federal laws and regulations in order to provide a clear and safe passage within the rights-of-way. Further, the location of any replacement or new pole must: be physically possible, comply with applicable traffic warrants, not interfere with utility or safety fixtures (e.g., fire hydrants, traffic control devices), and not adversely affect the public welfare, health, or safety.

7. No signage, message, or identification other than the manufacturer's identification or identification required by governing law is allowed to be portrayed on any antenna or equipment enclosure. Any permitted signage shall be located on the equipment enclosures and be of the minimum amount possible to achieve the intended purpose (no larger than 4x6 inches); provided, that signs are permitted as concealment element techniques where appropriate.

8. Antennas and related equipment shall not be illuminated except for security reasons, required by a federal or state authority, or unless approved as part of a concealment element plan.

9. Side arm mounts for antennas or equipment must be the minimum extension necessary and may not create a gap of more than twelve (12) inches for wooden poles and no more than six (6) inches for non-wooden poles between the pole and the antennas or equipment.

10. The preferred location of a small wireless facility on a pole is the location with the least visible impact. When siting a small wireless facility on a pole or structure in the right-of-way adjacent to a residential use, the applicant must first attempt to locate the small wireless facility on a pole or structure located on or near one of the boundary lines of the property containing the residential use. If a location not on or near the boundary line better mitigates the aesthetic impact of the new pole, the Planning Director may approve such alternative location. To the extent siting a small wireless facility on a pole or structure on or near the boundary line is technologically infeasible, the applicant shall

attempt to site the small wireless facility on the pole or structure with the least aesthetic impact to the property, such as at a location where the small wireless facility would be concealed from view by trees, vegetation, or other structures.

11. All installations of new poles for small wireless facilities in the R-0.4 zone shall require a visual impact analysis at the time of small wireless application submittal and any impacts determined to be more than a moderate visual impact shall be mitigated. Such mitigation shall be required as part of the small wireless facility permit approval.

a. Visual Impact Analysis.

i. Compatibility and visual impact shall be determined through a visual impact analysis. The analysis must use maps, photographs, photo simulation, and other appropriate methods to show the existing topographical contours of the area and areas within a one-mile radius where any portion of the proposed facility can be seen. Line of sight includes from the ground to the rooftop of adjacent buildings.

ii. When more than a moderate visual impact is likely, the visual impact analysis shall include a visual demonstration, such as the erection of a crane, a balloon in a color similar to that of the proposed structure and of a size not less than four feet and not to exceed six feet, or similar device, used to simulate the proposed dimensions and height of the structure. Ten working days prior to the demonstration, the applicant shall notify:

aa. The Public Works Department.

bb. All properties within eight hundred (800) feet of the parcel where the demonstration will occur. The Public Works Department shall provide the list of properties within eight hundred feet.

b. More than Moderate Visual Impact. A facility shall not be considered aesthetically compatible with the surrounding land uses if, within a one-mile radius, it results in more than a moderate visual impact. A “more than moderate” visual impact occurs when one or more of the following exist(s):

i. The facility becomes a predominant feature in the viewscape.

ii. The facility disrupts a largely intact and unobstructed view of visually sensitive areas, which are those locations that provide views of one or more of the following: Puget Sound, lakes, large wetland complexes, major streams, valleys and ravines, large tracts of forested land, Mount Rainier, the Cascade mountain range, or the Olympic mountain range. These views are particularly sensitive from certain places of the city, including residential areas, commercial areas, major transportation corridors and arterials in less densely-populated areas.

Commented [1]: This is a new section added to the draft at the request of the Planning Commission.

PC Recommendation #1 says “the following amendments are made regarding the installation of new poles for small wireless facilities in Conservation Areas... Add provisions for a small wireless applicant to conduct a visual impact analysis and propose mitigation for any impacts as part of a permit application process.”

The added text mirrors the Kitsap County Code (17.530.040) which was part of the PC discussion.

iii. The facility is not designed and painted to blend in with the surrounding environment.

iv. The facility is sited above visually predominant ridgelines.

v. The facility extends forty (40) feet or more above the tree line determined by an analysis of site potential tree height at fifty years (SPTH (50)), based on soil types.

12. Antennas, equipment enclosures, and ancillary equipment, conduit, and cable shall not dominate the structure or pole upon which they are attached.

13. For one or more residential uses located more than 400 feet from the right-of-way, a small wireless facility may be located within an access easement over residential property, provided that the following conditions are met:

- a. The owner of the residential property upon which the small wireless facility will be located has granted permission in writing to locate the small wireless facility in the desired location and has provided proof of authority to grant such permission;
- b. The terms of the access easement allow the installation of the small wireless facility in the proposed location;
- c. The installation of the small wireless facility in the proposed location does not create any access or safety issues;
- d. Any new pole complies with the requirements of BIMC 18.10A.050;
- e. Any new structure complies with all applicable requirements of the Bainbridge Island Municipal Code;
- f. Any covenants or easements recorded on the property allow the deployment of the small wireless facility on the property; and
- g. The proposed small wireless facility complies with all applicable land use regulations, including but not limited to: Chapter 19.10 BIMC, Chapter 18.10A. BIMC, Chapter 16.20 BIMC, and Chapter 16.12 BIMC.

14. The City may consider the cumulative visual effects of small wireless facilities mounted on poles within the rights-of-way when assessing proposed siting locations so as to not adversely affect the visual character of the City. This provision shall not be applied to limit the number of permits issued when no alternative sites are reasonably available, nor to impose a technological requirement on the applicant.

15. These design standards are intended to be used solely for the purpose of concealment and siting. Nothing herein shall be interpreted or applied in a manner which dictates the use of a particular technology. When strict application of these requirements

would effectively prohibit the applicant from providing a wireless service, alternative forms of concealment or deployment may be permitted which provide similar or greater protections from negative visual impacts to the streetscape.

18.10A.050 New poles for small wireless facilities.

A. New poles for small wireless facilities are only permitted if the applicant can establish that:

1. The proposed small wireless facility cannot be located on an existing utility pole or light pole, electrical transmission tower, or on a site outside of the public rights-of-way such as public non-park property, a building, a transmission tower, or in or on a non-residential use in a residential zone whether by roof or panel-mount or separate structure;
2. The proposed small wireless facility complies with the applicable requirements of BIMC 18.10A.040;
3. All new poles in the right-of-way shall be the standard pole design adopted in the City's Design and Construction Standards. The Public Works Department may adopt standard pole designs for different use cases or different areas within the City in order to most fully protect the aesthetics and safety of the community. All standard designs shall accommodate and not limit the telecommunications technology used. The Public Works Director or designee may approve a deviation from the standard pole design if the Director finds that the proposed pole design is at least as protective of the aesthetic and visual character of the location as the City's adopted standard pole design.
 - a. If a deviation is approved, all elements of the small wireless facility must be integrated into the design of the pole.
 - b. Technical feasibility and safety shall be considered by the Public Works Director if any deviation from the City adopted standard pole design is requested.
 - c. If no standard pole design is adopted, the design of the new pole must mimic the design of adjacent neighboring poles or the pole which is being replaced, including similar height to the extent technically feasible. All elements of the small wireless facility must be integrated into the design of the pole.
 - d. Upon construction of a new pole complying with the standard pole design, the applicant may convey ownership of the pole to the City and the Public Works Director may accept ownership of the pole on behalf of the City if the pole serves a municipal purpose, including, but not limited to, street lighting or a benefit to a utility operated by a public agency.
4. The proposed small wireless facility receives approval for a concealment element design, as described in subsection C below;
5. The proposed small wireless facility also complies with the Shoreline

Management Act, SEPA, and any other relevant law or regulation if applicable; and

6. No new poles shall be located in a critical area or associated buffer or setback required by Chapter 16.20 BIMC, except when determined to be exempt pursuant to Chapter 16.20 BIMC.

7. Any visual impact determined to be more than a moderate visual impact through a visual impact analysis required by BIMC 18.10A.040.E.11 has been mitigated as required by the Director.

B. An application for a new pole is subject to review and approval or denial by the Director.

C. The concealment element design shall include the design of the screening, fencing, or other concealment technology for the pole and all related transmission equipment or facilities associated with the proposed small wireless facility, including but not limited to fiber and power connections.

1. The concealment element design should seek to minimize the visual obtrusiveness of the small wireless facility.

- a. New poles located within the right-of-way must conform to the requirements of BIMC 18.10A.050.A.3 above. Because all new poles are either the City adopted standard pole design or approved poles with all elements of the small wireless facility integrated into the design of the pole, no additional equipment is allowed on or in the ground.
- b. When siting a new pole on property located in a residential zone, the applicant must first attempt to locate the new pole on or near one of the boundary lines of that property. If a location not on or near the boundary line better mitigates the aesthetic impact of the new pole, the Planning Director may approve such alternative location. To the extent siting a small wireless facility on a new pole located on or near the boundary line is technologically infeasible, the applicant shall attempt to site the new pole at a location with the least aesthetic impact to the property, such as at a location where the new pole would be concealed from view by trees, vegetation, or other structures.
- c. New poles outside of the right-of-way should attempt to mimic the design of existing similarly situated neighboring poles or the pole which is being replaced, including being of a similar height to the extent technically feasible. All equipment and antennas attached to such poles must conform with the standards contained in BIMC 18.10A.040.A. or 18.10A.040.B., as applicable, and BIMC 18.10A.040.E.

2. If the Director has already approved a concealment element design either for the applicant or another small wireless facility in the same area or for the same pole type, then the applicant shall utilize a substantially similar concealment element design, unless it can show that such concealment element design is not physically or technologically

Commented [2]: PC Recommendation #2 says: "This would give the Planning Director clear authority to require that a pole be placed in a location other than the one proposed by the applicant where relocation is warranted to avoid or mitigate visual impacts."

Recommendation #3 also says: "Add provisions that require the Planning Director, as the decisionmaker, to apply criteria to determine whether a visual impact identified by a project applicant has been mitigated."

feasible, or that such deployment would undermine the generally applicable design standards.

D. Even if an alternative location is established pursuant to BIMC 18.10A.050.A.1, the Director may determine that a new pole in the right-of-way is in fact a superior alternative if the new pole:

1. Satisfies the other requirements of BIMC 18.10A.050.A;
2. Provides equal or greater protection to public vantage points, view corridors, and scenic vistas to support Bainbridge Island’s sense of place, identity, and orientation; and
3. Satisfies one or more of the following criteria:
 - a. Has a greater natural resource conservation value;
 - b. Has less adverse impact to adjoining properties; or
 - c. Results in a more practical design because of topography, critical area, or other extenuating circumstances.

E. Prior to the issuance of a permit to construct a new pole in the right-of-way, the applicant must obtain a site-specific agreement from the City to locate such new pole. The requirement to obtain a site-specific agreement also applies to the placement of replacement poles when the replacement is necessary for the installation or attachment of the small wireless facility, the replacement structure is higher than the replaced structure, and the overall height of the replacement structure and the small wireless facility is more than sixty (60) feet.

F. These design standards are intended to be used solely for the purposes identified in BIMC 18.10A.010. Nothing herein shall be interpreted or applied in a manner which dictates the use of a particular technology. When strict application of these requirements would unreasonably impair the function of the technology chosen by the applicant, alternative forms of concealment or deployment may be permitted which provide similar or greater protections of the streetscape.

Section 9. Repeal and Replacement of Chapter 18.11 BIMC. Chapter 18.11 of the Bainbridge Island Municipal Code is hereby repealed in its entirety and replaced with the following:

**Chapter 18.11
Eligible Facilities Requests**

- | | |
|-----------|--|
| 18.11.010 | Definitions. |
| 18.11.020 | Application. |
| 18.11.030 | Qualification as an Eligible Facilities Request. |
| 18.11.040 | Timeframe for Review. |
| 18.11.050 | Tolling of the Timeframe for Review. |

- 18.11.060 Determination that Application is not an Eligible Facilities Request.
- 18.11.070 Failure to Act.
- 18.11.080 Enforcement.

18.11.010 Definitions

The following definitions shall apply to Eligible Facilities Requests only as described in this Chapter 18.11 BIMC.

A. “Base station” means a structure or equipment at a fixed location that enables FCC-licensed or authorized wireless communications between user equipment and a communications network. The term does not encompass a tower as defined herein nor any equipment associated with a tower. Base station includes, without limitation:

1. Equipment associated with wireless communications services as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.
2. Radio transceivers, antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration (including Distributed Antenna Systems (“DAS”) and small wireless networks).
3. Any structure other than a tower that, at the time the relevant application is filed (with jurisdiction) under this section, supports or houses equipment described in subparagraphs A.1 and A.2 above that has been reviewed and approved under the applicable zoning or siting process, or under another state or local regulatory review process, even if the structure was not built for the sole or primary purpose of providing that support.
4. The term does not include any structure that, at the time the Eligible Facilities Request application is filed with the City, does not support or house equipment described in subparagraphs A.1 and A.2 above.

B. “Co-location” means the mounting or installation of transmission equipment on an eligible support structure for the purpose of transmitting and/or receiving radio frequency signals for communication purposes.

C. “Eligible facilities request” means any request for modification of an existing tower or base station that does not substantially change the physical dimensions of such tower or base station, involving:

1. Co-location of new transmission equipment;
2. Removal of transmission equipment; or
3. Replacement of transmission equipment.

D. “Eligible support structure” means any tower or base station as defined in this section, provided that it is existing at the time the relevant application is filed with the City.

E. “Existing” means that a constructed tower or base station is “existing” if it has been reviewed and approved under the applicable zoning or siting process, or under another state or local regulatory review process; provided, that a tower that has not been reviewed and approved because it was not in a zoned area when it was built, but was lawfully constructed, is existing for purposes of this definition.

F. “Substantial change” means a modification “substantially changes” the physical dimensions of an eligible support structure if it meets any of the following criteria:

1. For towers other than towers in the public rights-of-way, it increases the height of the tower by more than 10% or by the height of one additional antenna array with separation from the nearest existing antenna not to exceed twenty (20) feet, whichever is greater; for other eligible support structures, it increases the height of the structure by more than 10% or more than ten (10) feet, whichever is greater. **The separation of antennas is measured by the distance from the top of the existing antennas to the bottom of the new antennas;**

Commented [3]: This is added new since the last draft as a result of a change/clarification in law.

2. For towers other than towers in the public rights-of-way, it involves adding an appurtenance to the body of the tower that would protrude from the edge of the tower more than twenty (20) feet, or more than the width of the tower structure at the level of the appurtenance, whichever is greater; for other eligible support structures, it involves adding an appurtenance to the body of the structure that would protrude from the edge of the structure by more than six (6) feet;

3. For any eligible support structure, it involves installation of more than the standard number of new equipment cabinets for the technology involved, but not to exceed four cabinets; or, for towers in the public rights-of-way and base stations, it involves installation of any new equipment cabinets on the ground if there are no preexisting ground cabinets associated with the structure, or else involves installation of ground cabinets that are more than 10% larger in height or overall volume than any other ground cabinets associated with the structure;

4. It entails any excavation or deployment outside the current site; **except that, for towers other than towers in the public rights-of-way, it entails any excavation or deployment of transmission equipment outside of the current site by more than 30 feet in any direction. The site boundary from which the 30 feet is measured excludes any access or utility easements currently related to the site;**

Commented [4]: This is added new since the last draft as a result of a change/clarification in law.

5. It would defeat the concealment elements of the eligible support structure; or

6. It does not comply with conditions associated with the siting approval of the construction or modification of the eligible support structure or base station equipment; provided, however, that this limitation does not apply to any modification that is noncompliant only in a manner that would not exceed the thresholds identified above.

G. “Tower” means any structure built for the sole or primary purpose of supporting any FCC-licensed or authorized antennas and their associated facilities, including structures that are constructed for wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul and the associated site.

H. “Transmission equipment” means equipment that facilitates transmission for any FCC-licensed or authorized wireless communication service, including, but not limited to, radio transceivers, antennas, coaxial or fiber-optic cable, and regular and backup power supply. The term includes equipment associated with wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.

18.11.020 Application.

The Director shall prepare and make publicly available an application form used to consider whether an application is an Eligible Facilities Request. The application may not require the applicant to demonstrate a need or business case for the proposed modification. Prior to the issuance of an Eligible Facilities Request permit, the applicant shall pay a permit fee in an amount as determined by the City Council and adopted by resolution.

18.11.030 Qualification as an Eligible Facilities Request.

Upon receipt of an application for an Eligible Facilities Request, the Director shall review such application to determine whether the application qualifies as an Eligible Facilities Request.

18.11.040 Timeframe for Review.

A. Within sixty (60) days of the date on which an applicant submits an Eligible Facilities Request application, the Director shall approve the application unless the Director determines that the application is not covered by 47 CFR §1.6100 and this Chapter 18.11 BIMC.

B. A permit issued pursuant to this chapter, and any applications deemed granted under BIMC 18.11.070, shall be valid for a term of 12 months from the date of issuance or the date the application has been deemed granted under BIMC 18.11.070.

18.11.050 Tolling of the Timeframe for Review.

A. The sixty (60) day review period begins to run when the application is filed and may be tolled only by mutual agreement by the Director and the applicant or in cases where the Director determines that the application is incomplete.

1. To toll the timeframe for incompleteness, the Director shall provide written notice to the applicant within thirty (30) days of receipt of the application, clearly and specifically delineating all missing documents or information required in the application.

2. The timeframe for review begins running again when the applicant makes a supplemental submission in response to the Director's notice of incompleteness.
3. Following a supplemental submission, the Director will notify the applicant within ten (10) days that the supplemental submission did not provide the information identified in the original notice delineating missing information. The timeframe is tolled in the case of second or subsequent notices pursuant to the procedures identified in this subsection. Second or subsequent notices of incompleteness may not specify missing documents or information that was not delineated in the original notice of incompleteness.

18.11.060 Determination that application is not an Eligible Facilities Request.

If the Director determines that the applicant's request does not qualify as an Eligible Facilities Request, the Director shall deny the application.

18.11.070 Failure to Act.

In the event the Director fails to approve or deny an application for an Eligible Facilities Request within the timeframe for review (accounting for any tolling), the request shall be deemed granted. The deemed granted application does not become effective until the applicant notifies the Director in writing after the review period has expired (accounting for any tolling) that the application has been deemed granted.

18.11.080 Enforcement.

Compliance with the provisions of this chapter is mandatory. Any violation of this chapter shall be enforced, and penalties assessed, in accordance with Chapter 1.26 BIMC.

Section 10. Amendment to BIMC 18.36.030. The following defined terms as set forth in subsection 18.36.030 of the Bainbridge Island Municipal Code are hereby repealed: "Accessory antenna device," "Attached wireless communication facility," "Co-location," "Wireless communication facility," "Wireless communication facility, Facility I," "Wireless communication facility, Facility II," and "Wireless communication facility, Facility III."

Section 11. Amendment to BIMC 18.36.030. The following defined term as set forth in subsection 18.36.030 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

"Wireless communication support structure" means the structure erected to support wireless communication antennas and connecting appurtenances. Support structure types include, but are not limited to, stanchions, monopoles, lattice towers, wood poles, or guyed towers. "Monopoles" and "lattice towers" shall have the same meaning as defined in Chapter 18.10 BIMC.

Section 12. Amendment to BIMC 18.36.030. The following defined term as set forth in subsection 18.36.030 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

“Structure” means any human-made assemblage of materials extending above or below the surface of the earth and affixed or attached thereto. “Structure,” for the purposes of this title, except for BIMC 18.09.030.F.1, does not include “wireless ~~communications~~ communication facilities” as that term is defined in Chapter 18.10 BIMC.

Section 13. Amendment to BIMC 2.16.040. Subsection 2.16.040.B.1.d of the Bainbridge Island Municipal Code is hereby amended to read as follows:

d. The construction of new wireless ~~communications~~ communication support structures (but not the location of wireless facilities on existing buildings).

Section 14. Amendment to BIMC 19.10.020.D.3. Subsection 19.10.020.D.3 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

3. Associated Permit(s). The applicant shall attach all associated permit requirements, such as applications or checklists required under the critical areas, shoreline, or SEPA ordinances. Applications for ~~deployment of small wireless facilities in design zones or for~~ new poles shall comply with the requirements in Chapter 18.10A BIMC 18.10A.060.

Section 15. Amendment to BIMC 19.10.020.D. A new subsection 19.10.020.D.5 is added to the Bainbridge Island Municipal Code as follows:

5. Eligible Facilities Requests. Small wireless facilities may be expanded pursuant to an eligible facility request so long as the expansion:

a. Does not defeat the specifically designated stealth techniques;

b. Incorporates the aesthetic elements required as conditions of approval set forth in the original small wireless facility approval in a manner consistent with the rights granted an eligible facility; and

c. Does not exceed the conditions of a small wireless facility as defined by 47 CFR § 1.6002(l).

Section 16. Amendment to BIMC 19.10.020.E.1. Subsection 19.10.020.E.1 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

d. Compliance with the aesthetic requirements of ~~BIMC 18.10A.050~~ Chapter 18.10A BIMC.

e. A complete visual impact analysis if required by BIMC 18.10A.050.E.11.

Commented [5]: This is added new since the last draft as a result of a change/clarification in law.

Commented [6]: PC Recommendation #1 says: “Requiring the project applicant to provide this analysis as part of a permit application will expedite the time required to process a permit by the Planning Department.”

Also, Recommendation #4 says: “and include as a permit requirement the evaluation of visual impacts and mitigation of those impacts.”

This new language makes the visual impact analysis from above a requirement of the applicant.

Section 17. Amendment to BIMC 19.10.030.A. A new subsection 19.10.030.A.6 of the Bainbridge Island Municipal Code is hereby added to read as follows:

6. The application shall be required to mitigate any visual impact found to be more than a moderate visual impact through the visual impact analysis, if required. Such mitigation will be included as a condition of the small wireless permit as determined by the Director.

Section 18. Amendment to BIMC 19.10.030.D. Subsection 19.10.030.D of the Bainbridge Island Municipal Code is hereby amended to read as follows:

D. Review of Facilities Compliance with Federal Law. Review of the site locations proposed by the applicant shall be governed by the provisions of 47 U.S.C. Sections 253 and 332 and other applicable statutes, regulations, and case law. Applicants for master permits and small wireless facility permits shall be treated in a competitively neutral and nondiscriminatory manner with other service providers, utilizing supporting infrastructure that is functionally equivalent, that is, service providers whose facilities are similarly situated in terms of structure, placement, or cumulative impacts. Small wireless facility permit review under this chapter shall neither prohibit nor have the effect of prohibiting the ability of an applicant to provide telecommunications services.

Section 19. Amendment to BIMC 19.10.070. Subsection 19.10.070 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

~~Small wireless facilities permit decisions are final decisions appealable to the Kitsap County superior court hearing examiner by filing a written notice of appeal within 30 days of the date of issuance of the small wireless facilities permit. The applicant may proceed forward with a permitted project that has been appealed at the applicant's own risk and subject to any subsequent hearing examiner or court decision that may impact the applicant's ability to install such facilities.~~

Section 20. Corrections. The City Clerk and codifiers of the ordinance are authorized to make necessary corrections to this ordinance or to the City Code including, but not limited to, the correction of scrivener or clerical errors, references, ordinance numbering, section or subsection numbers, and any references thereto.

Section 21. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such invalidity shall not affect the validity or effectiveness of the remaining portions of this ordinance.

Section 22. Effective Date. This ordinance shall take effect and be in force five (5) days from its passage and publication as required by law.

PASSED by the City Council this ___ day of _____ 2022.

Commented [7]: PC Recommendation #2 says: "This would give the Planning Director clear authority to require that a pole be placed in a location other than the one proposed by the applicant where relocation is warranted to avoid or mitigate visual impacts."

Recommendation #3 also says: "Add provisions that require the Planning Director, as the decisionmaker, to apply criteria to determine whether a visual impact identified by a project applicant has been mitigated."

This new language would require mitigation of the visual impact as a condition of a permit.

Commented [8]: This text is revised consistent with PC Recommendation #5 which says: "Add provisions that allow an administrative appeal of the Planning Director's decision rather than requiring a lawsuit in Kitsap Superior Court to appeal a Director decision."

APPROVED by the Mayor this ____ day of _____ 2022.

Joe Deets, Mayor

ATTEST/AUTHENTICATE:

Christine Brown, CMC, City Clerk

FILED WITH THE CITY CLERK: April 8, 2022
PASSED BY THE CITY COUNCIL: _____, 2022
PUBLISHED: _____, 2022
EFFECTIVE DATE: _____, 2022
ORDINANCE NUMBER: 2022-09

ATTACHED: Exhibit A

Exhibit A
Amendments to Utility and Telecommunications Section of Table 18.09.020

UTILITY AND TELECOMMUNICATIONS																				
Note: Utility and telecommunications uses may be subject to additional requirements in BIMC 16.12.030.C.7.																				
ZONING DISTRICT USE CATEGORY/TYPE	R-0.4	R-1	R-2	R-2.9	R-3.5	R-4.3	R-5	R-6	R-8	R-14	Winslow Mixed Use Town Center					HS R I and II	NC	B/I	WD -1	Use-Specific Standards BIMC 18.09.030
											CC	MA	EA	Gat e	Ferr y [1]					
Monopole or Lattice Tower	<u>P/C</u>	<u>C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-4</u>									
Small Wind Energy Generator	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	P/C	P/C	P/C	F-1	
Utility, Primary	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	P	C	F-2	
Public Communications Tower	P	P	A	A	A	A	A	A	A	A	A	A	A	A	A	A	P	A	F-3	
Wireless Communication Facilities, Facility I	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-4</u>											
Wireless Communication Facilities, Facility II	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-4</u>											
All Other Wireless Communication Facilities, Facility III	<u>P/C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-4</u>										

Small Wireless Facilities	P (When proposed location has existing poles at time of application) C (When proposed location does not have existing poles at time of application)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	B-5
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Commented [9]: PC Recommendation #4 says: “add provisions that require a conditional use permit for installation of small wireless poles in Conservation Areas of the island where poles do not currently exist.”

This new text amends the use table to make it clear that this use is conditional in the R0.4 zone when there are existing poles in that location.

PUBLIC HEARING DRAFT
(WITH ADDITIONAL TEXT NOT INCLUDED)

ORDINANCE NO. 2022-09

AN ORDINANCE of the City of Bainbridge Island, Washington, relating to telecommunications facilities; amending Title 18 of the Bainbridge Island Municipal Code; adding a new Chapter 18.10A BIMC, authorizing and establishing design and concealment standards for small wireless facilities; amending BIMC 18.10.020 and BIMC 18.36.030 regarding definitions; revising BIMC 18.10.010 to adopt an applicability section; repealing and replacing in full Chapter 18.11 BIMC concerning eligible facilities requests; amending Table 18.09.020, BIMC 18.09.030, BIMC 18.10.030, and BIMC 2.16.040; amending BIMC 19.10.020 and BIMC 19.10.030 to add requirements for small wireless facility permit submissions; and repealing the interim official control established by Ordinance No. 2019-15, and extended by Ordinance Nos. 2019-31, 2020-11, 2020-22, 2021-14, and 2021-29.

WHEREAS, on September 5, 2018, the Federal Communications Commission (“FCC”) adopted a Declaratory Ruling, Order, and Regulation (“FCC Order”), which imposes limitations on local municipalities including the City of Bainbridge Island (“City”) regarding processing and review of all permits associated with the deployment of small wireless facilities; and

WHEREAS, the adoption of aesthetic standards for deployment of small wireless facilities and utilization of a concurrent process emphasizing administrative review enables compliance with the federal presumptively reasonable time limits for review; and

WHEREAS, the City was required to enact administrative procedures and processes to comply with the new presumptive federal safe harbors on or before January 14, 2019; and

WHEREAS, separately, federal law and regulation sets time limits on the processing of applications for eligible facility requests to expand existing structures which do not substantially change the height or profile of the structures used to co-locate wireless communications facilities, and which regulations directly impact Chapter 18.11 of the Bainbridge Island Municipal Code (“BIMC”); and

WHEREAS, the City Council found that the existence of the federal regulations required the immediate enactment of administrative procedures and processes which comply with the FCC Order; and

WHEREAS, the City is authorized by state law, including RCW 36.70A.390, to expeditiously adopt interim official control ordinances due to a public emergency for the protection of the public peace, safety, or health while permanent regulations are developed, considered, and processed through the City’s standard legislative procedures; and

WHEREAS, the City Council found that the adoption of such an interim official control ordinance allowed the City to put in place standards to come into compliance with the FCC

Order, while providing a meaningful opportunity for its residents to provide input regarding design, concealment, and other aesthetic standards within the longer timeframe permitted by use of an interim official control ordinance; and

WHEREAS, on May 14, 2019, in response to the FCC Order, the City Council approved Ordinance No. 2019-15, adopting an interim official control that: created a new Chapter 18.10A, establishing interim small wireless facility design standards; amended Table 18.09.020, BIMC 18.09.030, and BIMC 18.10.010; and repealed and replaced Chapter 18.11 BIMC; and

WHEREAS, on May 14, 2019, the City Council also enacted amendments to its existing master permit code provisions contained in Title 19 BIMC and adopted a new Chapter 19.10 BIMC in order to provide a clear permitting procedure for the deployment of small wireless facilities; and

WHEREAS, on June 11, 2019, the City Council held a public hearing on Ordinance No. 2019-15 to receive public comment on the interim official control; and

WHEREAS, on August 13, 2019, the City Council directed the Planning Commission to begin work on permanent regulations to replace the interim official control adopted by Ordinance No. 2019-15; and

WHEREAS, on September 12, 2019 and October 24, 2019, the Planning Commission considered permanent regulations to replace the interim official control adopted by Ordinance No. 2019-15; and

WHEREAS, the interim official control, adopted by Ordinance No. 2019-15, was scheduled to expire on November 14, 2019, unless extended by the City Council; and

WHEREAS, on October 8, 2019, the City Council set a public hearing for October 22, 2019 on Ordinance No. 2019-31, related to extending the interim official control; and

WHEREAS, on October 22, 2019, the City Council held a public hearing on Ordinance No. 2019-31 and adopted the ordinance following the public hearing, extending the interim official control originally adopted by Ordinance No. 2019-15 until May 14, 2020; and

WHEREAS, on October 24, 2019, the Planning Commission considered Ordinance No. 2019-38 (related to the proposed permanent regulations) and reviewed comments submitted by industry representatives; and

WHEREAS, on December 12, 2019, the Planning Commission further considered Ordinance No. 2019-38; and

WHEREAS, on January 1, 2020, draft Ordinance No. 2019-38 was renumbered to be Ordinance No. 2020-04; and

WHEREAS, on January 23, 2020, the Planning Commission further considered

Ordinance No. 2020-04; and

WHEREAS, on February 29, 2020, Governor Jay Inslee declared a state of emergency in response to the spread of COVID-19 in Washington state; and

WHEREAS, on March 9, 2020, the City Manager issued a Proclamation of Emergency in response to the COVID-19 public health emergency; and

WHEREAS, on March 10, 2020, the City Council adopted Resolution No. 2020-06, affirming the Proclamation of Emergency; and

WHEREAS, the COVID-19 public health emergency significantly disrupted City operations and led to the cancellation of multiple meetings of the Planning Commission; and

WHEREAS, on April 14, 2020, the City Council set a public hearing for April 28, 2020 on Ordinance No. 2020-11, related to extending the interim official control; and

WHEREAS, on April 28, 2020, the City Council held a public hearing on Ordinance No. 2020-11 and adopted the ordinance following the public hearing, extending the interim control originally adopted by Ordinance No. 2019-15 until November 14, 2020; and

WHEREAS, the Planning Commission continued its discussion of permanent regulations to replace the interim official control during its May 28, 2020, June 11, 2020, June 25, 2020, July 23, 2020, and August 13, 2020 meetings; and

WHEREAS, on August 13, 2020, the Planning Commission held a public hearing on Ordinance No. 2020-04; and

WHEREAS, on August 13, 2020, following the public hearing, the Planning Commission forwarded Ordinance No. 2020-04 for City Council consideration with a recommended approval with five amendments; and

WHEREAS, in a related matter, on August 12, 2020 a three-judge panel of the U.S. Court of Appeals for the Ninth Circuit entered its decision on five consolidated cases challenging the FCC Order preempting many aspects of local government regulation of small wireless facilities; and

WHEREAS, City staff and the City Council needed additional time to understand the impacts of the Ninth Circuit's decision on the Planning Commission's recommendation and Ordinance No. 2020-04; and

WHEREAS, the City Council found that an additional six-month extension of the interim official control adopted by Ordinance No. 2019-15 was necessary to allow the Council time to develop, consider, and process permanent regulations to replace the interim official control and to solicit additional public comment from residents regarding design, concealment,

and other aesthetic standards within the longer timeframe permitted by an extension of the interim official control; and

WHEREAS, on October 13, 2020, the City Council set a public hearing for October 27, 2020 on Ordinance No. 2020-22, related to extending the interim official control; and

WHEREAS, on October 27, 2020, the City Council held a public hearing on Ordinance No. 2020-22 and adopted the ordinance following the public hearing, extending the interim official control until May 14, 2021; and

WHEREAS, on April 6, 2021, City staff provided an update to the City Council related to the interim control regulations, including by informing the Council that City staff were engaged in additional research and analysis related to the recommendations made by the Planning Commission via proposed Ordinance No. 2021-05 (formerly Ordinance No. 2020-04), and that, in relevant part, the Planning Commission made recommendations that are based on regulations in place in Kitsap County, and City staff was conducting due diligence regarding those recommendations and the related Kitsap County regulations, and that the due diligence was not yet complete so an extension of the interim control was necessary to allow time to complete that work and the remaining work on work plan related to the interim control; and

WHEREAS, on April 13, 2021, the City Council set a public hearing for April 27, 2021 on Ordinance No. 2021-14, related to extending the interim official control; and

WHEREAS, on April 27, 2021, the City Council held a public hearing on Ordinance No. 2021-14 and adopted the ordinance following the public hearing, extending the interim official control until November 14, 2021; and

WHEREAS, the City continued to engage in research and analysis related to the recommendations made by the Planning Commission via proposed Ordinance No. 2021-05, and that work took longer than expected based on several factors, including that City staff were working to reconcile differences between the Planning Commission's recommendation and the recommendation of an expert legal consultant the City engaged with to assist in the drafting of the regulations at issue, and City staff worked to provide to the City Council the most up-to-date information and analysis related to legal requirements pertaining to those recommendations, as well as in the context of the experience of Kitsap County in interpreting and implementing similar regulations, and that work was not yet complete; and

WHEREAS, an extension of the interim regulations was necessary to allow more time for City staff to work with the City Council to complete the work plan related to the interim regulations, including the research, analysis, and outreach above described; and

WHEREAS, on October 12, 2021, the City Council set a public hearing on Ordinance No. 2021-29 for the October 26, 2021 Council meeting, related to extending the interim official control for an additional six months; and

WHEREAS, on October 26, 2021, the City Council held a public hearing on Ordinance No. 2021-29 and adopted the ordinance following the public hearing, extending the interim official control initially adopted via Ordinance No. 2019-15, and extended by Ordinance Nos. 2019-31, 2020-11, 2020-22, and 2021-14, until May 14, 2022; and

WHEREAS, City staff, working with the City's expert consultant, have completed the due diligence above referenced related to the permanent regulations recommended by the Planning Commission and have prepared this ordinance based on what City staff and the City's expert legal consultant is recommending related to the Planning Commission's recommendations and more generally, including as relates to the proposed regulatory provisions at issue that are directly impacted by federal preemption considerations; and

WHEREAS, without an extension of the interim regulations last extended by Ordinance No. 2021-29 to May 14, 2022, those interim regulations will expire on that date, and the understanding from City staff based on the Council's discussion regarding the most recent extension of the interim regulations is that the goal is not to further extend the interim control and instead adopt permanent regulations; and

WHEREAS, this Ordinance No. 2022-09 is intended to accomplish the objective articulated by the City Council via the adoption of the permanent regulations set forth in this ordinance.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Repeal of Interim Official Control. The interim official control, originally adopted as Ordinance No. 2019-15, and subsequently extended by Ordinance No. 2019-31, Ordinance No. 2020-11, Ordinance No. 2020-22, Ordinance No. 2021-14, and Ordinance No. 2021-29, is hereby repealed in its entirety and shall no longer be in force or effect as of the effective date of this Ordinance No. 2022-09.

Section 2. Amendment of BIMC 18.10.010. Section 18.10.010 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

18.10.010 – ~~Purpose:~~ General Provisions.

A. This chapter addresses the issues of location and appearance associated with wireless communication facilities ("WCFs"). It provides adequate siting opportunities through a wide range of locations and options which minimize safety hazards and visual impacts sometimes associated with wireless communications technology. The chapter encourages siting of facilities on existing buildings or structures, co-location of several providers' facilities on a single support structure, and visual mitigation measures to maintain neighborhood appearance and reduce visual clutter in the city.

B. Applicability

1. Applicability. The provisions of this chapter shall apply to all new WCFs located within the boundaries of the city, and for any modification to an existing WCF that is not governed by Chapter 18.11 BIMC, provided that this chapter shall not apply to small wireless facilities permitted under Title 19 BIMC and subject to Chapter 18.10A BIMC.
2. Permit Required. Any person who desires to place any WCF within the boundaries of the city must apply to the city for the appropriate wireless communication facility permit.
3. Lease Required. In addition to the requirement of obtaining the appropriate wireless communication facility permit, if all or a portion of the WCF will be located upon a city-owned structure, or upon non-right-of-way property which is either city-owned or city-leased, the applicant shall be required to enter into a lease agreement with the city for the use of the city property.
4. Master Permit Required. In addition to the requirement of obtaining the appropriate wireless communication facility permit, if all or a portion of the WCF will be located within the city's right-of-way, the applicant shall be required to obtain a master permit, consistent with Title 19 BIMC, from the city for the use of the city's right-of-way.

Section 3. Amendment of BIMC 18.10.020. Section 18.10.020 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

For the purpose of this chapter, the following terms, phrases, words, and abbreviations shall have the meanings given herein. Words not otherwise defined shall have their common and ordinary meaning:

A. "Antenna(s)" means any system of electromagnetically tuned wires, poles, rods, reflecting discs or similar devices used to transmit or receive electromagnetic waves between terrestrial and/or orbital based points, including, but not limited to:

1. Omni-directional (or "whip") antenna(s), which transmits and receives radio frequency signals in a 360-degree radial pattern;
 2. Directional (or "panel") antenna(s), which transmits and receives radio frequency signals in a specific directional pattern of less than 360 degrees;
 3. Parabolic antenna(s) (or "dish" antenna(s)), which is a bowl-shaped device for the reception and/or transmission of communications signals in a specific directional pattern;
- and

4. Ancillary antenna(s), which is an antenna less than 12 inches in its largest dimension and is not directly used to provide personal wireless communications services, such as a global positioning satellite (“GPS”) antenna.

B. “Co-location” means placing and arranging multiple providers’ antennas and equipment on a single support structure or equipment pad area.

C. “Electromagnetic field” or “EMF” means the field produced by the operation of equipment used in transmitting and receiving radio frequency signals.

D. “Equipment facility” means any structure used to house electronic equipment, cooling systems and back-up power systems associated with a WCF, including shelters, enclosures, cabinets and other similar structures.

E. “Facility I” means a wireless communication facility consisting of an antenna that is either: (1) four feet or less in height and with an area of not more than 580 square inches in the aggregate; or (2) if a tubular antenna, no more than four inches in diameter and no more than six feet in length.

F. “Facility II” means a wireless communication facility consisting of up to three antennas, each of which is a microcell with associated equipment facilities six feet or less in height and no more than 48 square feet in floor area.

G. “Lattice tower” means a wireless communication support structure that consists of metal crossed strips or bars to support antennas and related equipment.

H. “Monopole” means a wireless communication facility that consists of a support structure, the height of which shall not exceed 120 feet in height not including antennas.

GI. “Support structure” means any structure, designed and constructed specifically to support an antenna array, including a monopole, self-supporting (lattice) tower, guy-wire support tower and any other similar structures. Any device (attachment device) used to attach a WCF to an existing structure or building (attachment structure) shall be excluded from the definition of and regulations applicable to support structures.

HJ. “Wireless communication facility” or “WCF” means an unstaffed facility for the transmission and/or reception of radio frequency, microwave or other signals for commercial communications purposes, including and typically consisting of antennas, ~~equipment shelter or cabinet~~ equipment facilities, transmission cables, a support structure required to achieve the necessary elevation, and reception and transmission devices and antennas.

HK. “Wireless communication services” means commercial mobile services, unlicensed wireless services, and common carrier wireless exchange access services, as defined by federal laws and regulations.

Section 4. Amendment of BIMC 18.10.030. Subsection 18.10.030.B.1 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

1. A facility I or II, or a monopole or lattice tower located in a nonresidential zone that does not exceed the maximum building height of the zone established in Chapter 18.12 BIMC; or

Section 5. Amendment of Table 18.09.020. The Utility and Telecommunications section of Table 18.09.020 of the Bainbridge Island Municipal Code is hereby amended to read as shown on attached **Exhibit A**.

Section 6. Amendment of BIMC 18.09.030. Section 18.09.030 of the Bainbridge Island Municipal Code is hereby amended to include a new Subsection 18.09.030.B.5, to read as follows:

5. Small wireless facilities. Small wireless facilities are prohibited on any property containing a residential use in the residential zones except where allowed under BIMC 18.10A.040.E.13.

Section 7. Amendment of BIMC 18.09.030. Section 18.09.030 of the Bainbridge Island Municipal Code is hereby amended to include a new Subsection 18.09.030.F.4, to read as follows:

4. In accordance with Chapter 18.10 BIMC, the department of planning and community development may grant permit approval for:

a. A facility I or II, or a monopole or lattice tower located in a nonresidential zone that does not exceed the maximum height of the zone; or

b. A facility I or II in a multifamily, business, commercial, or town center zone on an existing building or structure; provided, that the facility is no higher than 15 feet above the existing building or structure or the permitted height for the zone, whichever is higher; or

c. A facility I or II in a residential zone on a nonresidential building or structure; provided, that the facility is no higher than 15 feet above the permitted height in the zone.

d. All other WCFs require conditional use permit review and approval by the city hearing examiner.

e. For the purposes of this subsection and Table 18.09.020, the terms “Facility I,” “Facility II,” “Lattice Tower,” “Monopole,” “WCF,” and “Wireless Communication Facility” shall have the same meaning as defined in Chapter 18.10 BIMC.

Section 8. Adoption of New Chapter 18.10A BIMC. Title 18 of the Bainbridge Island Municipal Code is hereby amended to include a new Chapter 18.10A BIMC, to read as follows:

Chapter 18.10A
USE REGULATIONS - SMALL WIRELESS FACILITIES

- 18.10A.010 Purpose.
- 18.10A.020 Applicability.
- 18.10A.030 Definitions.
- 18.10A.040 Design and concealment standards for small wireless facilities.
- 18.10A.050 New poles for small wireless facilities.

18.10A.010 Purpose.

The purposes of this chapter are to set forth regulations for the placement and development of small wireless facilities. Among the purposes included are to:

- A. Manage reasonable access to the right-of-way of the City for communication purposes on a nondiscriminatory basis.
- B. Conserve the limited physical capacity of the public rights-of-way held in public trust by the City.
- C. Ensure that all service providers maintaining facilities or providing services within the City comply with the ordinances, rules, and regulations of the City.
- D. Reduce unnecessary local regulation of providers and services.
- E. Ensure that the City can continue to fairly and responsibly protect the public health, safety, and welfare.
- F. Encourage the provision of advanced and competitive telecommunications on the widest possible basis to the businesses, institutions, and residents of the City.
- G. Encourage the design of such small wireless facilities to be aesthetically and architecturally compatible with the surrounding built and natural environments where possible.
- H. Encourage the co-location or attachment of small wireless facilities on existing support structures to help minimize the total number and impact of such structures throughout the community.
- I. Reserve to the City and provide for the fullest exercise possible of the authority and discretion of the City to require that:
 - 1. Facilities are installed and maintained within the public rights-of-way in such a manner and at such points so as not to inconvenience the public use of the public rights-of-way or to adversely affect the public safety and welfare;

2. All non-City users of the rights-of-way shall be required to reimburse and hold harmless the City for the actual costs incurred by the City by reason of the construction or presence in the public rights-of-way of the facilities of such other users; and
3. Potential adverse visual, aesthetic, and safety impacts of small wireless facilities be minimized.

18.10A.020 Applicability.

Any application for a small wireless facility both inside and outside of the right-of-way shall comply with the following application requirements for a small wireless facility permit described in this chapter. Applications must also comply with the small wireless facility permit requirements of Title 19 BIMC. For small wireless facilities inside the right-of-way, the applicant must also obtain a master permit as may be required under Title 19 BIMC.

18.10A.030 Definitions.

For the purpose of this chapter, the following terms, phrases, words, and abbreviations shall have the meanings given herein. Words not otherwise defined shall have their common and ordinary meaning:

- A. “Antenna” means an apparatus designed for the purpose of emitting radiofrequency (“RF”) radiation, to be operated or operating from a fixed location pursuant to FCC authorization, for the provision of personal wireless service and any commingled information services. For the purposes of this definition, the term “antenna” does not include an unintentional radiator, mobile station, or device authorized under 47 CFR Part 15.
- B. “Applicant” means any person submitting an application for a small wireless facility permit.
- C. “City property” means any real property owned by the City, whether in fee or other ownership estate of interest.
- D. “Co-location” means (1) mounting or installing an antenna facility on a preexisting structure, and/or (2) modifying a structure for the purpose of mounting or installing an antenna facility on that structure.
- E. “Director” means the Director of Planning and Community Development or their designee.
- F. “FCC” or “Federal Communications Commission” means the federal administrative agency, or lawful successor, authorized to regulate and oversee telecommunications carriers, services, and providers on a national level.
- G. “Grantee” means a person holding a master permit.

H. “Light Pole” means a pole used primarily for lighting streets, parking areas, parks, or pedestrian paths.

I. “Master Permit” means the authorization granted by the City to an operator of a telecommunications system, under Title 19 BIMC, giving the operator the nonexclusive right to occupy the space, or use facilities upon, across, beneath, or over any public right-of-way in the City, to provide a specified service within a master permit area. Such master permit shall not include or be a substitute for:

1. Any other permit or authorization required for the privilege of transacting and carrying on a business within the City required by the ordinances and laws of the City;
2. Any permit, agreement, or authorization required in connection with operations on or in public streets or property, including, by way of example and not limitation, street cut permits;
3. Any permits or agreements for occupying any other property of the City or private entities to which access is not specifically granted by the master permit including, without limitation, permits and agreements for placing devices on or in poles, conduits, other structures, or railroad easements, whether owned by the City or a private entity; or
4. The right to place devices in the right-of-way, such as pay telephones, for end user use in terminating or originating transmissions.

By way of example, and without limiting the foregoing, this title shall not be read to diminish or in any way affect the authority of the City to control the use of the City’s real estate, fixtures, or personal property. Therefore, any person who desires to use such property must obtain additional approvals, or agreements for that purpose, as may be required by the City.

J. “Pole” means any human-made assemblage of materials extending above or below the surface of the earth and affixed or attached thereto that is capable of supporting a small wireless facility.

K. “Public right-of-way” or “right-of-way” means land acquired or dedicated for public roads and streets but does not include:

1. State highways;
2. Land dedicated for road, streets, and highways not opened and not improved for motor vehicle use by the public;
3. Structures, including poles and conduits, located within the right-of-way;
4. Federally granted trust lands or forest board trust lands;
5. Lands owned or managed by the state parks and recreation commission; or
6. Federally granted railroad rights-of-way acquired under 43 U.S.C. Section 912 and related provisions of federal law that are not open for motor vehicle use.

L. “Service provider” is defined consistently with RCW 35.99.010(6). Service provider shall include those infrastructure companies that provide telecommunications services or equipment to enable the deployment of telecommunication services.

M. “Small wireless facility” and “small wireless facilities” shall have the same meaning as “small wireless facility” as set forth in 47 CFR §16002, as may be amended. As of the effective date of Ordinance No. 2022-09, 47 CFR §16002 defines “small wireless facility” to mean facilities that meet each of the following conditions:

1. The facilities:
 - a. Are mounted on structures 50 feet or less in height including their antennas as defined in 47 CFR §1.1320(d); or
 - b. Are mounted on structures no more than 10 percent taller than other adjacent structures; or
 - c. Do not extend existing structures on which they are located to a height of more than 50 feet or by more than 10 percent, whichever is greater;
2. Each antenna associated with the deployment, excluding associated antenna equipment (as defined in the definition of antenna in 47 CFR §1.1320(d)), is no more than three cubic feet in volume;
3. All other wireless equipment associated with the structure, including the wireless equipment associated with the antenna and any preexisting associated equipment on the structure, is no more than 28 cubic feet in volume;
4. The facilities do not require antenna structure registration under 47 CFR Part 17;
5. The facilities are not located on Tribal lands, as defined under 36 CFR §800.16(x); and
6. The facilities do not result in human exposure to radiofrequency radiation in excess of the applicable safety standards specified in 47 CFR §1.1307(b).

N. “Structure” means a pole, tower, base station, or building, whether or not it has an existing antenna facility, that is used, proposed to be used, or could be used for the provision of telecommunications service (whether on its own or comingled with other types of services).

O. “Telecommunications facilities” means the plant, equipment, and property including, but not limited to, cables, wires, conduits, ducts, pedestals, electronics, and other appurtenances used or to be used to transmit, receive, distribute, provide, or offer wireline or wireless telecommunications service.

P. “Telecommunications service” means the transmission of information by wire, radio, optical cable, electromagnetic, or other similar means for hire, sale, or resale to the general public. For the purpose of this subsection, “information” means knowledge or intelligence

represented by any form of writing, signs, signals, pictures, sounds, or any other symbols. For the purpose of this chapter, telecommunications service excludes the over-the-air transmission of broadcast television or broadcast radio signals.

Q. “Traffic Signal Poles” means a pole that supports equipment used for controlling traffic, including but not limited to traffic lights, rapid flashing beacons, speed radar, and school zone flashers.

R. “Transmission equipment” means equipment that facilitates transmission for any FCC-licensed or authorized wireless communication service, including, but not limited to, radio transceivers, antennas, coaxial or fiber-optic cable, and regular and backup power supply. The term includes equipment associated with wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.

S. “Unified enclosure” means a small wireless facility providing concealment of antennas and equipment within a single enclosure.

T. “Utility pole” means a structure designed and used primarily for the support of electrical wires, telephone wires, television cable, traffic signals, or lighting for streets, parking areas, or pedestrian paths.

U. “Wireline” means services provided using a physically tangible means of transmission, including without limitation wire or cable, and the apparatus used for such transmission.

18.10A.040 Design and concealment standards for small wireless facilities.

Small wireless facility deployments permitted inside or outside the right-of way shall conform to the following design standards:

A. Small wireless facilities attached to existing or replacement non-wooden poles, including non-wooden light poles or utility poles, shall conform to the following design criteria:

1. The applicant shall minimize to the extent possible the antenna and equipment space and shall use the smallest amount of enclosure possible to fit the necessary equipment. The antennas and equipment shall be located consistent with BIMC 18.10A.040.E.1.
2. The furthest point of any equipment enclosure may not extend more than twenty-eight (28) inches from the face of the pole. Any equipment or antenna enclosures must meet WSDOT height clearance requirements.
3. All conduit, cables, wires, and fiber must be routed internally in the non-wooden pole. Full concealment of all conduit, cables, wires, and fiber is required within mounting brackets, shrouds, canisters, or sleeves if attaching to exterior antennas or equipment.
4. An antenna on top of an existing pole may not extend more than six (6) feet above the height of the existing pole and the diameter may not exceed sixteen (16) inches,

measured at the top of the pole, unless the applicant can demonstrate that more space is technically needed. The antennas shall be integrated into the pole design so that it appears as a continuation of the original pole, including colored or painted to match the pole, and shall be shrouded or screened to blend with the pole except for canister antennas which shall not require screening. All cabling and mounting hardware/brackets from the bottom of the antenna to the top of the pole shall be fully concealed and integrated with the pole.

5. Any replacement non-wooden pole shall substantially conform to the design of the pole it is replacing or the neighboring pole design standards utilized within the contiguous right-of-way, unless the Department of Planning and Community Development otherwise approves a variation due to aesthetic or safety concerns. Any replacement non-wooden pole located in the right-of-way shall be placed as close to the original pole as possible, but no more than five (5) feet from the existing pole location.

6. The height of any replacement pole may not extend more than six (6) feet above the height of the existing pole or the minimum additional height technically necessary; provided, that the height of the replacement pole cannot be extended further by additional antenna height.

7. The diameter of a replacement pole shall comply with the City's setback and sidewalk clearance requirements and shall, to the extent technically feasible, not be more than a twenty (20) inches measured at the base of the pole, unless additional diameter is needed in order to conceal equipment within the base of the pole, and shall comply with the requirements in subsection 6 below.

8. The use of the pole for the siting of a small wireless facility shall be considered secondary to the primary function of the pole. If the primary function of a pole serving as the host site for a small wireless facility becomes unnecessary, the pole shall not be retained for the sole purpose of accommodating the small wireless facility and the small wireless facility and all associated equipment shall be removed.

B. Wooden pole design standards. Small wireless facilities located on existing or replacement wooden poles, including wooden light poles or utility poles, shall conform to the following design criteria:

1. The wooden pole at the proposed location may be replaced with a wooden pole for the purpose of accommodating a small wireless facility; provided, that the replacement pole shall not exceed a height that is a maximum of ten (10) feet taller than the existing pole, unless a further height increase is required and confirmed in writing by the pole owner and that such height extension is the minimum extension possible to provide sufficient separation and/or clearance from electrical and wireline facilities.

2. A pole extender may be used instead of replacing an existing wooden pole but may not increase the height of the existing wooden pole by more than ten (10) feet, unless a further height increase is required and confirmed in writing by the pole owner and that such height increase is the minimum extension possible to provide sufficient separation and/or clearance from electrical and wireline facilities. A "pole extender" as

used herein is an object affixed between the pole and the antenna for the purpose of increasing the height of the antenna above the pole. The pole extender shall be painted to approximately match the color of the pole and shall substantially match the diameter of the pole measured at the top of the pole.

3. Replacement wooden poles must either match the approximate color and materials of the replaced pole or shall be the standard new wooden pole used by the pole owner in the City, unless the Department of Planning and Community Development otherwise approves a variation due to aesthetic or safety concerns.

4. Antennas, equipment enclosures, and all ancillary equipment, boxes, and conduit shall be colored, tinted, or painted to match the approximate color of the surface of the wooden pole on which they are attached.

5. Antennas shall not be mounted more than twelve (12) inches from the surface of the wooden pole.

6. Antennas should be placed in an effort to minimize visual clutter and obtrusiveness. Multiple antennas are permitted on a wooden pole; provided, that each antenna enclosure shall not be more than three (3) cubic feet in volume.

7. A canister antenna may be mounted on top of an existing wooden pole, which may not exceed the height requirements described in subsection B.1 above. A canister antenna mounted on the top of a wooden pole shall not exceed sixteen (16) inches in diameter, measured at the top of the pole, and shall be colored or painted to match the pole. The canister antenna must be placed to look as if it is an extension of the pole. In the alternative, the applicant may propose a side mounted canister antenna, so long as the inside edge of the antenna is no more than twelve (12) inches from the surface of the wooden pole. All cables shall be concealed either within the canister antenna or within a sleeve between the antenna and the wooden pole.

8. The furthest point of any antenna or equipment enclosure may not extend more than twenty-eight (28) inches from the face of the pole. Any equipment or antenna enclosures must meet WSDOT height clearance requirements.

9. An omni-directional antenna may be mounted on the top of an existing wooden pole, provided such antenna is no more than four (4) feet in height and is mounted directly on the top of a pole or attached to a sleeve made to look like the exterior of the pole as close to the top of the pole as technically feasible. All cables shall be concealed within the sleeve between the bottom of the antenna and the mounting bracket.

10. All related equipment, including but not limited to ancillary equipment, radios, cables, associated shrouding, microwaves, and conduit which are mounted on wooden poles shall not be mounted more than six (6) inches from the surface of the pole, unless a further distance is technically required, and is confirmed in writing by the pole owner.

11. Equipment for small wireless facilities shall be located consistent with BIMC 18.10A.040.E.1. If equipment is allowed to be placed on the wooden pole, the equipment

must be placed in the smallest enclosure possible for the intended purpose. The visual effect of the small wireless facility on all other aspects of the appearance of the wooden pole shall be minimized to the greatest extent possible.

12. The use of the wooden pole for the siting of a small wireless facility shall be considered secondary to the primary function of the pole. If the primary function of a wooden pole serving as the host site for a small wireless facility becomes unnecessary, the pole shall not be retained for the sole purpose of accommodating the small wireless facility and the small wireless facility and all associated equipment shall be removed.

13. The diameter of a replacement wooden pole shall comply with the City's setback and sidewalk clearance requirements and shall not be more than a 25% increase of the existing wooden pole measured at the base of the pole, unless additional diameter is needed for structural integrity of the pole, and shall comply with the requirements in subsection E.6 below.

14. All cables and wires shall be routed through conduit along the outside of the wooden pole. The outside conduit shall be colored or painted to match the pole. The number of conduit shall be minimized to the number technically necessary to accommodate the small wireless facility.

C. Small wireless facilities attached to existing buildings shall conform to the following design criteria:

1. Small wireless facilities may be mounted to the sides of a building if the antennas do not interrupt the building's architectural theme.

2. The interruption of architectural lines or horizontal or vertical reveals is discouraged.

3. New architectural features such as columns, pilasters, corbels, or other ornamentation that conceal antennas may be used if it complements the architecture of the existing building.

4. Small wireless facilities shall utilize the smallest mounting brackets necessary in order to provide the smallest offset from the building.

5. Skirts or shrouds shall be utilized on the sides and bottoms of antennas in order to conceal mounting hardware, create a cleaner appearance, and minimize the visual impact of the antennas. Exposed cabling/wiring is prohibited.

6. Small wireless facilities shall be colored, painted, and textured to match the adjacent building surfaces, unless otherwise technically infeasible.

7. Small wireless facilities must meet the height requirement of the underlying zoning district.

8. Feed lines and coaxial cables shall be located below the parapet of the rooftop.

9. If a cabinet enclosure cannot be located within the building on which the wireless communication facilities will be located, then the City's first preference is for the wireless telecommunication carrier to locate the equipment on the roof of the building. If the equipment can be screened by placing the equipment below the parapet walls, no additional screening is required. If screening is required, the proposed screening must be consistent with the existing building in terms of color, design, architectural style, and material. If the cabinet equipment cannot be located on the roof or within the building, then it shall be located underground consistent with BIMC 18.10A.040.E.1.

D. Small wireless facilities mounted on cables strung between existing poles (i.e., a strand mounted small wireless facility), including light poles or utility poles, shall conform to the following standards:

1. Each strand mounted small wireless facility shall not exceed four (4) cubic feet in volume.
2. Only one strand mounted small wireless facility is permitted between any two existing poles.
3. The pole must be able to support the necessary load requirements of the strand mounted small wireless facility.
4. A strand mounted small wireless facility shall be placed as close as possible to the nearest pole supporting the cable on which the small wireless facility is mounted, and in no event more than five (5) feet from the pole unless a greater distance is technically necessary or is required by the pole owner for safety clearance.
5. No strand mounted small wireless facility shall be located in or above the portion of the roadway open to vehicular traffic.
6. Ground mounted equipment needed to accommodate a strand mounted small wireless facility is not permitted except when placed in preexisting equipment cabinets.
7. Pole mounted equipment shall comply with the requirements of subsections A or B above, as applicable.
8. Strand mounted small wireless facilities must be installed to cause the least visual impact and without excess exterior cabling or wires (other than the original strand).
9. Strand mounted small wireless facilities are only permitted on existing overhead wirelines supported by existing poles.

E. General requirements for all installation types.

1. All equipment, except antennas and conduit, associated with installations in the R-0.4 zoning district shall be ground mounted, placed underground, completely concealed within the pole, or placed on private property consistent with the regulations identified in (a), (c), (d), and (e) below unless the applicant can demonstrate that each of

those possible locations are technically infeasible, in which case the equipment may be placed in accordance with (b) below. All equipment associated with installations in the Mixed Use Town Center, High School Road I and II, and Neighborhood Center zoning districts shall be located on the pole, completely concealed within the pole, or placed on private property consistent with the regulations identified in (a), (b), and (d) below unless the applicant can demonstrate that each of those allowed locations are technically infeasible, in which case the equipment may be placed in accordance with (c) or (e) below. All equipment associated with installations in any other zone not identified above may be installed consistent with one of the methods identified in (a) through (e) below.

- a. Concealed completely within the pole or pole base. If antennas and associated equipment enclosures (including disconnect switches and other appurtenant devices) are located within the pole or pole base, they shall be fully concealed within the pole. Further, if located within the pole base, the base shall meet ADA requirements and not impact the pedestrian access route.
- b. Located on a pole. If located on a pole, antennas and the associated equipment enclosures (including disconnect switches and other appurtenant devices) must be colored, tinted, or painted to match the approximate color of the surface of the pole and appear as an integral part of the pole or flush mounted to the pole, meaning for antennas no more than twelve (12) inches off of the pole and for associated equipment no more than six (6) inches off the pole, and must be the minimum size necessary for the intended purpose, but in no event shall any antenna exceed three (3) cubic feet in volume. The equipment enclosure and all other wireless equipment associated with the pole (including but not limited to conduit), including wireless equipment associated with the antenna and any preexisting associated equipment on the pole, may not exceed twenty-eight (28) cubic feet. Multiple equipment enclosures may be acceptable if designed to more closely integrate with the pole design and which do not cumulatively exceed twenty-eight (28) cubic feet. If the equipment enclosure is permitted on the exterior of the pole, the applicant is required to place the equipment enclosure behind any banners or road signs that may be on the pole, provided that such location does not interfere with the operation of the banners or signs or the equipment itself. The applicant may propose a side mounted canister antenna, so long as the inside edge of the antenna is no more than six (6) inches from the surface of the pole. All cables shall be concealed either within the canister antenna or within a sleeve between the antenna and the pole.
- c. Underground in a utility vault. If located underground, the access lid to the equipment enclosure shall be located outside the footprint of any pedestrian curb ramp and shall have a nonskid surface meeting ADA requirements if located within an existing pedestrian access route. Antennas are not subject to this paragraph due to technological limitations of such placement.
- d. On private property. If located on private property, the applicant shall submit a copy of a letter of authority from the private property owner prior to the small wireless facility permit issuance. Such a letter shall clearly evidence that the

private property owner consents to use of the property for the purpose stated herein. Any such installation on private property must conform to all applicable regulations, including but not limited to zoning regulations, that apply to that property.

e. On the ground in the right-of-way. If the equipment is located on the ground in the right-of-way, the equipment enclosure on the ground and all other wireless equipment associated with the pole (including but not limited to conduit), including wireless equipment associated with the antenna and any preexisting associated equipment on the pole, may not exceed twenty-eight (28) cubic feet. The equipment located on the ground shall be placed within one enclosure not to exceed four (4) feet in height. Such enclosure must be colored and designed in a manner that minimizes the visual impact of the enclosure. The location of the equipment on the ground must comply with all applicable setback and access requirements including ADA requirements. Prior to the issuance of any permit related to a small wireless facility which includes ground mounted equipment in the right-of-way, the applicant must obtain a site-specific agreement from the City to locate such ground mounted equipment.

2. Even if one of the designated equipment locations is technically feasible under BIMC 18.10A.040.E.1, the Director may determine that equipment located in a non-preferred location is in fact a superior alternative if the non-preferred location:

a. Provides equal or greater protection to public vantage points, view corridors, and scenic vistas to support Bainbridge Island's sense of place, identity, and orientation; and

b. Satisfies one or more of the following criteria:

i. Has a greater natural resource conservation value;

ii. Results in less adverse impact to adjoining properties; or

iii. Results in a more practical design because of topography, critical area, or other extenuating circumstances.

3. An applicant who desires to enclose both its antennas and equipment within one unified enclosure may do so, provided that such enclosure is the minimum size necessary for its intended purpose and the enclosure and all other wireless equipment associated with the pole, including wireless equipment associated with the antenna and any preexisting associated equipment on the pole, do not exceed twenty-eight (28) cubic feet. The unified enclosure may not be placed more than twelve (12) inches from the surface of the pole. To the extent possible, the unified enclosure shall be placed so as to appear as an integrated part of the pole or behind banners or signs, provided that such location does not interfere with the operation of the banners or signs or the equipment itself. Requirements related to the location of equipment as outlined in BIMC 18.10A.050.E.1 do not apply if the antennas and equipment are located within one unified enclosure.

4. No equipment shall be operated so as to produce noise in violation of Chapter 16.16 BIMC.
5. Small wireless facilities are not permitted on traffic signal poles unless denial of the siting could be a prohibition or effective prohibition of the applicant's ability to provide telecommunications service in violation of 47 USC §§ 253 and 332.
6. Replacement poles and new poles shall comply with the Americans with Disabilities Act ("ADA"), City construction and sidewalk clearance standards, City ordinances, and state and federal laws and regulations in order to provide a clear and safe passage within the rights-of-way. Further, the location of any replacement or new pole must: be physically possible, comply with applicable traffic warrants, not interfere with utility or safety fixtures (e.g., fire hydrants, traffic control devices), and not adversely affect the public welfare, health, or safety.
7. No signage, message, or identification other than the manufacturer's identification or identification required by governing law is allowed to be portrayed on any antenna or equipment enclosure. Any permitted signage shall be located on the equipment enclosures and be of the minimum amount possible to achieve the intended purpose (no larger than 4x6 inches); provided, that signs are permitted as concealment element techniques where appropriate.
8. Antennas and related equipment shall not be illuminated except for security reasons, required by a federal or state authority, or unless approved as part of a concealment element plan.
9. Side arm mounts for antennas or equipment must be the minimum extension necessary and may not create a gap of more than twelve (12) inches for wooden poles and no more than six (6) inches for non-wooden poles between the pole and the antennas or equipment.
10. The preferred location of a small wireless facility on a pole is the location with the least visible impact. When siting a small wireless facility on a pole or structure in the right-of-way adjacent to a residential use, the applicant must first attempt to locate the small wireless facility on a pole or structure located on or near one of the boundary lines of the property containing the residential use. If a location not on or near the boundary line better mitigates the aesthetic impact of the new pole, the Planning Director may approve such alternative location. To the extent siting a small wireless facility on a pole or structure on or near the boundary line is technologically infeasible, the applicant shall attempt to site the small wireless facility on the pole or structure with the least aesthetic impact to the property, such as at a location where the small wireless facility would be concealed from view by trees, vegetation, or other structures.
11. Antennas, equipment enclosures, and ancillary equipment, conduit, and cable, shall not dominate the structure or pole upon which they are attached.
12. For one or more residential uses located more than 400 feet from the right-of-way,

a small wireless facility may be located within an access easement over residential property, provided that the following conditions are met:

- a. The owner of the residential property upon which the small wireless facility will be located has granted permission in writing to locate the small wireless facility in the desired location and has provided proof of authority to grant such permission;
- b. The terms of the access easement allow the installation of the small wireless facility in the proposed location;
- c. The installation of the small wireless facility in the proposed location does not create any access or safety issues;
- d. Any new pole complies with the requirements of BIMC 18.10A.050;
- e. Any new structure complies with all applicable requirements of the Bainbridge Island Municipal Code;
- f. Any covenants or easements recorded on the property allow the deployment of the small wireless facility on the property; and
- g. The proposed small wireless facility complies with all applicable land use regulations, including but not limited to: Chapter 19.10 BIMC, Chapter 18.10A BIMC, Chapter 16.20 BIMC, and Chapter 16.12 BIMC.

13. The City may consider the cumulative visual effects of small wireless facilities mounted on poles within the rights-of-way when assessing proposed siting locations so as to not adversely affect the visual character of the City. This provision shall not be applied to limit the number of permits issued when no alternative sites are reasonably available, nor to impose a technological requirement on the applicant.

14. These design standards are intended to be used solely for the purpose of concealment and siting. Nothing herein shall be interpreted or applied in a manner which dictates the use of a particular technology. When strict application of these requirements would effectively prohibit the applicant from providing a wireless service, alternative forms of concealment or deployment may be permitted which provide similar or greater protections from negative visual impacts to the streetscape.

18.10A.050 New poles for small wireless facilities.

A. New poles for small wireless facilities are only permitted if the applicant can establish that:

1. The proposed small wireless facility cannot be located on an existing utility pole or light pole, electrical transmission tower, or on a site outside of the public rights-of-way such as public non-park property, a building, a transmission tower, or in or on a non-residential use in a residential zone whether by roof or panel-mount or separate structure;

2. The proposed small wireless facility complies with the applicable requirements of BIMC 18.10A.040;

3. All new poles in the right-of-way shall be the standard pole design adopted in the City's Design and Construction Standards. The Public Works Department may adopt standard pole designs for different use cases or different areas within the City in order to most fully protect the aesthetics and safety of the community. All standard designs shall accommodate and not limit the telecommunications technology used. The Public Works Director or designee may approve a deviation from the standard pole design if the Director finds that the proposed pole design is at least as protective of the aesthetic and visual character of the location as the City's adopted standard pole design.

a. If a deviation is approved, all elements of the small wireless facility must be integrated into the design of the pole.

b. Technical feasibility and safety shall be considered by the Public Works Director if any deviation from the City adopted standard pole design is requested.

c. If no standard pole design is adopted, the design of the new pole must mimic the design of adjacent neighboring poles or the pole which is being replaced, including similar height to the extent technically feasible. All elements of the small wireless facility must be integrated into the design of the pole.

d. Upon construction of a new pole complying with the standard pole design, the applicant may convey ownership of the pole to the City and the Public Works Director may accept ownership of the pole on behalf of the City if the pole serves a municipal purpose, including, but not limited to, street lighting or a benefit to a utility operated by a public agency.

4. The proposed small wireless facility receives approval for a concealment element design, as described in subsection C below;

5. The proposed small wireless facility also complies with the Shoreline Management Act, SEPA, and any other relevant law or regulation if applicable; and

6. No new poles shall be located in a critical area or associated buffer or setback required by Chapter 16.20 BIMC, except when determined to be exempt pursuant to Chapter 16.20 BIMC.

B. An application for a new pole is subject to review and approval or denial by the Director.

C. The concealment element design shall include the design of the screening, fencing, or other concealment technology for the pole and all related transmission equipment or facilities associated with the proposed small wireless facility, including but not limited to fiber and power connections.

1. The concealment element design should seek to minimize the visual obtrusiveness of the small wireless facility.

a. New poles located within the right-of-way must conform to the requirements of BIMC 18.10A.050.A.3 above. Because all new poles are either the City adopted standard pole design or approved poles with all elements of the small wireless facility integrated into the design of the pole, no additional equipment is allowed on or in the ground.

b. When siting a new pole on property located in a residential zone, the applicant must first attempt to locate the new pole on or near one of the boundary lines of that property. If a location not on or near the boundary line better mitigates the aesthetic impact of the new pole, the Planning Director may approve such alternative location. To the extent siting a small wireless facility on a new pole located on or near the boundary line is technologically infeasible, the applicant shall attempt to site the new pole at a location with the least aesthetic impact to the property, such as at a location where the new pole would be concealed from view by trees, vegetation, or other structures.

c. New poles outside of the right-of-way should attempt to mimic the design of existing similarly situated neighboring poles or the pole which is being replaced, including being of a similar height to the extent technically feasible. All equipment and antennas attached to such poles must conform with the standards contained in BIMC 18.10A.040.A. or 18.10A.040.B., as applicable, and BIMC 18.10A.040.E.

2. If the Director has already approved a concealment element design either for the applicant or another small wireless facility in the same area or for the same pole type, then the applicant shall utilize a substantially similar concealment element design, unless it can show that such concealment element design is not physically or technologically feasible, or that such deployment would undermine the generally applicable design standards.

D. Even if an alternative location is established pursuant to BIMC 18.10A.050.A.1, the Director may determine that a new pole in the right-of-way is in fact a superior alternative if the new pole:

1. Satisfies the other requirements of BIMC 18.10A.050.A;
2. Provides equal or greater protection to public vantage points, view corridors, and scenic vistas to support Bainbridge Island's sense of place, identity, and orientation; and
3. Satisfies one or more of the following criteria:
 - a. Has a greater natural resource conservation value;
 - b. Has less adverse impact to adjoining properties; or

- c. Results in a more practical design because of topography, critical area, or other extenuating circumstances.

E. Prior to the issuance of a permit to construct a new pole in the right-of-way, the applicant must obtain a site-specific agreement from the City to locate such new pole. The requirement to obtain a site-specific agreement also applies to the placement of replacement poles when the replacement is necessary for the installation or attachment of the small wireless facility, the replacement structure is higher than the replaced structure, and the overall height of the replacement structure and the small wireless facility is more than sixty (60) feet.

F. These design standards are intended to be used solely for the purposes identified in BIMC 18.10A.010. Nothing herein shall be interpreted or applied in a manner which dictates the use of a particular technology. When strict application of these requirements would unreasonably impair the function of the technology chosen by the applicant, alternative forms of concealment or deployment may be permitted which provide similar or greater protections of the streetscape.

Section 9. Repeal and Replacement of Chapter 18.11 BIMC. Chapter 18.11 of the Bainbridge Island Municipal Code is hereby repealed in its entirety and replaced with the following:

Chapter 18.11
Eligible Facilities Requests

- 18.11.010 Definitions.
- 18.11.020 Application.
- 18.11.030 Qualification as an Eligible Facilities Request.
- 18.11.040 Timeframe for Review.
- 18.11.050 Tolling of the Timeframe for Review.
- 18.11.060 Determination that Application is not an Eligible Facilities Request.
- 18.11.070 Failure to Act.
- 18.11.080 Enforcement.

18.11.010 Definitions

The following definitions shall apply to Eligible Facilities Requests only as described in this Chapter 18.11 BIMC.

A. “Base station” means a structure or equipment at a fixed location that enables FCC-licensed or authorized wireless communications between user equipment and a communications network. The term does not encompass a tower as defined herein nor any equipment associated with a tower. Base station includes, without limitation:

- 1. Equipment associated with wireless communications services as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.

2. Radio transceivers, antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration (including Distributed Antenna Systems (“DAS”) and small wireless networks).

3. Any structure other than a tower that, at the time the relevant application is filed (with jurisdiction) under this section, supports or houses equipment described in subparagraphs A.1 and A.2 above that has been reviewed and approved under the applicable zoning or siting process, or under another state or local regulatory review process, even if the structure was not built for the sole or primary purpose of providing that support.

4. The term does not include any structure that, at the time the Eligible Facilities Request application is filed with the City, does not support or house equipment described in subparagraphs A.1 and A.2 above.

B. “Co-location” means the mounting or installation of transmission equipment on an eligible support structure for the purpose of transmitting and/or receiving radio frequency signals for communication purposes.

C. “Eligible facilities request” means any request for modification of an existing tower or base station that does not substantially change the physical dimensions of such tower or base station, involving:

1. Co-location of new transmission equipment;
2. Removal of transmission equipment; or
3. Replacement of transmission equipment.

D. “Eligible support structure” means any tower or base station as defined in this section, provided that it is existing at the time the relevant application is filed with the City.

E. “Existing” means that a constructed tower or base station is “existing” if it has been reviewed and approved under the applicable zoning or siting process, or under another state or local regulatory review process; provided, that a tower that has not been reviewed and approved because it was not in a zoned area when it was built, but was lawfully constructed, is existing for purposes of this definition.

F. “Substantial change” means a modification “substantially changes” the physical dimensions of an eligible support structure if it meets any of the following criteria:

1. For towers other than towers in the public rights-of-way, it increases the height of the tower by more than 10% or by the height of one additional antenna array with separation from the nearest existing antenna not to exceed twenty (20) feet, whichever is greater; for other eligible support structures, it increases the height of the structure by more than 10% or more than ten (10) feet, whichever is greater. The separation of antennas is measured by the distance from the top of the existing antennas to the bottom of the new antennas;

Commented [1]: This is added new since the last draft as a result of a change/clarification in law.

2. For towers other than towers in the public rights-of-way, it involves adding an appurtenance to the body of the tower that would protrude from the edge of the tower more than twenty (20) feet, or more than the width of the tower structure at the level of the appurtenance, whichever is greater; for other eligible support structures, it involves adding an appurtenance to the body of the structure that would protrude from the edge of the structure by more than six (6) feet;

3. For any eligible support structure, it involves installation of more than the standard number of new equipment cabinets for the technology involved, but not to exceed four cabinets; or, for towers in the public rights-of-way and base stations, it involves installation of any new equipment cabinets on the ground if there are no preexisting ground cabinets associated with the structure, or else involves installation of ground cabinets that are more than 10% larger in height or overall volume than any other ground cabinets associated with the structure;

4. It entails any excavation or deployment outside the current site; **except that, for towers other than towers in the public rights-of-way, it entails any excavation or deployment of transmission equipment outside of the current site by more than 30 feet in any direction. The site boundary from which the 30 feet is measured excludes any access or utility easements currently related to the site;**

Commented [2]: This is added new since the last draft as a result of a change/clarification in law.

5. It would defeat the concealment elements of the eligible support structure; or

6. It does not comply with conditions associated with the siting approval of the construction or modification of the eligible support structure or base station equipment; provided, however, that this limitation does not apply to any modification that is noncompliant only in a manner that would not exceed the thresholds identified above.

G. “Tower” means any structure built for the sole or primary purpose of supporting any FCC-licensed or authorized antennas and their associated facilities, including structures that are constructed for wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul and the associated site.

H. “Transmission equipment” means equipment that facilitates transmission for any FCC-licensed or authorized wireless communication service, including, but not limited to, radio transceivers, antennas, coaxial or fiber-optic cable, and regular and backup power supply. The term includes equipment associated with wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.

18.11.020 Application.

The Director shall prepare and make publicly available an application form used to consider whether an application is an Eligible Facilities Request. The application may not require the applicant to demonstrate a need or business case for the proposed modification. Prior to the issuance of an Eligible Facilities Request permit, the applicant shall pay a permit fee in an

amount as determined by the City Council and adopted by resolution.

18.11.030 Qualification as an Eligible Facilities Request.

Upon receipt of an application for an Eligible Facilities Request, the Director shall review such application to determine whether the application qualifies as an Eligible Facilities Request.

18.11.040 Timeframe for Review.

A. Within sixty (60) days of the date on which an applicant submits an Eligible Facilities Request application, the Director shall approve the application unless the Director determines that the application is not covered by 47 CFR §1.6100 and this Chapter 18.11 BIMC.

B. A permit issued pursuant to this chapter, and any applications deemed granted under BIMC 18.11.070, shall be valid for a term of 12 months from the date of issuance or the date the application has been deemed granted under BIMC 18.11.070.

18.11.050 Tolling of the Timeframe for Review.

A. The sixty (60) day review period begins to run when the application is filed and may be tolled only by mutual agreement by the Director and the applicant or in cases where the Director determines that the application is incomplete.

1. To toll the timeframe for incompleteness, the Director shall provide written notice to the applicant within thirty (30) days of receipt of the application, clearly and specifically delineating all missing documents or information required in the application.
2. The timeframe for review begins running again when the applicant makes a supplemental submission in response to the Director's notice of incompleteness.
3. Following a supplemental submission, the Director will notify the applicant within ten (10) days that the supplemental submission did not provide the information identified in the original notice delineating missing information. The timeframe is tolled in the case of second or subsequent notices pursuant to the procedures identified in this subsection. Second or subsequent notices of incompleteness may not specify missing documents or information that was not delineated in the original notice of incompleteness.

18.11.060 Determination that application is not an Eligible Facilities Request.

If the Director determines that the applicant's request does not qualify as an Eligible Facilities Request, the Director shall deny the application.

18.11.070 Failure to Act.

In the event the Director fails to approve or deny an application for an Eligible Facilities Request within the timeframe for review (accounting for any tolling), the request shall be deemed

granted. The deemed granted application does not become effective until the applicant notifies the Director in writing after the review period has expired (accounting for any tolling) that the application has been deemed granted.

18.11.080 Enforcement.

Compliance with the provisions of this chapter is mandatory. Any violation of this chapter shall be enforced, and penalties assessed, in accordance with Chapter 1.26 BIMC.

Section 10. Amendment to BIMC 18.36.030. The following defined terms as set forth in subsection 18.36.030 of the Bainbridge Island Municipal Code are hereby repealed: “Accessory antenna device,” “Attached wireless communication facility,” “Co-location,” “Wireless communication facility,” “Wireless communication facility, Facility I,” “Wireless communication facility, Facility II,” and “Wireless communication facility, Facility III.”

Section 11. Amendment to BIMC 18.36.030. The following defined term as set forth in subsection 18.36.030 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

“Wireless communication support structure” means the structure erected to support wireless communication antennas and connecting appurtenances. Support structure types include, but are not limited to, stanchions, monopoles, lattice towers, wood poles, or guyed towers. “Monopoles” and “lattice towers” shall have the same meaning as defined in Chapter 18.10 BIMC.

Section 12. Amendment to BIMC 18.36.030. The following defined term as set forth in subsection 18.36.030 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

“Structure” means any human-made assemblage of materials extending above or below the surface of the earth and affixed or attached thereto. “Structure,” for the purposes of this title, except for BIMC 18.09.030.F.1, does not include “wireless communications communication facilities” as that term is defined in Chapter 18.10 BIMC.

Section 13. Amendment to BIMC 2.16.040. Subsection 2.16.040.B.1.d of the Bainbridge Island Municipal Code is hereby amended to read as follows:

d. The construction of new wireless ~~communications~~ communication support structures (but not the location of wireless facilities on existing buildings).

Section 14. Amendment to BIMC 19.10.020.D.3. Subsection 19.10.020.D.3 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

3. Associated Permit(s). The applicant shall attach all associated permit requirements, such as applications or checklists required under the critical areas, shoreline, or SEPA

ordinances. Applications for ~~deployment of small wireless facilities in design zones or for~~ new poles shall comply with the requirements in Chapter 18.10A BIMC ~~18.10A.060~~.

Section 15. Amendment to BIMC 19.10.020.D. A new subsection 19.10.020.D.5 is added to the Bainbridge Island Municipal Code as follows:

Commented [3]: This is added new since the last draft as a result of a change/clarification in law.

5. Eligible Facilities Requests. Small wireless facilities may be expanded pursuant to an eligible facility request so long as the expansion:

a. Does not defeat the specifically designated stealth techniques; and

b. Incorporates the aesthetic elements required as conditions of approval set forth in the original small wireless facility approval in a manner consistent with the rights granted an eligible facility; and

c. Does not exceed the conditions of a small wireless facility as defined by 47 CFR § 1.6002(l).

Section 16. Amendment to BIMC 19.10.020.E.1.d. Subsection 19.10.020.E.1.d of the Bainbridge Island Municipal Code is hereby amended to read as follows:

d. Compliance with the aesthetic requirements of ~~BIMC 18.10A.050~~ Chapter 18.10A BIMC.

Section 17. Amendment to BIMC 19.10.030.D. Subsection 19.10.030.D of the Bainbridge Island Municipal Code is hereby amended to read as follows:

D. Review of Facilities Compliance with Federal Law. Review of the site locations proposed by the applicant shall be governed by the provisions of 47 U.S.C. Sections 253 and 332 and other applicable statutes, regulations, and case law. Applicants for master permits and small wireless facility permits shall be treated in a competitively neutral and nondiscriminatory manner with other service providers, utilizing supporting infrastructure that is functionally equivalent, that is, service providers whose facilities are similarly situated in terms of structure, placement, or cumulative impacts. Small wireless facility permit review under this chapter shall neither prohibit nor have the effect of prohibiting the ability of an applicant to provide telecommunications services.

Section 18. Corrections. The City Clerk and codifiers of the ordinance are authorized to make necessary corrections to this ordinance or to the City Code including, but not limited to, the correction of scrivener or clerical errors, references, ordinance numbering, section or subsection numbers, and any references thereto.

Section 19. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such invalidity shall not affect the validity or effectiveness of the remaining portions of this ordinance.

Section 20. Effective Date. This ordinance shall take effect and be in force five (5) days from its passage and publication as required by law.

PASSED by the City Council this ___ day of _____ 2022.

APPROVED by the Mayor this ___ day of _____ 2022.

Joe Deets, Mayor

ATTEST/AUTHENTICATE:

Christine Brown, CMC, City Clerk

FILED WITH THE CITY CLERK: April 8, 2022
PASSED BY THE CITY COUNCIL: _____, 2022
PUBLISHED: _____, 2022
EFFECTIVE DATE: _____, 2022
ORDINANCE NUMBER: 2022-09

ATTACHED: Exhibit A

Exhibit A
Amendments to Utility and Telecommunications Section of Table 18.09.020

UTILITY AND TELECOMMUNICATIONS																				
Note: Utility and telecommunications uses may be subject to additional requirements in BIMC 16.12.030.C.7.																				
ZONING DISTRICT USE CATEGORY/TYPE	R-0.4	R-1	R-2	R-2.9	R-3.5	R-4.3	R-5	R-6	R-8	R-14	Winslow Mixed Use Town Center					HSR I and II	NC	B/I	WD-1	Use-Specific Standards BIMC 18.09.030
	CC	MA	EA	Gate	Ferry [1]															
Monopole or Lattice Tower	<u>P/C</u>	<u>C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-4</u>								
Small Wind Energy Generator	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-1</u>											
Utility, Primary	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>P</u>	<u>C</u>	<u>F-2</u>											
Public Communications Tower	<u>P</u>	<u>P</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>P</u>	<u>A</u>	<u>F-3</u>									
Wireless Communication Facilities, Facility I	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-4</u>											
Wireless Communication Facilities, Facility II	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-4</u>											
All Other Wireless Communication Facilities, Facility III	<u>P/C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>P/C</u>	<u>P/C</u>	<u>F-4</u>										
Small Wireless Facilities	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>B-5</u>											



CITY OF
BAINBRIDGE ISLAND

Office of the City Attorney
Memorandum

Date: April 22, 2022
To: Planning Commissioners
City Manager Blair King
Mark Hofman, Interim Director of Planning and Community Development
From: Joe Levan, City Attorney
Subject: Considerations related to Proposed Ordinance No. 2022-09 regarding
Small Wireless Facility Regulations

The following is intended to be a message of appreciation and explanation to the Planning Commission (“Commission”) for all of the work that the Commission has devoted to drafting the small wireless facility regulations that are set forth in proposed Ordinance No. 2022-09. A public hearing will be held by the City Council on April 26, 2022 regarding Ordinance No. 2022-09. This agenda topic has created a unique situation in which I am making a recommendation as City Attorney to the Council that differs in part from the Commission’s recommendation, and I want to be sure you are aware of this situation in advance of the public hearing.

As described in the agenda materials for this item for the April 26 Council meeting, when the Commission voted in August 2020 on the draft ordinance and made its recommendation to the Council regarding the proposed regulations, the Commission adopted five amendments in doing so that relate primarily to a “visual impact analysis” procedure that had been adopted by Kitsap County in 2019. Although the City Attorney’s Office had raised concerns to the Commission about the visual impact analysis approach due to federal law preemption issues, the Commission adopted the five amendments in recommending the proposed regulations to the Council.

As part of the consideration, research, and analysis regarding the proposed regulations, I have worked with outside legal counsel, attorney Daniel Kenny of Ogden Murphy Wallace, who has particular expertise related to such regulations and who has been working with the City regarding these regulations for a few years. Daniel and I conducted due diligence regarding the Kitsap County regulations at issue to better understand the basis for those regulations and the county’s experience in implementing and enforcing the regulations.

Based on our communications with an attorney who works in the Kitsap County Prosecuting Attorney's Office and who was very involved in the drafting and consideration of the county's visual impact analysis regulations, our recommendation continues to be for the Council not to include a visual impact analysis procedure in the City's regulations. The reason, in brief, is due to federal law preemption issues that govern such regulations, including consideration of federally-imposed time limits that apply to the permits at issue, and the difficulties imposed by such time limits in the context of the amendments recommended by the Commission. An additional consideration is that the approach being utilized by Kitsap County includes rather vague standards that likely would be difficult for the City to apply and enforce.

As a result, there are two versions of Ordinance No. 2022-09 for the Council to consider as part of the April 26 public hearing agenda item. One version includes the proposed regulations as recommended by the Commission, including text that is intended to meet the intent of the Commission's five amendments as above described. Text related to accomplishing those amendments is included in gray highlighted text in the proposed ordinance. Also included are comment boxes to identify which Commission recommendation is being addressed with each area of new text in the draft code.

The draft ordinance also includes yellow highlighted text, which are limited changes that the City Attorney and Mr. Kenny are recommending related to updates and clarifications regarding eligible facility requests.

Also included with the agenda item is a version of the public hearing draft of proposed Ordinance No. 2022-09 that is entitled, "Ordinance No. 2022-09 Small Wireless Code Revisions – Public Hearing Draft – Additional Text Not Included." As described, that version of the ordinance does not include the additional text related to the Commission's recommendations regarding a visual impact analysis procedure. If the Council chooses to adopt the version of the ordinance that is being recommended by me and Mr. Kenny as the City's legal counsel, the Council will enact the version which does not include the additional text (i.e., the text highlighted in gray).

Note, though, that you as Commissioners (as well as other members of the public) have the opportunity to submit and provide comments to the Council regarding the proposed regulations before the Council takes action. If you wish to do so, as above described, the Council is holding a public hearing on the proposed regulations on April 26, 2022 and comments can be submitted to the Council in writing prior to the hearing, or verbally as part of the hearing. The Council meeting on April 26 begins at 6:00 PM and you, of course, are welcome to attend.

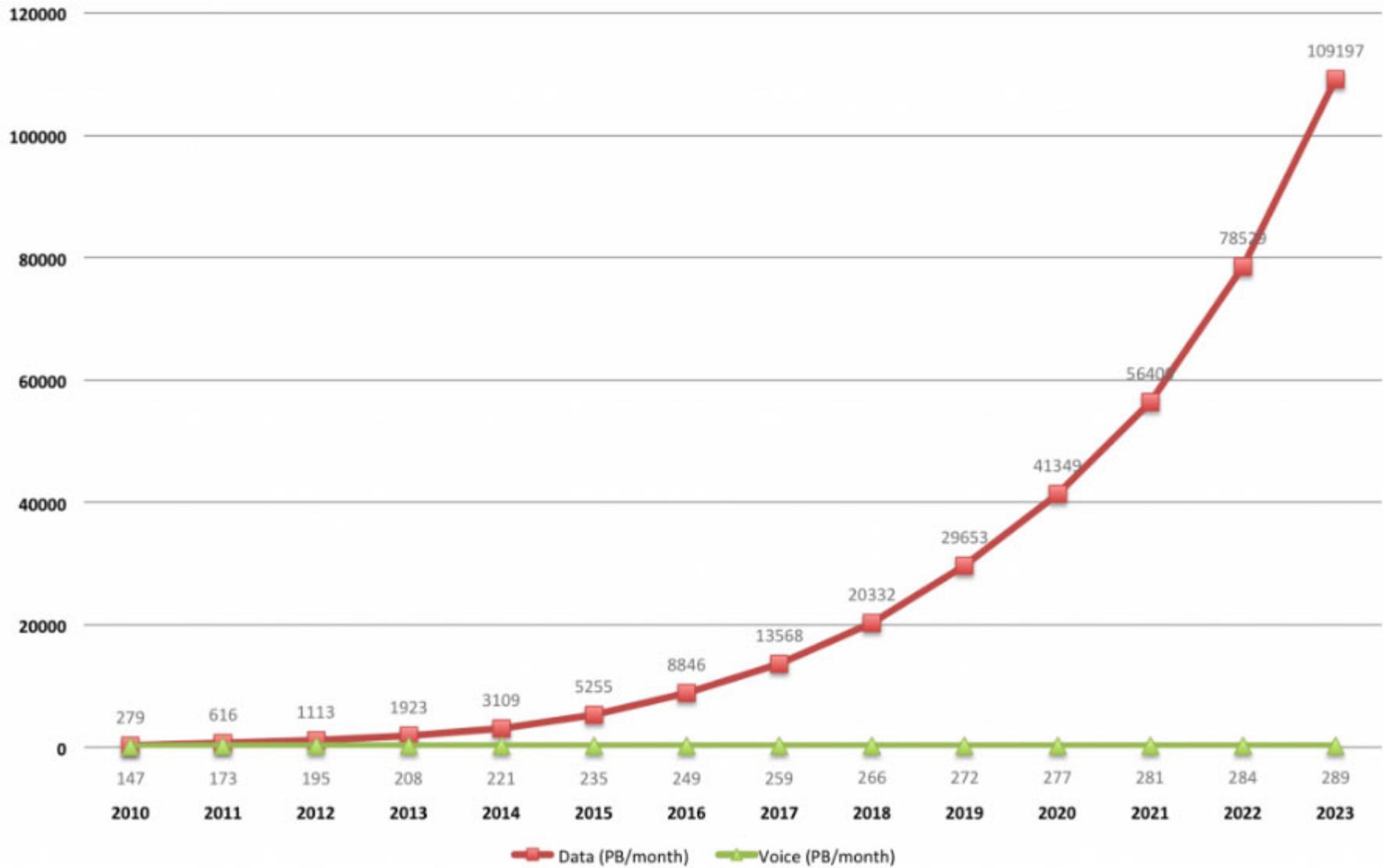
Small Wireless Facilities Code Adoption



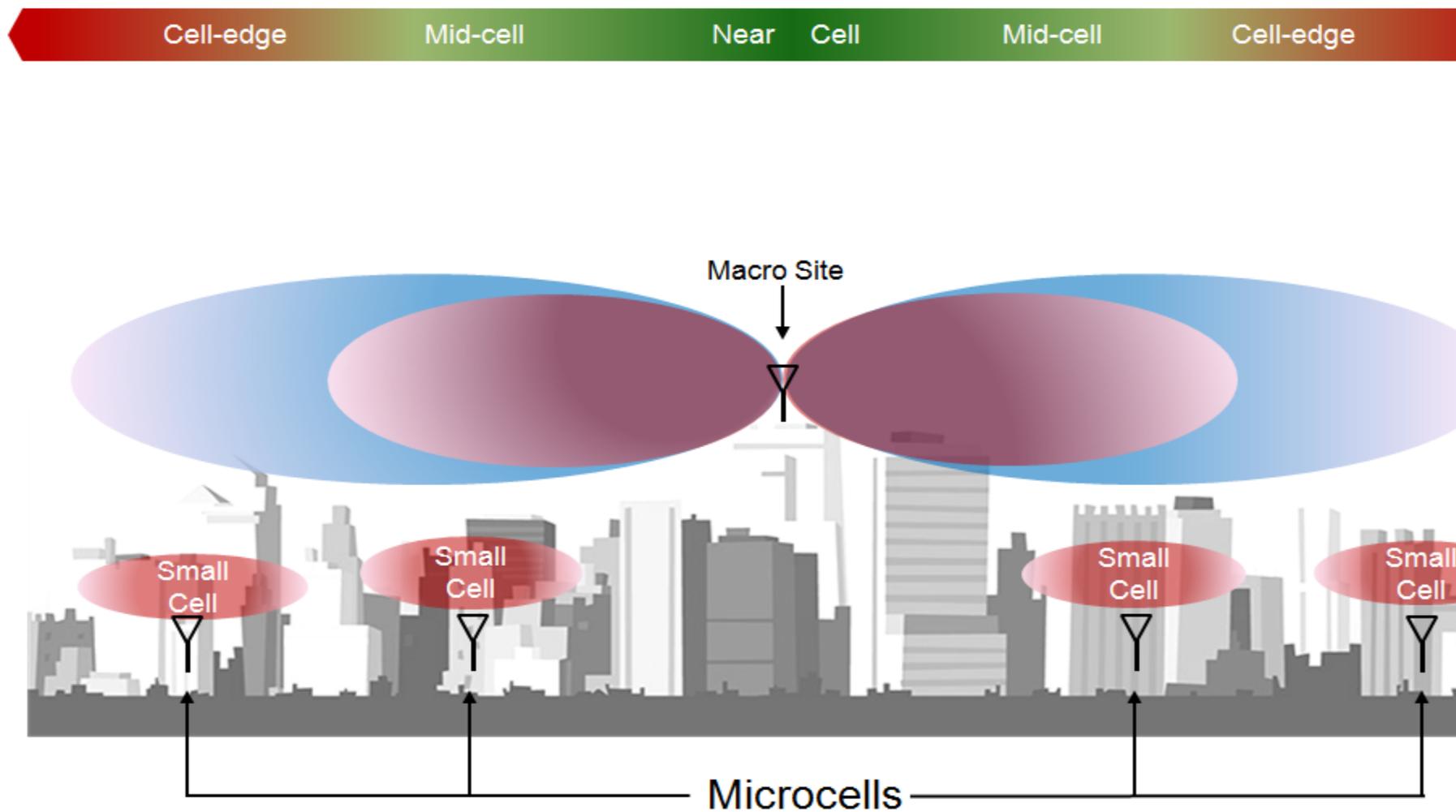
OMW

Daniel P. Kenny
dpkenny@omwlaw.com
(206) 447- 7000

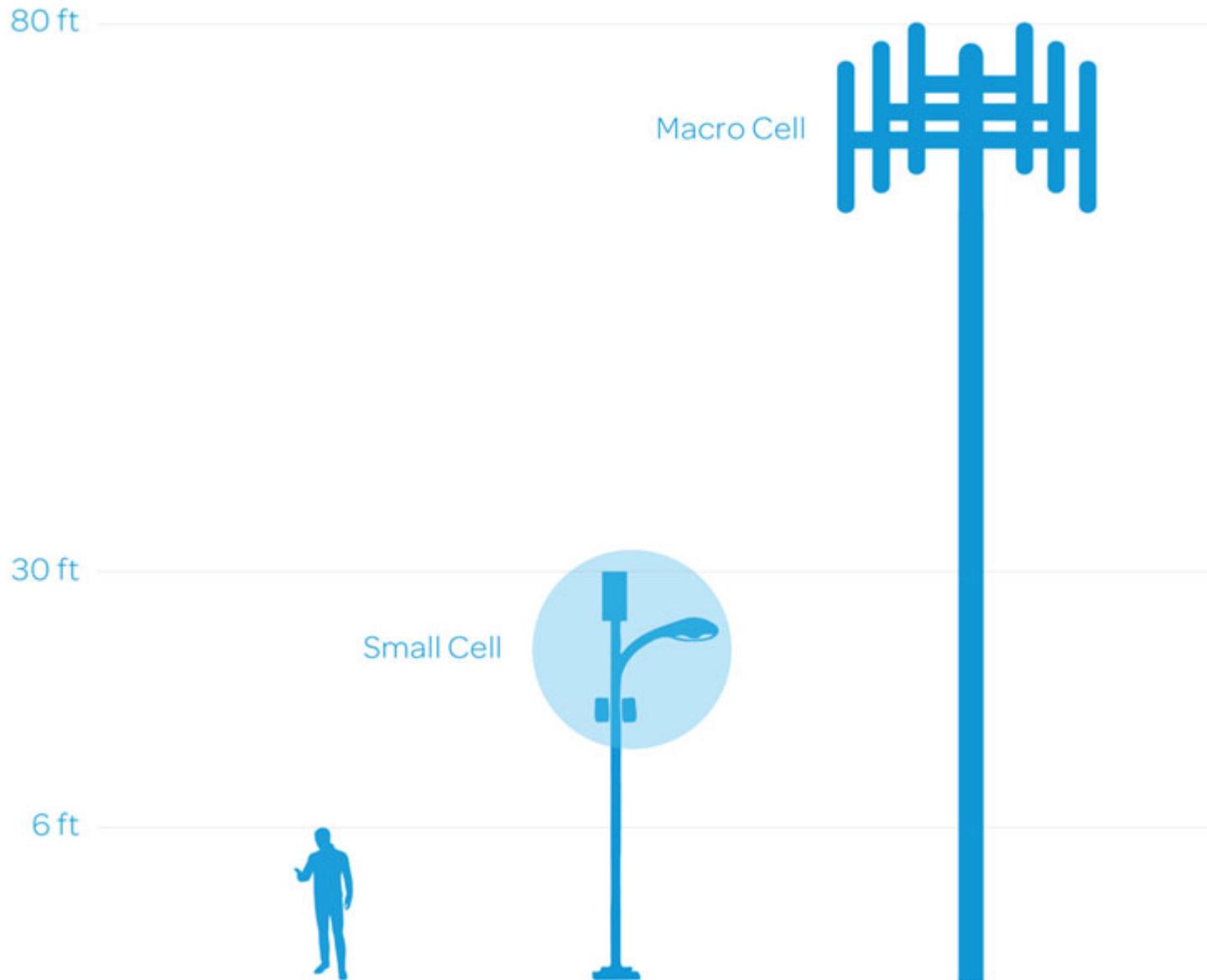
Global Mobile Data vs. Voice Usage (PB/month)



Macro vs Small Cell



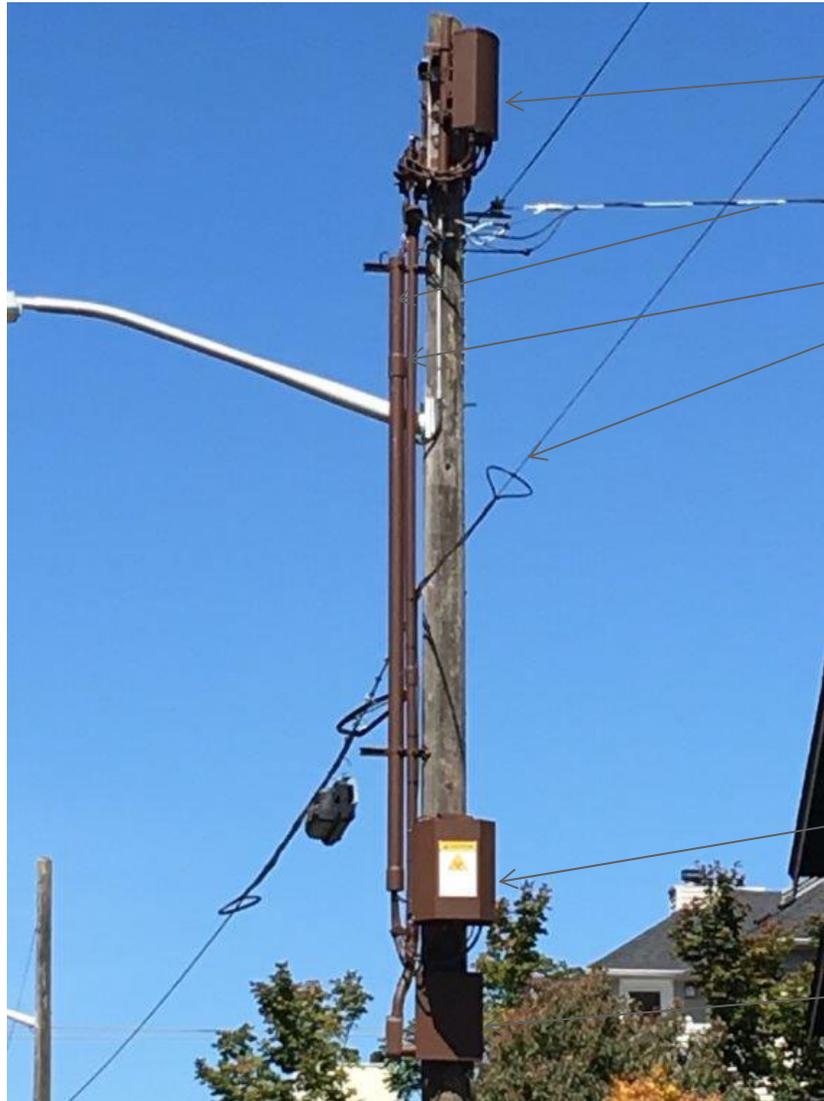
Different technology, different process



This slide depicts a graphical representation of small cells and macro cells. The actual equipment size and design may vary.



Small Wireless - Is more than a Small Antenna Box



Antenna

Fiber & Coax Conduit

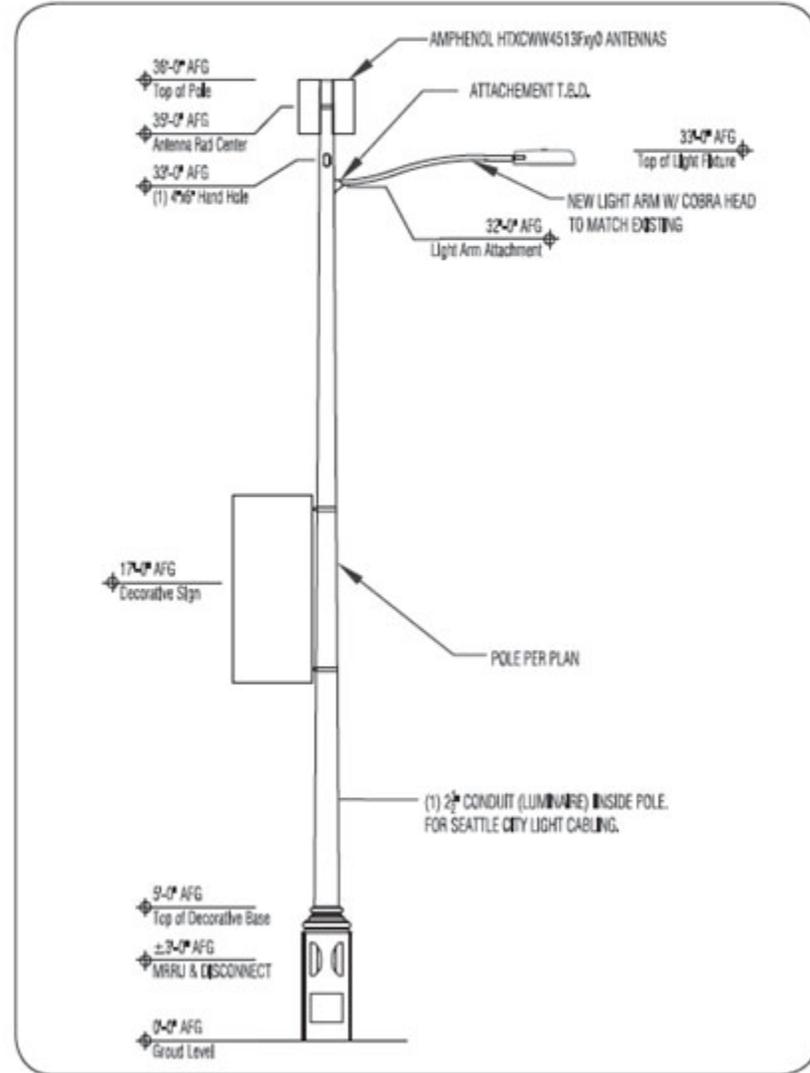
Power Conduit

New Fiber Service

Radios and Fiber Termination Box in a concealed shroud

Power Disconnect

Small Cell Deployment: Simulation for Seattle (equipment in base)



Additional non-wooden pole installations



Actual installations in Southern California



Explanation of the Draft Code

Don't forget Chapter 19.10 BIMC

- Chapter 19.10 BIMC is not interim and was previously adopted by the Council.
- **BUT** it is an important part of the overall process.
- Chapter 19.10 BIMC prescribes the application process and requirements for small wireless facilities.
 - Site specific locational information.
 - Detailed schematics and visual renderings.
 - Construction drawings.
 - Compliance with the aesthetic standards of BIMC 18.10A.040.
 - Pole owner permission and pole related structural confirmations.
 - Sworn affidavit from an RF engineer confirming the facilities will be compliant with FCC and other governmental regulations related to human exposure to radio frequency emissions for all frequencies the facilities will operate.
 - Proof of all other necessary approvals (e.g., FAA, FCC)
 - Professional engineer certification of construction plans and structure foundation.

Design and concealment standards

See BIMC 18.10A.040

- Existing or replacement non-wooden light poles or utility poles in or outside of the ROW. See BIMC 18.10A.040(A).
- Small wireless facilities located on wooden poles. See BIMC 18.10A.040(B)
- Small wireless facilities located on existing buildings. See BIMC 18.10A.040(C).
- Small wireless facilities located on cables between existing poles. See BIMC 18.10A.040(D).

Design and concealment General Standards *See BIMC 18.10A.040(E)*

- Equipment location depends on the zone. Establishes preferences for on pole or on the ground depending on the use of the zone.
- Preferred location is the location with the least visible impact.
- Antennas and equipment shall not dominate the structure.
- City can consider the cumulative visual effects of facilities but such consideration shall not be used to limit the number of permits when no alternative sites are reasonably available.

Small Wireless Facilities on New Poles and Installations in a Design Zone

See BIMC 18.10A.050

- New Poles are allowed if:
 - Establish the facility cannot be placed on an existing pole, tower, or outside the ROW.
 - Complies with design and concealment standards of BIMC 18.10A.040.
 - All new poles in the right- of- way shall be the standard pole design adopted in the City's Design and Construction Standards.
 - No new poles shall be located in a critical area or buffer.
- New pole applications are reviewed and approved by the director.

Eligible Facilities Requests

See Chapter 18.11 BIMC

- Requests to modify any existing tower or base station that does not *substantially change* the physical dimensions of that tower or base station.
- *Substantial change* is defined and provides the limitation on what can be done.
- There is a quick 60- day turnaround for these types of applications.
- Deemed granted if no action taken.
- This is all prescribed by Federal law.



Planning Commission Regular Meeting August 13, 2020

Meeting Minutes

1) **CALL TO ORDER/ROLL CALL**

Chair William Chester called the meeting to order. Commissioners present were Vice-chair Kimberly McCormick Osmond, Jon Quitslund, Lisa Macchio, Joe Paar and Sarah Blossom. City Staff present were Planning & Community Development Director Heather Wright, Public Works Director Chris Wierzbicki, Deputy City Attorney Robbie Sepler, Associate Planner Ellen Fairleigh and Administrative Specialist Jane Rasely who monitored recording and prepared minutes.

2) **PUBLIC COMMENT**

Public comment on off-agenda items.

None.

3) **PLANNING COMMISSION MEETING MINUTES**

3.a Review and Approve Planning Commission Meeting Minutes

[Cover Page](#)

[PLANNING COMMISSION MEETING MINUTES 062520.pdf](#)

[PLANNING COMMISSION MEETING MINUTES 070920.pdf](#)

Motion: I move approval of the minutes (June 25, 2020) as amended in discussion but otherwise the minutes as distributed with the amended agenda packet.

Quitslund/Paar: Passed unanimously

Motion: I move approval of the minutes as distributed with the amended agenda packet meeting, special meeting for July 9, 2020.

Quitslund/McCormick Osmond - Passed Unanimously

4) **PUBLIC HEARINGS**

4.a [Public Hearing on Ordinance No. 2020-04, Adopting Small Wireless Facility Design Standards](#)

[Cover Page](#)

[Ordinance No. 2020-04, Adopting Small Wireless Facility Design Standards - Public Hearing Draft](#)

The public hearing was opened at 6:44 PM.

There was not any public comment.

The public hearing was closed at 6:45 PM.

The Planning Commission asked to see the ordinance packet before it moves forward to City Council.

Motion: I move on behalf of the Planning Commission that the language prepared by Commissioner Kim McCormick Osmond be sent forward to the Council as our reservations of the Ordinance as presented to us in its final, current draft.

Quitslund/

Motion was not seconded and was superseded by next motion.

It was decided the document Commissioner McCormick Osmond presented would be renamed to reflect the entire Planning Commission's endorsement: "The Planning Commission's Recommended Changes to Ordinance 2020-04."

Motion: I move to recommend Ordinance No. 2020-04 for approval, provided the following amendments are made regarding the installation of new poles for small wireless facilities in Conservation Areas, which cover 95% of the island. These amendments are necessary to ensure consistency with the Land Use Element of the Comprehensive Plan. The amendments are as follows:

1. Add provisions for a small wireless applicant to conduct a visual impact analysis and propose mitigation for any impacts as part of a permit application process. Requiring the project applicant to provide this analysis as part of a permit application will expedite the time required to process a permit by the Planning Department.

2. Add provisions to require that a proposed pole be located to mitigate the visual impact. This would give the Planning Director clear authority to require that a pole be placed in a location other than the one proposed by the applicant where relocation is warranted to avoid or mitigate visual impacts.

3. Add provisions that require the Planning Director, as the decisionmaker, to apply criteria to determine whether a visual impact identified by a project applicant has been mitigated.

4. Add provisions that require a conditional use permit for installation of small wireless poles in Conservation Areas of the island where poles do not currently exist, and include as a permit requirement the evaluation of visual impacts and mitigation of those impacts. Requiring a conditional use permit for new poles is consistent with existing Code treatment of monopole or lattice towers and other wireless communication facilities as conditional uses in Conservation Areas of the island, as set forth in Table 18.09.020.

5. Add provisions that allow an administrative appeal of the Planning Director's decision rather than requiring a lawsuit in Kitsap Superior Court to appeal a Director decision.

McCormick Osmond/Quitslund: Passed Unanimously

Commissioner McCormick Osmond agreed to represent the Planning Commission at the City Council meeting when Ordinance 2020-04 is discussed.

4.b Public Hearing on the 2021-26 Draft Capital Improvement Plan
Cover Page
PC_CIP Presentation 073120.pdf
DRAFT 2021-2022 CIP.pdf

The public hearing was opened at 7:10 PM.
There was not any public comment.
The public hearing was closed at 7:11 PM.

Motion: I'd like to make a motion to add the Springbrook Creek Fish Passage Project to the CIP.

Macchio/McCormick Osmond: Passed Unanimously

5) **NEW BUSINESS**

5.a Bainbridge Periodontics Clinic Site Plan Review and Variance (PLN51425 SPR/VAR)
Cover Page

1. PLN51425 SPR VAR Site Plan.pdf
 2. PLN51425 SPR VAR Landscape Plan.pdf
 3. PLN51425 SPR VAR Renderings and Sketches.pdf
 4. PLN51425 SPR VAR Floor Plans.pdf
 5. PLN51425 SPR VAR Traffic Impact Analysis by Heath & Associates, Inc dtd September 2019.pdf
 6. PLN51425 SPR VAR Certificate of Concurrency dtd July 16, 2020.pdf
 7. PLN51425 SPR VAR Design Review Board Minutes dtd February 20, 2019.pdf
 8. PLN51425 SPR VAR Design Review Board Minutes dtd March 4, 2019.pdf
 9. PLN51425 SPR VAR Design Review Board Minutes dtd June 15, 2020.pdf
 10. PLN51425 SPR VAR Design Review Board Minutes dtd July 6, 2020.pdf
 11. PLN51425 SPR VAR Design Review Board Final Design Review Worksheet.pdf
 12. PLN51425 SPR VAR Public Comment with Staff Response.pdf
- PLN51425 SPR VAR Staff Report to Planning Commission.pdf

Associate Planner Ellen Fairleigh provided an overview of the project.
See attached Recorded Motion.

5.b Introduction to Tree and Vegetation Regulation Update - Planning,
Cover Page

PC_Introduction_to_Tree_and_Vegetation_Regulation_Update_-_Memo--DRAFT (2) HW
NS.docx

Discussion only.

6) **UNFINISHED BUSINESS**

6.a Planning Commission Representation at Council Meeting to Discuss Review and Recommendation on Legislative Amendment for property commonly referred to as the "Triangle".

Cover Page

Attachment A_PC Review Summary and Memorandums

Attachment B_PC Recorded Motion

Commissioner Quitslund volunteered to represent the Planning Commission at the City Council meeting.

7) PLANNING DIRECTOR'S REPORT

Planning & Community Development Director Heather Wright presented recent City Council actions of interest to the Commission.

8) ADJOURNMENT

Meeting was adjourned at 8:30 PM.

/s/
William Chester, Chair

/s/
Jane Rasely, Administrative Specialist

M E M O R A N D U M

DATE: June 19, 2020
TO: City of Bainbridge Island Planning Commission
FROM: Daniel P. Kenny – Ogden Murphy Wallace
RE: Draft Small Wireless Code Revisions

I was asked to provide the Planning Commission with two things. First, a refresher on some core concepts that the City must account for in this process. And, second, a response to the proposed changes identified by Commissioner Kim McCormick Osmond.

First, it is important for the Commission and staff to keep in mind a few legal principles that will come into play during these discussions.

- The City has some authority to outline aesthetic standards for the rollout of small wireless facilities, but the **City does not have authority to dictate technology**. Any standard being considered that would regulate the technology should be avoided.
- **Regulations that effectively prohibit the rollout of the technology should not be considered**. The FCC has generally determined that this technology should be allowed and regulations adopted by a local jurisdiction that effectively prohibit the technology are impermissible.
- The FCC has adopted presumptively reasonable shot clocks within which the City must comply. These **shot clocks are 60 days for an installation on an existing structure and 90 days for new poles**. These shot clocks cover all necessary city approvals, which may include a franchise (these already require two readings before City Council), small wireless permits, public works related permits, and anything else that might be required by the City.
- The City should treat all similarly situated applicants the same. This is called **competitive equity**. Regulations and approvals should not vary depending on who comes in the door.

Second, I was provided a detailed proposal from Commissioner Kim McCormick Osmond with 5 numbered requests. I've provided a response below to each request.

1. Request to change the definition of small wireless facility so that it is entirely written out.

- BIMC 18.10A.030's definition of "Small Wireless Facility" cross references to 47 CFR 1.6002 to avoid the need to update the City code should the Federal Government change the definition of small wireless facility. Once adopted by the City Council, the Code Reviser will provide a hyperlink to 47 CFR 1.6002, allowing the reader to easily find the definition of "Small Wireless Facility." By proceeding with a cross reference, the City is minimizing staff resources needed to monitor the definition of Small Wireless Facility to determine if there have been any changes. In addition, the cross reference minimizes Planning Commission and Council time needed to review updated definitions should Federal law change.¹

¹ This is the same information provided by Mr. Sepler in the agenda packet for the June 11, 2020 meeting.

2. Request to add outright prohibited locations as well as location prohibited if a visual analysis results in “more than a moderate visual impact.”

- Consistent with our prior discussions pertaining to the Kitsap County Code, I do not advise that the City use the Kitsap code as a model. Pursuant to the FCC’s order, the City is prohibited from effectively prohibiting the rollout of the small wireless facility technology. Adding code language which creates outright prohibited locations could be viewed as an effective prohibition.
- The request to use a visual impact analysis will be discussed in detail in #4 below. I do not recommend using any visual impact analysis and instead encourage the City to rely upon established aesthetic criteria like those that are included in the draft.

3a. Request to add an administrative conditional use permit for the construction of small wireless facilities on a new structure.

- As Mr. Sepler explained in the last meeting, there are a number of reasons to avoid an administrative conditional use permit process for new small wireless facility installations.
 - o First, the timeline for new structures is 90 days according to the FCC. This includes all necessary approvals – the franchise, the ACUP, the site-specific agreement, public works permits, encroachment permits, etc. The administrative conditional use permit process would put a severe time strain on staff if it were added to that list.
 - o Second, all similarly situated telecommunications companies should be treated with competitive equity. The point of the code as drafted is to put all industry players on the same field with the same opportunities, restricted by the code requirements, to install within the City. The FCC specifically allowed aesthetic requirements but required them to be published in advance. An administrative conditional use process could be viewed as not in conformance with such requirement.
 - o One of the primary components of the administrative conditional use application for a new small cell installation in Kitsap is the visual impact analysis. This will be discussed in detail in #4 below. I do not recommend using any visual impact analysis and instead encourage the City to rely upon established aesthetic criteria like those that are included in the draft.

3b. Request to modify the appeal process so that a planning director’s decision on an ACUP would be appealed to the hearing examiner or city council.

- Industry takes the position that a required internal appeal process to either the hearing examiner or council must be completed within the shot clock (90 days for new poles) required by the FCC. So, for a new pole installation, that means that all related approvals (franchise, ACUP, site specific agreement, public works permits, encroachment permits, etc.) plus an appeal filing window, the appeal hearing, decision, and reconsideration period must all fit within the 90 window. In my experience, in nearly all scenarios the approvals alone, without even getting to the appeals related timelines, would struggle to be completed within the 90-day window. Adding an appeal filing window, the actual appeal process, and a reconsideration period to the approval process would be impossible. Once the administrative decision is reached and the appeal filing window passes, the appeal itself would require a staff report and administrative record to be generated. The hearing examiner and parties would need to coordinate an available time for the hearing. Then, following the hearing, the

examiner would need to issue a decision. Following the hearing examiner's decision there is then normally a reconsideration period. All of this process would very likely push the City beyond the FCC shot clock.

- I do not recommend changing the appeal body for small wireless permit decisions.

4. Request that all wireless communication facilities use the most current stealth technology and be the least visually and physically intrusive. This includes the use of a visual impact analysis.

- "The most current stealth technology" would mean something different to everyone. Industry will argue for stealth technology that looks different than the City would want in place. There is also an entire industry that manufactures poles with different "stealth" options. The goal of having published aesthetic standards that are not tied to specific stealth products is to facilitate the application of the technology to different installations within the City. The Kitsap code does not further articulate its stealth requirement and entirely kicks to the visual impact analysis as the basis for the requirement. So, even Kitsap does not follow through on the stealth requirement other than to go through a visual assessment.
- Importantly, the current draft code already includes detailed aesthetic requirements for all elements of a small cell installation. When these requirements are applied to a proposal, the aesthetics of the site should be addressed. The general requirements (18.10A.040(E)) include the following regulations:
 - o The installation of all equipment must conform to the requirements of Section 18.10A.040(E)(1). The location of the small wireless facility within the City will dictate where the equipment must be installed at each location. Each equipment installation location (a through e) has detailed aesthetic requirements.
 - For example, if the equipment is located on the pole, "antennas and the associated equipment enclosures (including disconnect switches and other appurtenant devices) must be **colored, tinted, or painted to match the approximate color of the surface of the pole and appear as an integral part of the pole or flush mounted to the pole...**" To effectuate this, there are restrictions on the distance conduit and equipment can be mounted off the pole. There are limitations on the size of antennas and all other equipment (consistent with the FCC requirement).
 - o "The preferred location of a small wireless facility on a pole is the location with the least visible impact." 18.10A.040(E)(10).
 - o "Antennas, equipment enclosures, and ancillary equipment, conduit, and cable, shall not dominate the structure or pole upon which they are attached." 18.10A.040(E)(11).
 - o "The City may consider the cumulative visual effects of small wireless facilities mounted on poles within the rights-of-way when assessing proposed siting locations so as to not adversely affect the visual character of the City. This provision shall not be applied to limit the number of permits issued when no alternative sites are reasonably available nor to impose a technological requirement on the applicant." 18.10A.040(E)(13).
- The new pole section (18.10A.050) also includes numerous aesthetic requirements in addition to all of the general requirements in .040.

- The core requirement for all new poles is the concealment element design, which seeks “to minimize the visual obtrusiveness of the small wireless facility.”
- The proposed pole or structure should have similar designs to existing neighboring poles in the rights-of-way, including similar height to the extent technically feasible.
- If the proposed small wireless facility is placed on a replacement pole, then the replacement pole shall be of the same general design as the pole it is replacing, unless the Department of Planning and Community Development otherwise approves a variation due to aesthetic or safety concerns.
- The small wireless component on a new pole should mimic the design of the pole and integrate the small wireless facility into the design of the pole.
- The city and applicant can also look to other concealment methods including, but not limited to:
 - integrating the installation with architectural features or building design components,
 - utilization of coverings or concealment devices of similar material, color, and texture - or the appearance thereof - as the surface against which the installation will be seen or on which it will be installed,
 - landscape design, or other camouflage strategies appropriate for the type of installation.
- Applicants are required to utilize designs in which all conduit and wirelines are installed internally in the structure.
- As you can see, the draft code has a lot already built into it to directly address the City’s desire to protect the aesthetics of the community.
- I do not recommend using a visual impact analysis for new small wireless deployments such as that which Kitsap uses.
 - This analysis uses the vague standard of “more than a moderate visual impact.” This standard looks at the visual impacts of a proposed installation from all points within a one-mile radius. According to the Kitsap code, more than a moderate visual impact occurs when the facility “disrupts” a largely intact view of: any viewscape, visually sensitive area, ridge line view, sound, lake, wetland complex, stream, valleys, ravines, forested land, Mountain Rainier, Cascade range, Olympic range, etc. anywhere within one mile of the installation. Or is sited “above visually predominant ridge lines”, as well as other vague criteria. This is an overly broad visual impact analysis that could very likely result in broad prohibitions on new pole installations throughout the City. Processes like this will be considered by industry as a mechanism to effectively prohibit the rollout of their technology.
 - Instead, the City can use the numerous aesthetic standards outlined above and included in the draft code to ensure that all installations are completed with aesthetics in mind.

5. Request to include specific development standards for small wireless facilities including height, location, tree trimming, construction time, place, and manner.

- It is unclear what is desired through this comment as all of the areas listed are already included within the code. Further, the draft code outlines extensive regulations on the development of small wireless facilities throughout the City.

- Height – the definition of small wireless facility include height criteria (18.10A.030); height of antennas on top of existing poles(18.10A.040(A)(5); height of replacement poles (18.10A.040(A)(6), .040(B)(1); .040(B)(2); and 18.10A.050(E)) -- and elsewhere throughout the code.
- Location – The current draft has detailed requirements for the location of equipment for all installations. See 18.10A.040(E)(1). There are restrictions on any new pole - new poles are not allowed to be installed unless “The proposed small wireless facility cannot be located on an existing utility pole or light pole, electrical transmission tower, or on a site outside of the public rights of way such as public non-park property, a building, a transmission tower, or in or on a nonresidential use in a residential zone whether by roof or panel-mount or separate structure.” Then, there are numerous aesthetic considerations that will dictate both the location of a pole and the location of equipment and antennas on the pole. These are discussed above and are detailed in the draft code.
- Tree trimming and Construction Standards are fully outlined in the City code and would not need to be added again to the small wireless facility code chapter. Any construction project must be completed with appropriate permitting for things like traffic control and right-of-way encroachment as well as footings and load bearing on the pole. Further, any right-of-way tree trimming must comply with code and public works standards as well as state law.



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 30 Minutes

AGENDA ITEM: (7:00 PM) Public Safety Quarterly Report,

SUMMARY: Chief Clark will present information regarding staffing levels, calls for service, reported crime, arrests, traffic stops, citations, behavioral health, and a year-end review and analysis of complaints, use of force, and bias-based policing.

AGENDA CATEGORY: Report

PROPOSED BY: Police

RECOMMENDED MOTION: Receive Police Department quarterly report for the first quarter of 2022.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND:

ATTACHMENTS:

[2022-04-26 Public Safety Report to Council Full Slideshow.pdf](#)

FISCAL DETAILS:

Fund Name(s):

Coding:



Bainbridge Island Police Department

City Council Presentation
April 26, 2022

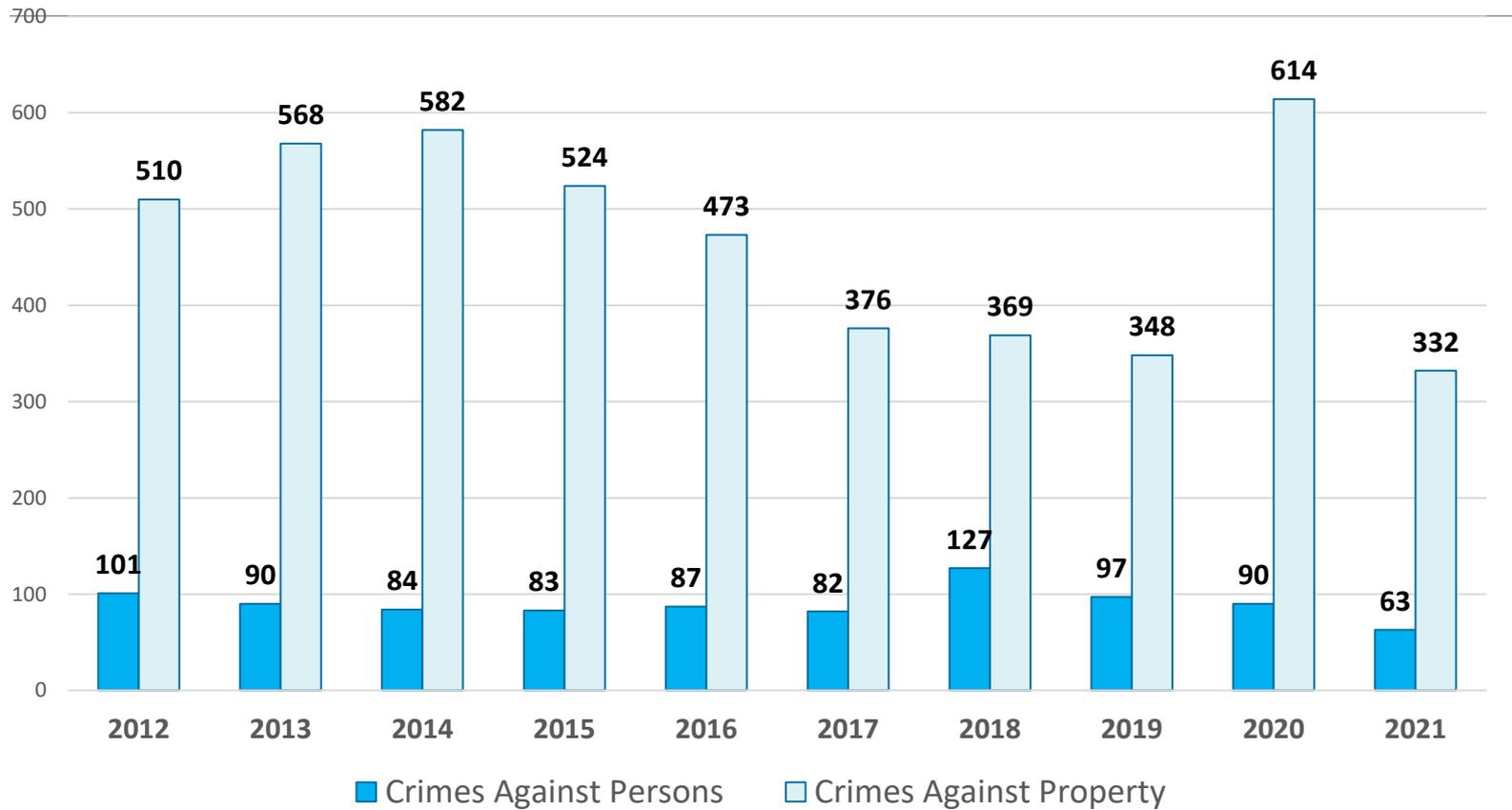
Topics

- *Staffing Levels*
- *Reported Crime*
- *Calls for Service*
- *Traffic Stops & Citations*
- *Behavioral Health and Domestic Violence*
- *Annual Reviews*

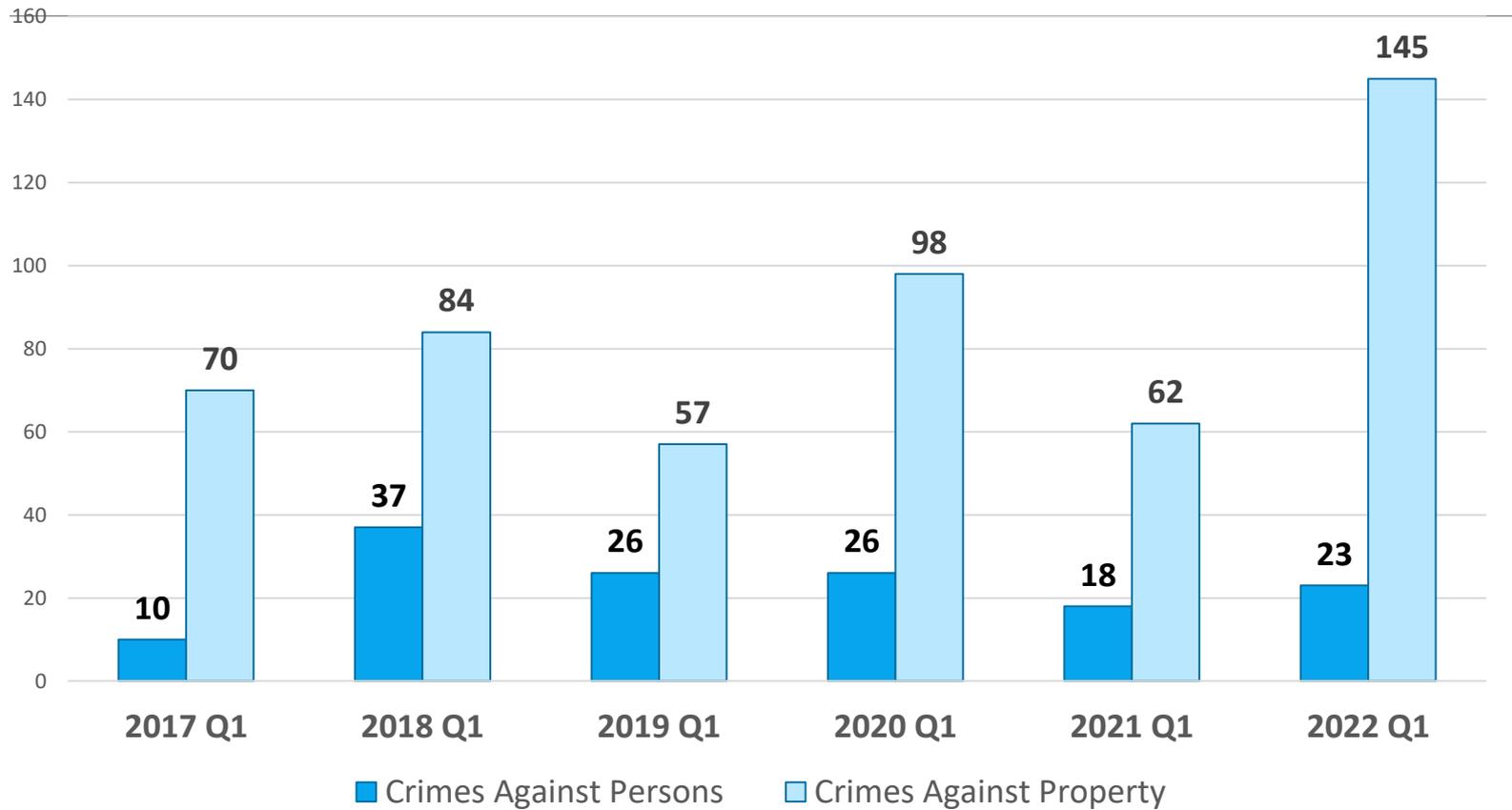
Staffing Levels

- *Chief of Police, Deputy Chief of Police*
- *7 Civilian Staff*
- *3 Sergeants, 4 Corporals, 2 Detectives*
- *12 Patrol Officers (2 in Academy, 3 positions vacant)*
- *1 Community Resource Officer (vacant)*

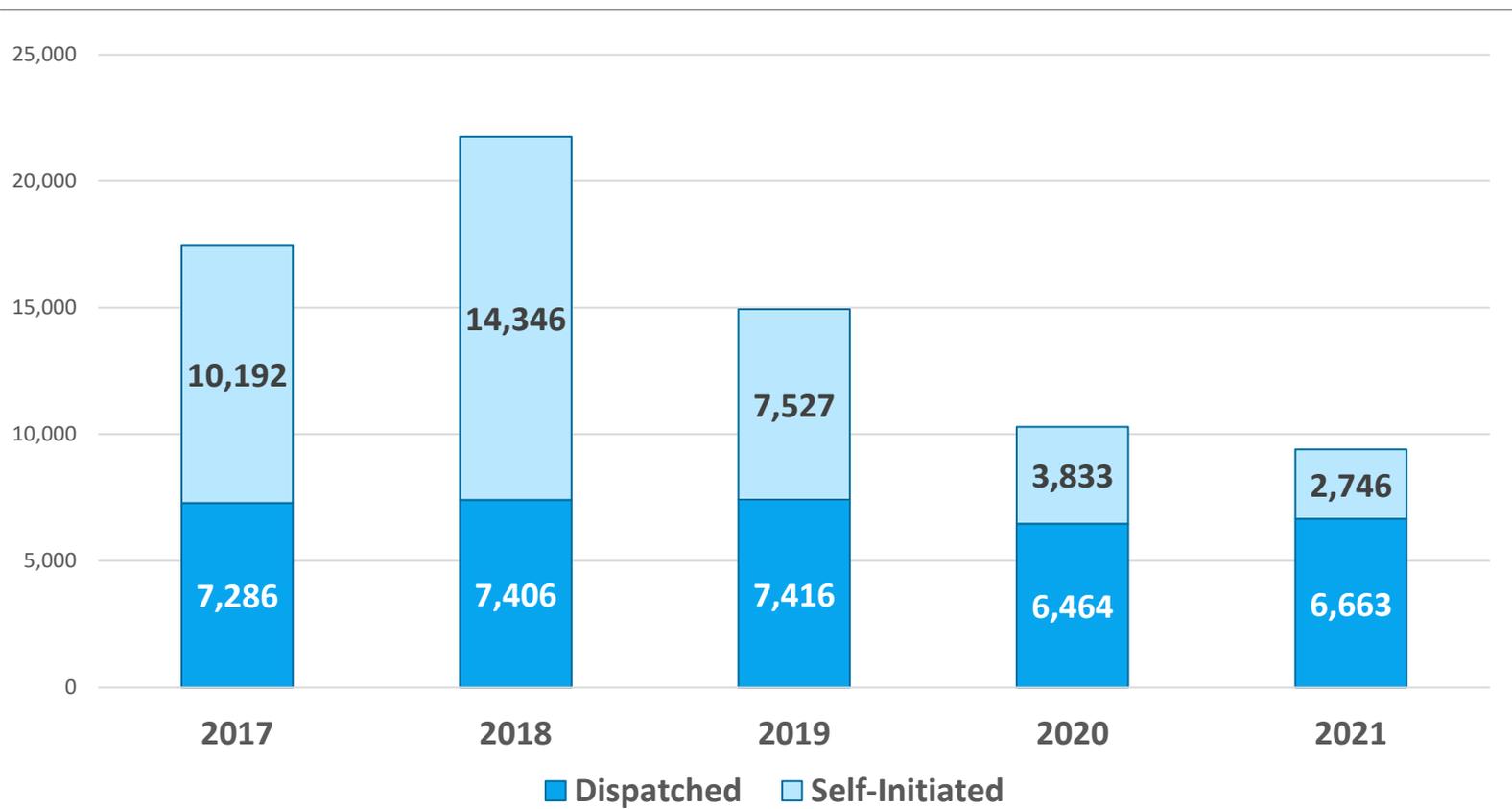
Reported Crime



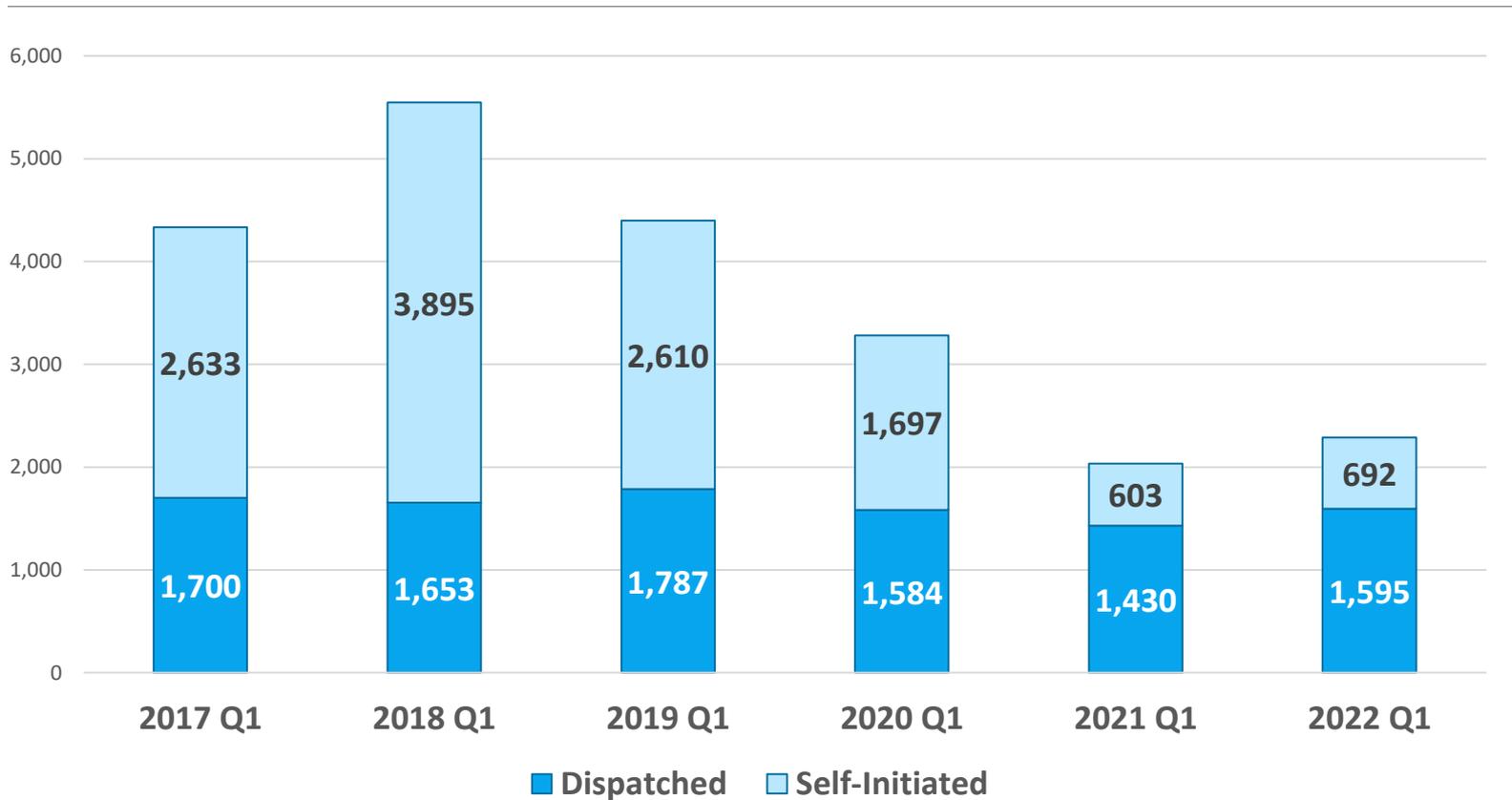
Reported Crime – Q1



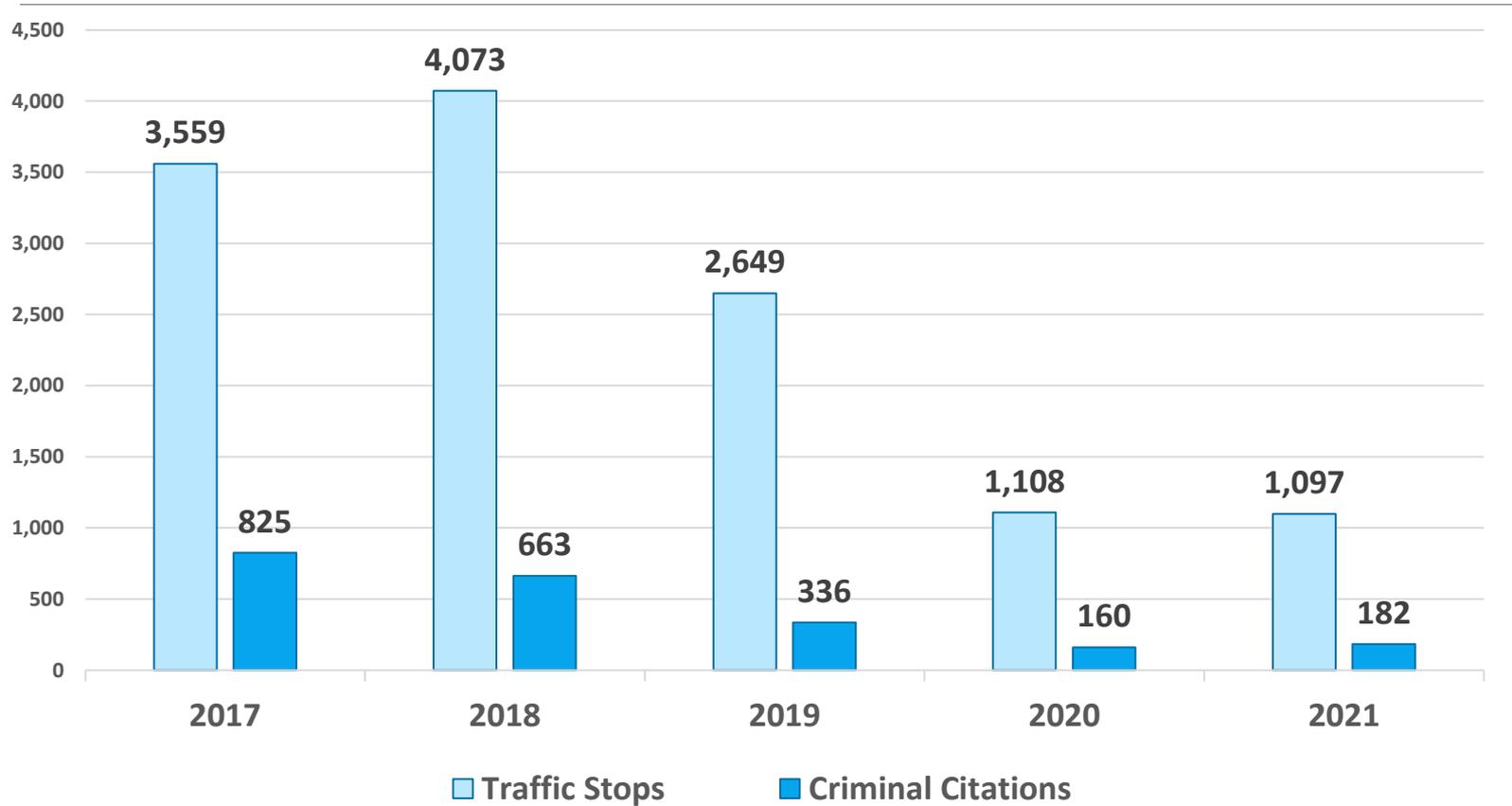
Calls for Service



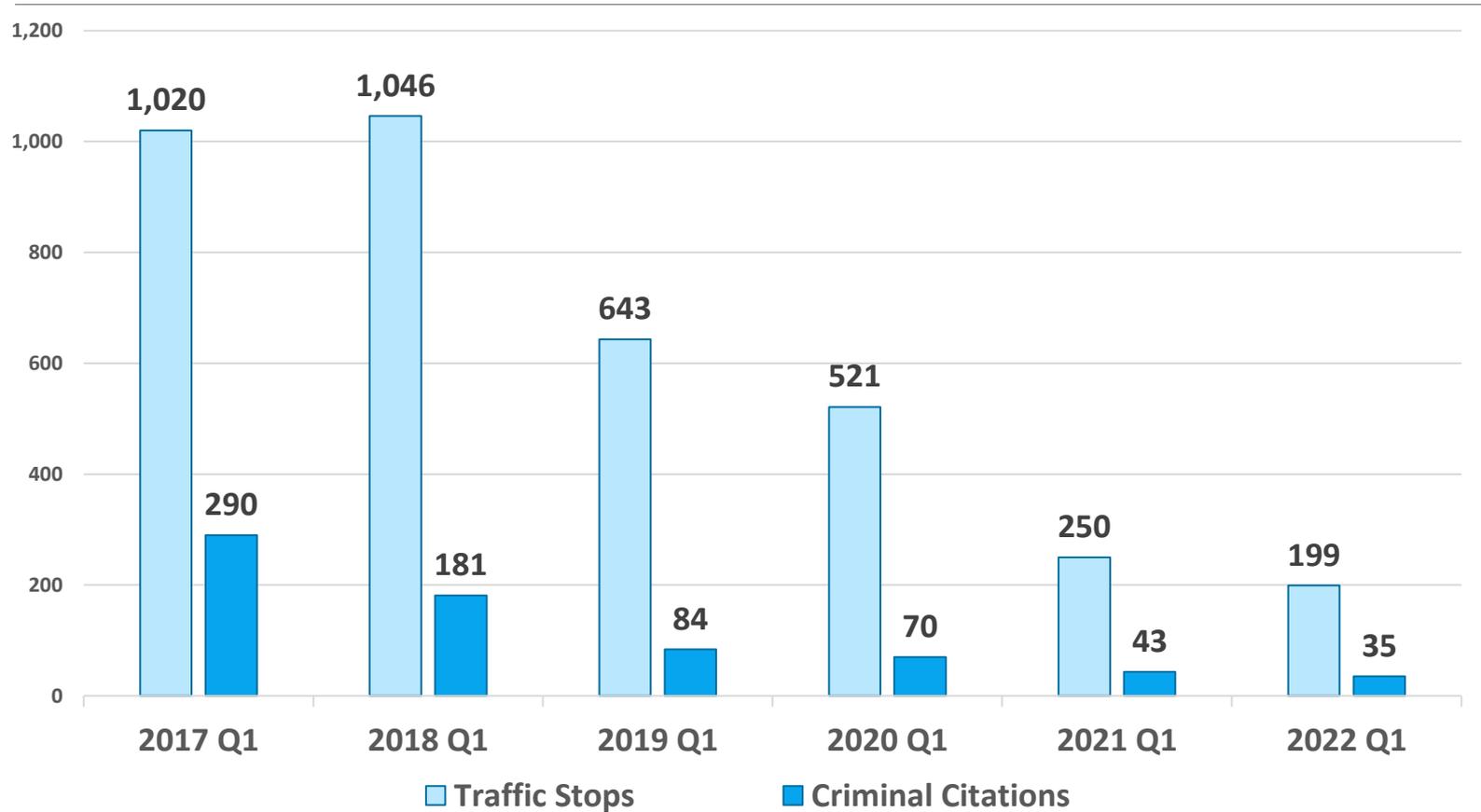
Calls for Service – Q1



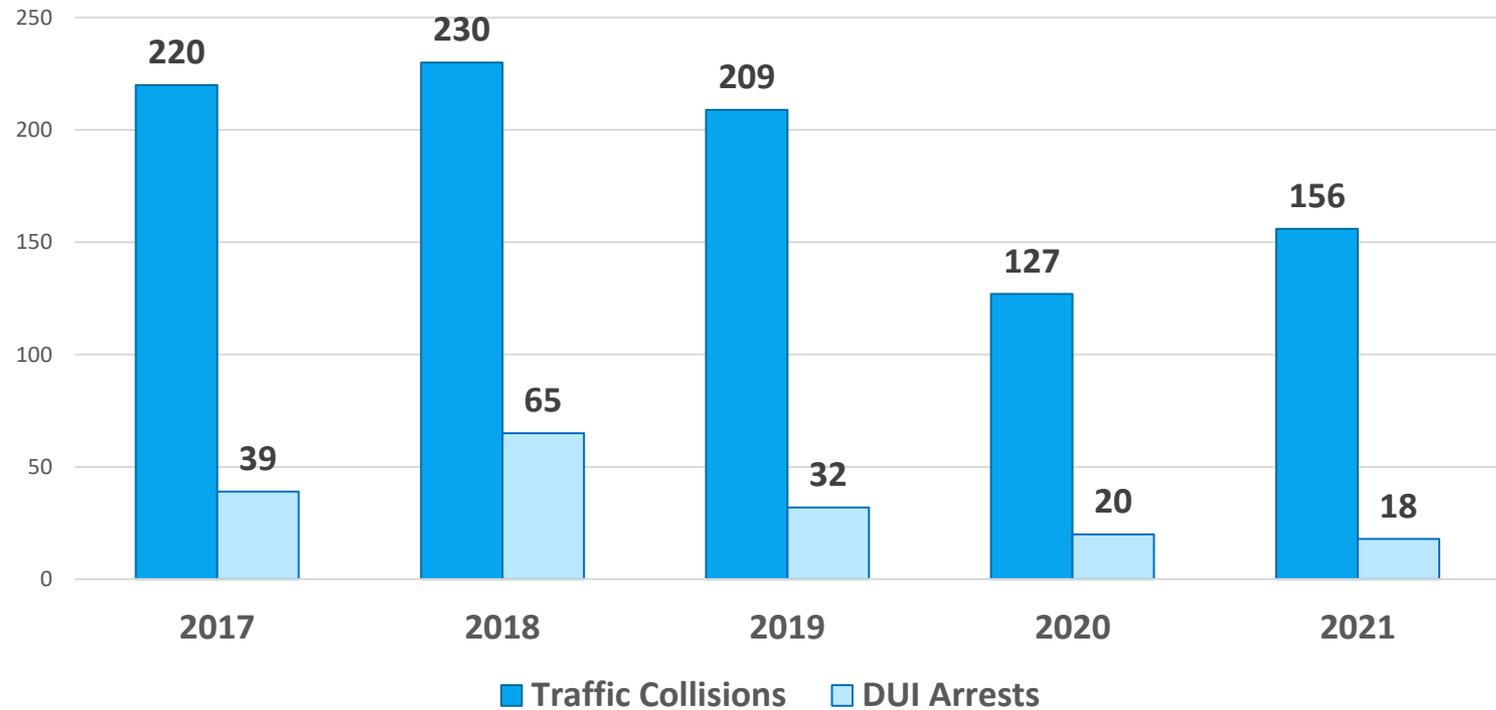
Traffic Stops & Citations



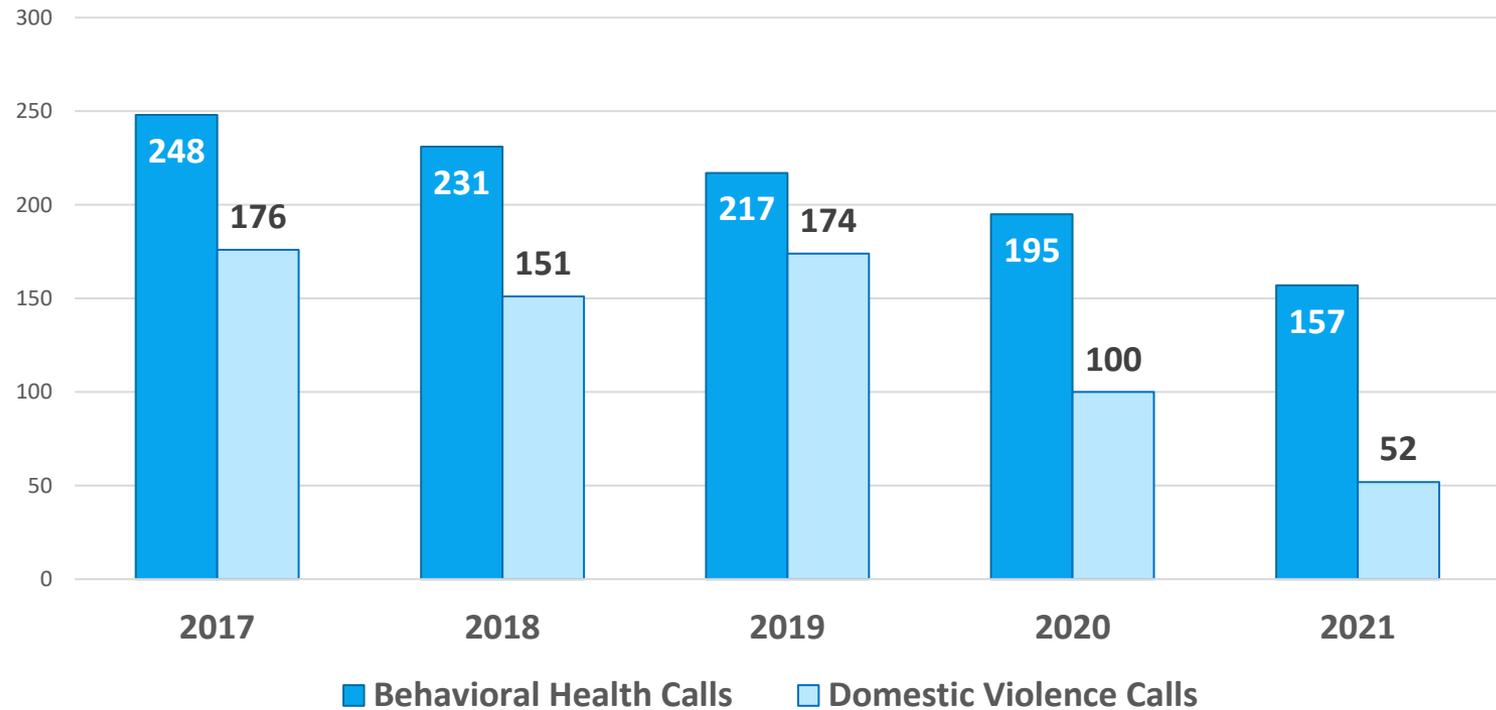
Traffic Stops & Citations – Q1



Traffic Collisions and Impaired Driving



Behavioral Health and Domestic Violence



Community Health Navigator

Total Referrals

- Adults – 152
- Youth - 55

Resource Types

- Mental Health – 87
- Substance Use Treatment - 17
- Housing Services - 14
- Youth Support Services – 17

Referral Source

- Police – 157
- Schools – 18
- Community – 33
- Senior Support Services – 16
- Court Resources – 27
- Other = 47
- Declined Services - 27

Bias-Based Policing Analysis

Race /Ethnicity	Traffic Infractions		Criminal Traffic		Totals		Demographics	
	# by Race	% by Race	# by Race	% by Race	# by Race	% by Race	BI**	KC
White	117	81.81%	21	91.30%	138	83.13%	88%	76%
Black	3	2.10%			3	1.81%	1%	3%
Native							<1%	1%
Asian	7	4.90%			7	4.22%	3%	5%
Unknown	16	11.19%	2	8.70%	18	10.84%	<1%	0%
Pacific Islander*							<1%	1%
Other*							<1%	0%
Two or More*							5%	6%
Hispanic*							3%	8%
TOTAL	143	100%	23	100%	166	100%	100%	100%

* Categories with an asterisk are identified on the Census Reporter site but not available on citation forms.

** The most recent information available from www.census.gov shows Bainbridge Island with a total population in of 24,825 in April 2020.

Individuals Arrested in 2021		
Race or Ethnicity	#	%
White	65	87.84%
Black	2	2.70%
Native	2	2.70%
Asian	5	6.76%
Other	0	0%
TOTAL	74	100%

Use of Force Analysis

Date	Type/s of Force*	Aggravating Factor(s)**	Gender (M/F/X)	Race	Injury / Aid	Finding
4/23/21	Physical	Intoxicants	M	White	None	Within Policy
4/30/21	Physical	Intoxicants	M	White	Officer	Within Policy
5/10/21	Physical	Intoxicants, Behavioral	M	White	None	Within Policy
6/29/21	Physical, Leg Restraints	Intoxicants, Behavioral	M	White	Officer	Within Policy
8/20/21	Physical	Intoxicants	M	Asian	None	Within Policy
9/7/21	Physical	Intoxicants	M	White	None	Within Policy
11/10/21	Draw Taser	None	M	White	None	Within Policy
12/11/21	Physical	Intoxicants, Behavioral	M	Asian	None	Within Policy
* Includes physical control, draw/deploy Taser, draw/deploy firearm, leg restraints.					Total	8
** Includes intoxicants, drugs, behavioral health, or unconfirmed.						

Total Calls for service in 2021:	9,409
Total incidents where use of force was used:	8
Percentage of incidents in which force was used:	.085%

Complaint Analysis

In 2021 there were 10 complaints recorded, 2 of which involved an internal affairs investigation:

Occurrences	Complaint Category	Finding
5*	Dissatisfaction with Handling of Report	4 Unfounded, 1 Pending
1	Driving/Traffic Related	Sustained
3	Policy	Unfounded
1	Use of Force	Not Sustained
10	TOTAL	

Occurrences	Internal Affairs Category	Finding
1	Serious Policy Infraction	Not Sustained
1	Use of Force	Unfounded
2	TOTAL	

* one (1) complaint in this category is still under investigation.

Customer Survey Results

Surveys Mailed in 2021 = 240

Number of Responses = 86

Response Rate = 36%

Survey Question #4	Very High	High	Average	Low	Very Low	Not Indicated
My overall impression of the officer/employee was:	68	12	6			
Survey Question #5	Favorable	Unfavorable	Mixed	No Opinion		Not Indicated
Prior to contact, impression of Department?	65		6	15		
Survey Question #6	Favorable	Unfavorable	Mixed	No Opinion		Not Indicated
After contact, impression of Department?	82	1	3			
Survey Question #7	Praise	Criticism	Mixed	Other		Neither/not Indicated
Any praise or criticism you would like to share?*	58	1	3	6		18



QUESTIONS?



DISCUSSION



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 10 Minutes

AGENDA ITEM: (7:30 PM) Consider Adopting Resolution No. 2022-15 Related to the Puget Sound Energy Green Power Program, Authorizing the City Manager to Execute a New Green Energy Services Agreement with Puget Sound Energy, Inc., and Authorizing the City Manager to Terminate Any Existing Similar Agreement (\$20,000/year) - Executive,

SUMMARY: City Staff request the Council consider adopting Resolution No. 2022-15 related to the Puget Sound Energy ("PSE") Green Power Program which amends Resolution No. 2014-01, pertaining to the City of Bainbridge Island participation in PSE's Green Power Program. Resolution No. 2014-01 authorized the City of Bainbridge Island to purchase designated green power from the City's energy service provider in an amount up to \$3,000.00 per year on a fixed kWh basis. The updated resolution authorizes the City to purchase designated green power from the City's energy service provider to cover 100 percent of Puget Sound Energy electricity use for municipal accounts, not counting onsite solar generation. Staff recommends this change to ensure consistent purchase of 100 percent green power in support of our Climate Action Plan goals and to facilitate a less cumbersome accounting process.

AGENDA CATEGORY: Resolution

PROPOSED BY: Executive

RECOMMENDED MOTION: I move to adopt Resolution No. 2022-15 related to the Puget Sound Energy Green Power Program, amending Resolution 2014-01, and authorizing the City Manager to execute a new Green Energy Services Agreement to obtain 100% Green Power for the City from Puget Sound Energy, Inc., and authorizing the City Manager to terminate any existing similar agreement.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	\$20,000
Ongoing Cost:	\$20,000
One-Time Cost:	
Included in Current Budget?	Yes

BACKGROUND: A large volume green energy service agreement was signed with Puget Sound Energy in 2015 that committed the City to purchase a fixed monthly amount of green energy (in kWh) based on the sum of the 12 months previous monthly usage, minus estimated efficiency gains. This approach requires PSE and the City to adjust the rates every year based on anticipated consumption, and then "true up" or "true down" actual consumption data at the end of each year. This results in a cumbersome process that requires additional staff time and has occasionally resulted in the purchase of less than 100 percent renewable energy for the City. From 2015-2019, we purchased 100 percent Green Power at an average annual cost of \$11,632. In 2020 and

2021, we purchased less than 100 percent Green Power (97 percent in 2020 for \$10,192 and 85 percent in 2021 for \$9,870) because we consumed more energy than anticipated using the fixed monthly kWh formula.

To align with the 2020 Climate Action Plan short-term goals to reduce greenhouse gas emissions by 25 percent by 2025 and 60 percent by 2035, compared to 2014, staff recommends we revise our large volume green energy service agreement with PSE to purchase 100 percent renewable energy. Staff anticipates a substantially similar large volume green energy service agreement would be signed with PSE, per the 2015 agreement, with one key edit: choosing the 100 percent green energy option instead of the fixed monthly kWh option. Revising this approach to purchase 100 percent green power will result in what staff thinks is an easier, less cumbersome process.

Purchasing 100 percent green power will also increase alignment of City operational practices with our Climate Action Plan goals by supporting a wider range of renewable energy sources in our region. While PSE's electricity fuel mix contains a combination of coal, natural gas, hydro, wind, solar, nuclear and other, their large volume Green Power fuel mix is 91% wind and 9% biogas (such as from dairy farms and landfills). By choosing Green Power, we are matching up to 100 percent of our standard electric use with renewable energy, reducing our region's dependence on fossil fuel generated electricity and increasing the proportion of renewable energy that is available to the entire system. PSE Green Power is Green-e® Energy certified and meets the environmental and consumer-protection standards set forth by the nonprofit Center for Resource Solutions.

Staff proposes the City participate in the Green Power program through the next two budget cycles and then evaluate PSE's current electricity generation portfolio, with reference to requirements outlined in the Clean Energy Transformation Act, to determine if continued Green Power program participation is warranted. The Clean Energy Transformation Act requires the following:

- The law requires utilities to phase out coal-fired electricity from their state portfolios by 2025.
- By 2030, their portfolios must be greenhouse gas emissions neutral, which means they may use limited amounts of electricity generated from natural gas if it is offset by other actions.
- By 2045, utilities must supply Washington customers with electricity that is 100 percent renewable or non-emitting, with no provision for offsets.

This action will be complemented by efforts to increase on-site renewable energy generation on the island for municipal, residential, and commercial customers.

ATTACHMENTS:

[Resolution 2022-15 Relating to the Purchase of Designated One Hundred Percent Green Power.docx](#)

FISCAL DETAILS: The City is on commercial rate schedule 24 with PSE. As part of that schedule, the City pays \$0.111025/kWh (October – March) and \$0.0107756/kWh (April – September). Participation in the Green Power includes an additional fee of \$0.006/kWh.

The Green Power program budget was \$15,000/year for 2021 and 2022, per the specifications outlined in the large volume green energy service agreement signed with PSE in 2015. Future participation costs for the Green Power program are estimated at \$20,000/year. This \$5,000/year increase in budget

reflects both the change to 100 percent Green Power and a recent increase in the Green Power program cost from an additional \$0.0035/kWh to an additional \$0.006/kWh. Per PSE staff, this is a routine adjustment based on the local renewable energy market. This increase was approved by the Washington Utilities and Transportation Commission and went into effect on April 21, 2022. The \$20,000 budget represents the additional cost each year to support the production of green power in an amount equivalent to 100 percent of our standard electric use at City facilities from the PSE grid, as assessed at a rate of an additional \$0.006/kWh.

Fund Name(s):

Coding:

RESOLUTION NO. 2022-15

A RESOLUTION of the City Council of Bainbridge Island, Washington, relating to the purchase of designated one hundred percent Green Power from the City's energy service provider, and amending Resolution No. 2014-01.

WHEREAS, City policy promotes sustainability, reduced fossil fuel consumption, and energy conservation; and

WHEREAS, the City has pursued energy conservation through improved energy efficiency in equipment, improved facilities, energy audits, and reuse of materials; and

WHEREAS, the Climate Action Plan includes a goal that all of Bainbridge Island's sources of electricity be carbon-free by 2040; and

WHEREAS, Puget Sound Energy, Inc. ("PSE") has a Green Power program which uses customer committed funds to support the development of green power in the Puget Sound Energy grid and other regional grids; and

WHEREAS, the City has encouraged residents and businesses in Bainbridge Island to participate in the Green Power Program as a means of making wise energy purchases and reducing greenhouse gas emissions; and

WHEREAS, the City desires to be a good model, support the development of Green Power, and make wise energy purchasing decisions that can protect the environment and reduce greenhouse gas emissions; and

WHEREAS, the City passed Resolution No. 2014-01 on February 26, 2014, which authorized the City of Bainbridge Island to purchase designated Green Power from PSE, in an amount up to \$3,000.00 per year; and

WHEREAS, the City executed a Large Volume Green Energy Service Agreement with PSE, related to Resolution No. 2014-01 on June 8, 2015, for a fixed kWh option; and

WHEREAS, the City chose the fixed kWh option over an alternative option, a 100 percent green energy option; and

WHEREAS, the initial term of that Large Volume Green Energy Service Agreement commenced on June 1, 2015, and ran for one year, then the services related to the Agreement continued on a month-to-month basis thereafter; and

WHEREAS, the City desires to amend Resolution No. 2014-01; and

WHEREAS, the City desires to elect the 100 percent green energy option instead of the fixed kWh option by entering into a new Large Volume Green Energy Service Agreement with PSE.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND DOES RESOLVE AS FOLLOWS:

Section 1. Section 1 of Resolution No. 2014-01 is amended as follows:

Section 1. The City of Bainbridge Island, is authorized to participate in the Puget Sound Energy Green Power Program ~~in an amount up to \$3,000.00 per year, which represents participation at a level approximately one-third more than the percentage of participation by Island households to cover 100 percent of Puget Sound Energy electricity use for municipal accounts, not counting onsite solar generation.~~ The City Manager is authorized to develop the program, which will be supported by the General Fund. This authorization will be reviewed ~~annually by City Council by the City Council again in 2026.~~

Section 2. Section 3 of Resolution No. 2014-01 is amended as follows:

Section 3. Severability. ~~The provisions of this Resolution are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this Resolution or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the Resolution, or the validity of its application to other persons or circumstances. If any one or more sections, subsections, or sentences of this resolution are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this resolution and the same shall remain in full force and effect.~~

Section 3. The City Manager is authorized to execute a “Large Volume Green Energy Service Agreement” with Puget Sound Energy, Inc., for 100% green energy in substantially the same format as found in Attachment A, “Attachment “A” Service Agreement,” which is attached hereto and incorporated by reference.

Section 4. The City Manager is authorized to terminate any existing “Large Volume Green Energy Service Agreement” with Puget Sound Energy, Inc., in existence at the time of the passage of this resolution in the interest of avoiding duplicate agreements.

Section 5. Severability. If any one or more sections, subsections, or sentences of this resolution are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this resolution and the same shall remain in full force and effect.

Section 6. This resolution shall take effect and be in force immediately upon its passage.

PASSED by the City Council this ____ day of April, 2022.

APPROVED by the Mayor this ____ day of April, 2022.

Joe Deets, Mayor

ATTEST/AUTHENTICATE:

By: _____
Christine Brown, MMC, City Clerk

FILED WITH THE CITY CLERK: April 22, 2022
PASSED BY THE CITY COUNCIL: _____, 2022
RESOLUTION NO. 2022-15

Attachment "A" – Service Agreement

SCHEDULE 136 LARGE VOLUME GREEN ENERGY SERVICE AGREEMENT

THIS SCHEDULE 136 LARGE VOLUME GREEN ENERGY SERVICE AGREEMENT ("Agreement"), dated as of the 26 day of April, 2022, is made and entered into by and between City of Bainbridge Island (the "Customer") and PUGET SOUND ENERGY, INC., a Washington Corporation, (the "Company"), for service under the Company's Electric Tariff G Schedule 136. Terms defined in Schedule 136 and in the General Rules and Provisions (Schedule 80) of the Company's tariff for electric service shall have the same meanings where used in this Agreement.

RECITALS

- A. The Company is a public service company engaged in the sale and delivery of electric energy pursuant to its Electric Tariff G.
- B. Customer is receiving Electric Service under the Company's Electric Tariff G and desires to participate in the Company's Large Volume Green Energy program offered under Schedule 136.

AGREEMENT

- 1. **Request and Acknowledgement.** The Customer requests service under Schedule 136 and acknowledges that Schedule 136 requires a minimum term of one year and that the minimum monthly usage levels specified in Section 4 below will result in a monthly charge for the term of this Agreement, even if the Customer discontinues Electric Service under such schedule.
- 2. **Location and Account Number.** The location and account number for Customer's service under this Agreement is as follows:

Location: Various, see attachment B _____

Account Number: _____

Product Assignment Number: _____

Meter Number: _____

- 3. **Term.** The term of this Agreement shall commence coincident with the date the Company acquires the Renewable Energy Credits required to provide service under this Agreement (the "Commencement Date") and shall terminate a minimum of one year following the Commencement Date. The Company shall make reasonable efforts to obtain the Credits starting on the Commencement Date requested by the Customer. The term requested by the Customer is 1 year(s). The Commencement Date requested by the Customer under this Agreement is April 26, 2022. Upon termination the Customer may choose to renew for an additional term (and update the Monthly Usage in paragraph 4 below) or service will continue on a month to month basis based on the Monthly Usage shown below, provided usage continues to be at levels to aggregate to 1,000,000 kWh per year or more.
- 4. **Monthly Usage.** Under Schedule 136 the Customer may choose a fixed kWh option or the one hundred percent (100%) green energy option.

Customer chooses the 100% green energy option.

SEE ATTACHMENT B

Customer chooses the 100% green energy option, and the projected monthly usage is as follows:

January, 20__:	_____ kWh	July, 20__:	_____ kWh
February, 20__:	_____ kWh	August, 20__:	_____ kWh
March, 20__:	_____ kWh	September, 20__:	_____ kWh
April, 20__:	_____ kWh	October, 20__:	_____ kWh
May, 20__:	_____ kWh	November, 20__:	_____ kWh
June, 20__:	_____ kWh	December, 20__:	_____ kWh

5. **Minimum Charge.** The calculation of the Minimum Charge is shown by the following example:
The Customer's projected monthly usage over a one year term is 3,430,000 kWh (the sum of 12 months of the monthly usage above) and the Customer's actual usage is 2,744,000 kWh. Ninety percent of 3,430,000 kWh equals 3,087,000 kWh. 3,087,000 kWh less 2,744,000 kWh equals 343,000 kWh. The Minimum Charge would be equal to 343,000 kWh multiplied by the lesser of \$0.006 (which would equal \$3,430.00) or the Company's actual cost per kWh for Renewable Energy Credits.
Where service is continued on a month to month basis the most recent 12 months shown in paragraph 4 above will be used to calculate the Minimum Charge. The kWh basis for the Minimum Charge will be adjusted to reflect all amendments to this Agreement. When service is continued on a month to month basis the Minimum Charge shall be one twelfth (1/12) of the annual Minimum Charge as shown by the example above and shall apply every month that the actual twelve-month cumulative usage is less than ninety percent (90%) of the projected monthly usage for the most recent 12 months shown in paragraph 4 above or as amended.
6. **Permission.** For public recognition and marketing purposes of the green energy program the Company would like to use the Customer's name and logo (if applicable) on the Company materials, including the Company's web site. Customer approves such use of its name and logo _____ (initial). Customer does not approve such use of its name and logo _____ (initial).
7. **Amendment.** This Agreement may be amended by mutual agreement between the Customer and the Company by executing an amendment in the form included in Attachment A to the Company's Schedule 136. Locations added or removed through amendment shall receive service under this Agreement for a minimum of one year. Amendments may be executed by any department or division head or other person with apparent authority to act on behalf of the Customer upon agreement by the Customer. The Customer agrees _____ (initial). Customer does not agree _____ (initial).
8. **Other Schedules.** Schedule 136 is incorporated herein by this reference. This Agreement is subject to the General Rules and Provisions as set forth in Schedule 80 (and is subject to other schedules of Electric Tariff G that may apply) as such schedules may be revised from time to time upon approval of the Washington Utilities and Transportation Commission. Any conflict between this Agreement and the Company's Electric Tariff G schedules shall be resolved in favor of such schedules.

CUSTOMER

COMPANY

[ENTITY]

By: _____
Name: _____
Title: _____
Date Signed: _____

By: Puget Sound Energy, Inc.
Name: Will Einstein
Title: Director, Product Development & Growth
Date Signed: _____

[Name Typed]

Will Einstein



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 15 Minutes

AGENDA ITEM: (7:40 PM) Cost Share Proposal from the Washington State Department of Transportation Related to the Adas Will Round About Tree Impact,

SUMMARY: A large Douglas fir, identified as 300-years old, will be negatively affected by the proposed Washington State Department of Transportation (WSDOT) roundabout project at the intersection of Adas Will Land and State Route 305. In order to save the tree, WSDOT is proposing to construct a retaining wall. The estimated cost to construct the retaining wall is \$39,000. WSDOT is proposing to share the cost on a 50/50 basis with the City of Bainbridge Island with the City's cost capped at a not to exceed amount of \$19,500.

If the Council wishes to accept WSDOT's offer, it should direct the City Manager to take steps necessary to enter into the cost sharing agreement.

AGENDA CATEGORY: Discussion

PROPOSED BY: Executive

RECOMMENDED MOTION: Provide direction with regard to entering into a cost sharing agreement with the Washington State Department of Transportation to allow the preservation of a large Douglas fir tree at the SR 305 Ada Will Roundabout Project.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	\$19,500
Ongoing Cost:	
One-Time Cost:	\$19,500
Included in Current Budget?	No

BACKGROUND: Due to the development of the Adas Will Lane and SR 305 Round About Project, a large Douglas fir tree is threatened. Community members have petitioned WSDOT to save the tree. WSDOT has concluded that it will require the construction of a retaining wall to save the tree. The cost of the retaining wall is estimated to be \$39,000.

WSDOT is inviting the City to participate in the cost of the retaining wall on a 50/50 basis with a not to exceed cap for the City of \$19,500.

If this request is approved by the Council, a formal agreement will be required.

ATTACHMENTS:

[OC22-002 XL6101 Large Tree Proposal.pdf](#)

FISCAL DETAILS: Pursuant to WSDOT, the estimated cost for construction of the subject retaining wall is \$39,000. The proposal is a 50/50 cost share with a not to exceed cap for the City of Bainbridge Island of \$19,500.

This is an unbudgeted cost.

Fund Name(s):

Coding:

April 21, 2022

Blair King
City Manager
City of Bainbridge Island
380 Madison Avenue North
Bainbridge Island, WA 98110

XL6101 SR 305
SR305 West Port Madison/Ada's Will Ln Roundabouts
Large Fir Tree at Adas Will Lane – Proposal

Dear Mr. King,

I am writing to you with a cost sharing partnership proposal to save a large 300-year-old Douglas fir tree at the SR 305 / Adas Will Lane intersection. Without mitigation, this tree will be lost due to construction of the proposed roundabout at this intersection.

In April 2021, Wini Jones, an Adas Will Ln resident, requested that WSDOT save the large Douglas fir tree, estimated to be 300 years old, at the intersection of Adas Will Ln and SR 305. WSDOT found that it would be necessary to construct a retaining wall to avoid impacting the tree. We reached out to the City of Bainbridge Island in 2021 to find out if separate funding could be found for a retaining wall. We ultimately concluded that additional funding was not available for constructing a retaining wall to avoid the tree.

In March 2022, the local community signed a petition asking that WSDOT construct the retaining wall and save the large fir tree. We responded back that the project does not have enough funds to cover the added cost for a retaining wall.

Due to the continued concerns being raised by the local community regarding the large fir tree, we would like to partner with the City and find a solution to save the tree. We propose a partnership to split the cost of building a retaining wall to avoid the tree 50/50 with the City. The estimated cost for constructing this wall is approximately \$39,000. We propose that the City cover 50% of the actual cost up to a maximum amount of \$19,500. If Contractor bids for the retaining wall are higher than the estimated \$39,000, WSDOT will assume this risk and cover the difference.

Please let me know if this proposal is acceptable to the City. If you have any questions, please contact me at 360-874-3000

Sincerely,

Amy Amos, P.E.
Project Engineer

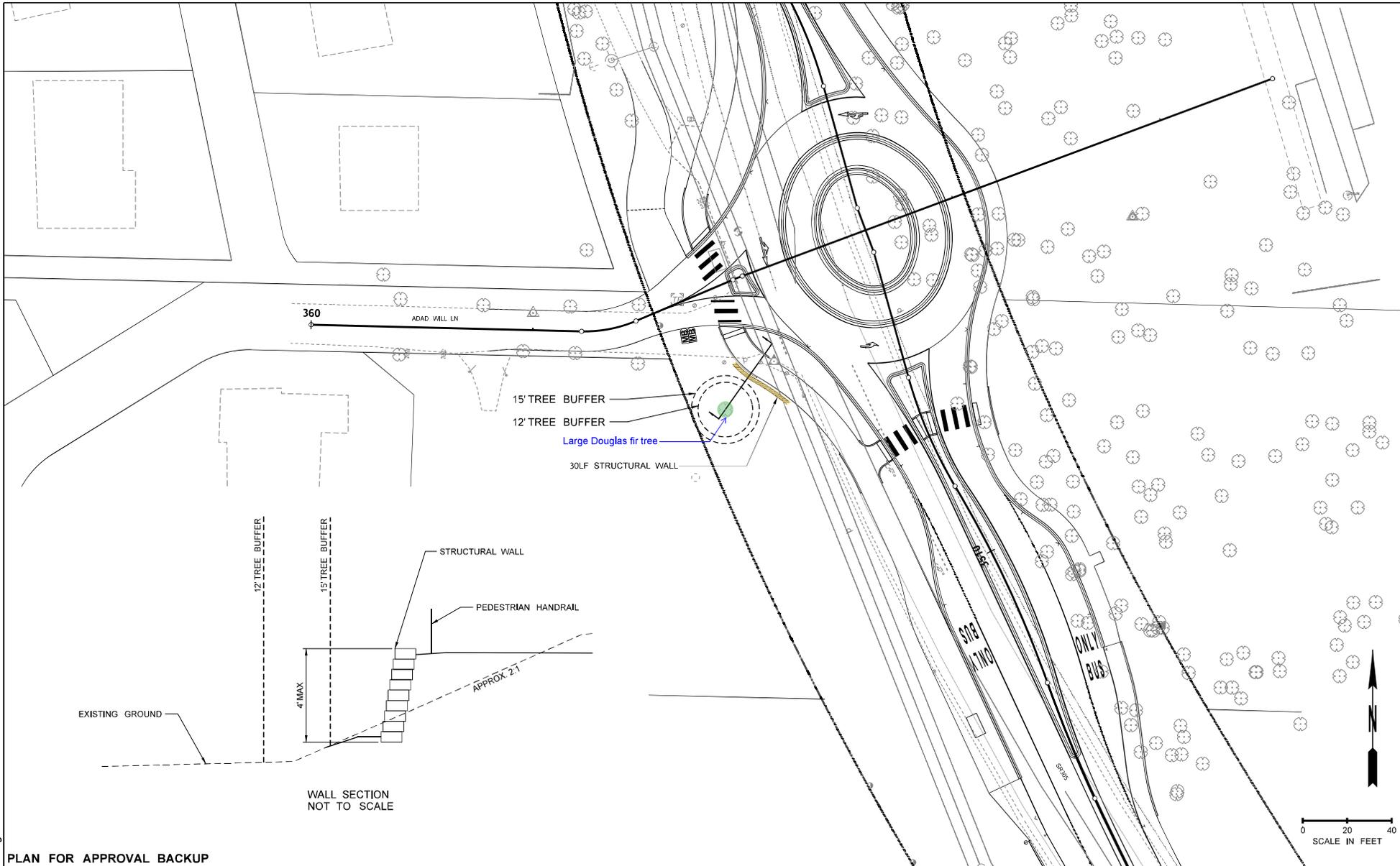
AA/jwc
File: XL6101, OC22-002;
Serial File: SF22-026

Attachments: Retaining wall estimate and graphic
CC: Joe Deets, City of Bainbridge Island Mayor
JoAnn Schueler, WSDOT Assistant Regional Administrator

SR305 Winslow Ferry to Hostmark Street - Safety Improvement

Adas Will and Agatewood Intersection
MP 6.10-MP 6.50

LINE NO	STD ITEM NO.	UNIT	BID ITEM						Total	Unit Price		Total Cost
				PMX	Osborn	SCE	SCJ	F&P		Raw Cost		
1			PREPARATION									
2	0001	LS	MOBILIZATION - SEE BELOW					-		\$ -	\$ -	
3			GRADING									
4			DRAINAGE									
5			STORM SEWER									
6			STRUCTURE									
7		SF	STRUCTURAL WALL	140				140	\$100	\$ 14,000	\$ 14,000	
8	4025	CY	GRAVEL BACKFILL FOR WALL	20				20	\$50	\$ 1,000	\$ 1,000	
9			SURFACING									
10			HOT MIX ASPHALT									
11			EROSION CONTROL AND ROADSIDE RESTORATION									
12			TRAFFIC									
13			OTHER									
14	1945	LF	PEDESTRIAN HANDRAIL	30				30	\$250	\$ 7,500	\$ 7,500	
15	7006	CY	STRUCTURE EXCAVATION CLASS B INCL. HAUL	15				15	\$50	\$ 750	\$ 750	
16											\$ 23,250	
17											\$ 2,583	
18											\$ 25,833	
19											\$ 1,550	
20											\$ 27,383	
22											\$ 2,465	
23											\$ 29,848	
24											\$ 3,581.74	
25											\$ 1,194	
26											\$ 34,623	
27												
28											4,477	
29											39,101	



Adas Will Wall.dgn

PLAN FOR APPROVAL BACKUP



Parametrix

SR305/WEST PORT MADISON, AGATEWOOD RD, ADAS WILL LN SAFETY IMPROVEMENTS

LINE 1: Adas Will Wall
LINE 2:

PLOTTED BY: whitekev
DATE: 4/8/2021 TIME: 9:12:43 AM

DRAWING NO.
SHEET 1 OF 1



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 10 Minutes

AGENDA ITEM: (7:55 PM) Consider Recommendation to Revise the Governance Manual regarding Race Equity Advisory Committee Council Liaisons' Duties,

SUMMARY: The City Council will consider revisions to the Governance Manual regarding the role of Council liaisons at Race Equity Advisory Committee meetings. The new language states that a Councilmember serving as a liaison may provide guidance on City processes. It also adds that a liaison is not prohibited from speaking for her or himself at a City advisory group meeting, and that the liaison may speak for her or himself if she or he wishes.

This language was suggested by the Race Equity Advisory Committee and, if approved, will only apply to the liaisons to the Race Equity Advisory Committee. The section of the Governance Manual currently pertains to all Council liaisons and City advisory groups so a new section will be added to the Governance Manual specific to the Race Equity Advisory Committee.

AGENDA CATEGORY: Review and Recommendation

PROPOSED BY: Executive

RECOMMENDED MOTION: Council direction requested.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND: The Race Equity Advisory Committee wishes to specify in the Government Manual that in its case, Councilmembers serving as its liaison:

- May provide guidance on navigating the City's processes;
- Is not prohibited from speaking for her or himself; and
- May take part in the Committee's deliberations or discussions if the Councilmember wishes to speak for her or himself (in this situation, the Councilmember must expressly state that she or he is speaking for her or himself, not for the entire Council).

The new language will not apply to liaisons serving other committees.

The attachment shows the suggested language change, excerpted from the Governance Manual. If this item is approved, a new section will be added to the Governance Manual for the Race Equity Advisory Committee liaisons.

If the Council directs the City Manager to proceed with making this change, the entire updated Governance Manual will be brought back to the Council to be approved by resolution.

The last approved version of the Governance Manual is available on the City website:
<https://www.bainbridgewa.gov/DocumentCenter/View/15185/Governance-Manual->

The City Council currently has eight (8) standing committees, commissions, and boards to which one or two Councilmembers are assigned as liaisons. The duties and responsibilities of the liaisons are in the Governance Manual, which is a document that contains governance policies and rules of procedure, designed to provide guidance for the Council and City Administration. This manual is updated from time to time to respond to changing needs and preferences of the City Council. The Governance Manual was adopted by resolution.

ATTACHMENTS:

[Suggested Revisions to Governance Manual 052521 - Liaison - only revised section](#)

FISCAL DETAILS:

Fund Name(s):

Coding:

Duties and Expectations of a Council Liaison

1. A Councilmember assigned as a liaison to a Council advisory committee or other body (a "Committee") is expected to attend all meetings of that Committee. If a liaison is not able to attend a meeting, the liaison should notify the Committee Chair and make a good faith effort to find another Councilmember to provide substitute support (emergencies excepted).
2. A Councilmember acting as a liaison to a Council Committee is not a member of the Committee. Rather, the Councilmember is a positive resource to support the Committee in the completion of its work subject to the rules stated below.
3. A Councilmember liaison is acting as a representative of the full Council, and as such, has no authority to provide any direction or guidance to the committee other than that which clearly represents direction or guidance of the full Council **or guidance on navigating the City's processes. However, this provision does not prohibit a Councilmember liaison from speaking for her or himself as stated in Section 4 below.** Any criticism of the Council actions should be discussed with the full Council and never with the Committee in the absence of full Council.
4. Generally put, the Councilmember liaison shall not attempt to influence the work or recommendations of the Committee. More specifically,
 - the Councilmember shall not take part in the Committee's deliberations or discussions unless (a) the Committee requests the Councilmember's participation in a particular discussion **or the Councilmember wishes to speak for her or himself** (in this situation, the Councilmember must expressly state that she or he is speaking for her or himself, not for the entire Council) or (b) the Councilmember determines that he or she must speak up in order to remind the Committee of Council direction, City policies, or laws including the Open Public Meetings Act and the Public Records Act; and
 - the Councilmember shall not take part in any votes or decision making of the Committee.
5. The Councilmember liaison shall work to ensure that the Committee is only taking actions or doing work that is within the scope of the Committee's work as determined or approved by Council. The liaison can do this by, for example, reminding the Committee as needed of the scope of work that the Council set for the Committee.
6. The Councilmember liaison shall bring to the Council any requests from the Committee, **including but not limited to** the following:
 - (a) Questions raised by a Committee about the Committee's scope of work;
 - (b) Requests from the Committee to change the Committee's scope of work;

(c) Requests for expenditures of City resources to further the Committee's work (money, staff time, or other resources); and

(d) Requests from the Committee to place an item on a Council meeting agenda.

7. The Councilmember liaison shall work to ensure that the Council is regularly updated on the work of the Committee.



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 10 Minutes

AGENDA ITEM: (8:05 PM) Consider Recommendation from Joint Council and Ethics Board Subcommittee Regarding Anonymity,

SUMMARY: The Joint Council and Ethics Board Subcommittee was formed to make recommendations regarding the anonymity of the process surrounding the review of complaints under Articles I and II of the City's Ethics Program. The Subcommittee met twice via Zoom between September and October of 2021, and approved recommendations in preparation for presentation to the City Council. The Subcommittee has been comprised of Mayor Deets, Councilmember Hytopoulos, and Ethics Board members Dona Keating and Tyler Weaver. The Subcommittee's recommendation is attached.

AGENDA CATEGORY: Discussion

PROPOSED BY: City Council

RECOMMENDED MOTION: Discussion and possible approval of recommendation.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND:

ATTACHMENTS:

[Council-Ethics Board Subcommittee Recommendation re Anonymity \(March 2022\)](#)

FISCAL DETAILS:

Fund Name(s):

Coding:

Joint Ad Hoc Ethics/City Council Committee:
Recommendations

March 15, 2022

The Joint Ad Hoc Committee was formed by the City Council on _____ 2021 to make recommendations regarding the anonymity of the process surrounding the review of complaints under Article I and II of the City's Ethics Program. The committee met twice via Zoom between September and October and approved these resulting recommendations via email in preparation for presentation at a TBD Council Meeting in April.

The Ad Hoc Committee has been comprised of Council Members Joe Deets & Kirsten Hytopoulos and Ethics Board Members Doña Keating & Tyler Weaver.

BACKGROUND

The Committee discussed the reasons for anonymity in the program and the fact that that during the 17 years since the program was launched it has called for a wide range of levels of anonymity. The committee also discussed the challenges presented by the inconsistency of the 2021 revisions to the Ethics Program with regard to anonymity. In weighing potential approaches, Council Members shared concerns about potential reputational damage from baseless complaints, even when the complaint is eventually dismissed. Board members shared that that they too are at risk of reputational damage for the work they do on the Board. Ultimately, the following goals were articulated by members of the committee:

1. Reduce the Potential for Weaponization of the Program. Protect the parties to a complaint, and the members of the ethics board who review the complaint, from unmerited reputational harm.
2. Retain as much transparency in the process as possible. Recognize the public's interest in the process and ensure that all deliberations occur at a public meeting.
3. Emphasize the educational purpose of the Ethics Program. Ensure that the focus of the process is on the fact pattern/ scenario presented in a complaint rather than on the identity of the individuals involved and that the Board's advisory opinions and dismissals are understood to be informational and educational in nature.
4. Recognize where code of conduct complaints and ethics complaints differ. Provide for a heightened level of transparency for complaints brought under Article II ("ethics complaints") that are found by the Board to have merit and are referred to the Hearing Examiner for review.

RECOMMENDATIONS

The committee reached consensus on the following specific recommended changes to the Ethics Program and the process followed by the Board:

Code of Conduct (Article I) Complaints

1. During the Ethics Board's review process:
 - a. The names of the parties (the complainant and the subject of the complaint) should be redacted* ** in the complaint and in any related documents before publication on the city website and/or inclusion in the Board's agenda packets.
 - b. Ethics board members should avoid using names during their deliberations.
2. At the conclusion of Ethics Board's Process:
 - a. Any advisory opinion or notice of dismissal issued by the board and/or information to be published on the city website regarding the board's determination should have the names of the parties redacted* ** before publication.

Ethics (Article II) Complaints

1. During the Ethics Board's review process:
 - a. The names of the parties (the complainant and the subject of the complaint) should be redacted* ** in the complaint and in any related documents before publication on the city website and/or inclusion in the Board's agenda packets.
 - b. Ethics board members should avoid using names during their deliberations.
2. At the conclusion of Ethics Board's Process:
 - a. Any notice of dismissal issued by the board and/or information to be published on the city website regarding the board's determination should have the names of the parties redacted* ** before publication.
 - b. Findings issued by the board that are accepted for review by the hearing examiner shall not be redacted.

* The copies of the complaint, response, and any other documents to be provided to the parties to the complaint should not be redacted.

** The committee understands that any of the redacted documents may be requested, unredacted, through a public records request.



CITY OF
BAINBRIDGE ISLAND

City Council Regular Business Meeting Agenda Bill

MEETING DATE: April 26, 2022

ESTIMATED TIME: 5 Minutes

AGENDA ITEM: Receive Planning Commission's April 14, 2022 Action on Draft Ordinance No. 2022-02 to Implement an Increased Density Bonus for Affordable Housing Development on Property Owned by Religious Organizations - Planning,

SUMMARY: On April 14, 2022, the Planning Commission had their 8th meeting to discuss Ordinance No. 2022-02. The Commission took a vote on recommending the ordinance to the City Council, and the result was a 3-3 tie. One Commissioner was recused. See attached Recorded Motion, and April 14 Commission packet materials.

AGENDA CATEGORY: Report

PROPOSED BY: Planning & Community Development

RECOMMENDED MOTION: Information only. The City Council is provided notice of a Planning Commission written recommendation pursuant to Council direction to immediately provide such notice.

STRATEGIC PRIORITY:

FISCAL IMPACT:

Amount:	
Ongoing Cost:	
One-Time Cost:	
Included in Current Budget?	

BACKGROUND: BIMC 2.16.180 (Legislative Review of Land Use Regulations and Area-wide Rezones) provides the review steps for certain legislative changes to the Bainbridge Island Municipal Code related to land use procedures and regulations. In part, it requires that the Planning Commission's written recommendation and other documents upon which its decision is based shall be immediately transmitted to the City Council and Department Director.

The item will be scheduled for substantive discussion at a later date.

ATTACHMENTS:

[Planning Commission Recorded Motion Ord 2022-02.pdf](#)

[Ordinance No. 2022-02 \(formerly 2021-38\) Relating to Affordable Housing on Religious Properties.pdf](#)

[Ordinance No. 2022-02 Exhibit A.pdf](#)

FISCAL DETAILS:

Fund Name(s):

Coding:



PLANNING COMMISSION RECORDED MOTION

Planning Commission Meeting Date:	April 14, 2022
Project Proposal Name and Number:	Ordinance 2022-02
Decision Maker:	City Council
NOTE: Commissioner Deines has recused himself from review of this ordinance.	

Planning Commission Role and Responsibility: Pursuant to [BIMC 2.16.180](#), Planning commission review and recommendation is required for amendments to BIMC Chapter 2.16, and BIMC Titles [16](#), [17](#), and [18](#), area-wide rezones initiated by the city, or area-wide rezones associated with a privately initiated amendment to the comprehensive plan.

Planning Commission Action:

1. In making a recommendation, the planning commission shall consider applicable decision criteria of this chapter, all applicable law, the comprehensive plan, public comment, and any necessary documents and approvals.
2. The planning commission shall issue a written recommendation that contains (a) a statement recommending that the proposed amendment be approved, approved as amended, or denied, and (b) a statement of facts upon which the recommendation is based and the conclusions derived from those facts.
3. The planning commission’s written recommendation and other documents upon which its decision is based shall be immediately transmitted to the city council and department director.

Findings of Fact and Reasons for Action

The Planning Commission is at a 3-3 tie on how to calculate the density bonus for the affordable housing projects described in Ordinance 2022-02 (see Ordinance 2022-02 page 3 proposed section BIMC 18.21.050.E.

Recommendation:

I move to recommend approval of amended Ordinance 2022-02 to the City Council.

Mathews/Chester

	3-3 Tie vote on the 4/14/2022 Draft of Ordinance 2022-02
	Approve the ordinance.
	Approve the ordinance as amended.
	Deny the ordinance.

Planning Commission Record of Vote:

Commissioner	Support	Oppose	Absent	Abstain
Blossom	X			
Chester	X			
Macchio		X		
Mathews	X			
Subramanian		X		
Birtley		X		
Total	3	3		



PLANNING COMMISSION RECORDED MOTION

Additional Motion: re Chair Blossom reporting to the Council what the outcome of the April 14-Meeting. Representative from Commissioners that put forward the alternate proposal (Birtley, Subramanian, Macchio) , Commissioner Macchio proposed a motion to amend was approved unanimously.

Recorded motion on April 14, 2022:

I move to refer this back to Council with notes of what happened and where we stand. If City Council sends this back to Planning Commission, direction is needed on the following:

- Island wide vs. pilot.
- Is this precedence setting and if not, do we seek legal counsel?
- Provide direction on level of density.

Mathews/Chester

Amendment to original motion: Allow Commissioners Subramanian, Birtley or Macchio to join Chair Blossom when this is formally referred back to City Council

Macchio/Subramanian

Planning Commission Record of Vote:*

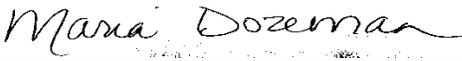
Commissioner	Support	Oppose	Absent	Abstain
Blossom	X			
Chester	X			
Macchio	X			
Mathews	X			
Subramanian	X			
Birtley	X			
Total	6			

*both votes (original and amended) were voted on and supported unanimously.

CITY OF BAINBRIDGE ISLAND PLANNING COMMISSION


Sarah Blossom, Chair

Date: 4/21/2022



Date: 4/21/2022

Administrative Specialist,
Planning and Community Development

ORDINANCE NO. 2022-02

(formerly Ordinance No. 2021-38)

AN ORDINANCE of the City of Bainbridge Island, Washington, amending BIMC Table 18.09.020, Section 18.09.030 and Chapter 18.21, related to affordable housing on property owned by religious organizations.

WHEREAS, the City of Bainbridge Island Comprehensive Plan Housing Element Policy HO 3.4 encourages partnering with non-profit housing organizations, churches, the development community, local lending institutions, elected officials and the community at large to assist in meeting affordable housing goals and implementing strategies; and

WHEREAS, the City of Bainbridge Island created a short-term Affordable Housing Task Force (AHTF) in 2017 to help achieve the affordable housing goals and policies in the Comprehensive Plan and help the City prioritize a variety of affordable housing actions, recognizing the current housing crisis in the Puget Sound region, Kitsap County and Island-wide; and

WHEREAS, the Comprehensive Plan Guiding Principle #3 directs us to foster diversity with a holistic approach to meeting the needs of the Island and the human needs of its residents consistent with the stewardship of our finite environmental resources; and

WHEREAS, Guiding Policy 3.1 reads *Ensure a variety of housing choices to meet the needs of present and future residents in all economic segments and promote plans, projects and proposals to create affordable housing*; and

WHEREAS, in 2019, the Washington State Legislature enacted Substitute House Bill (SHB) 1377 to facilitate the development of affordable housing projects on property owned or controlled by religious organizations; and

WHEREAS, the applicable state law provision implementing SHB 1377 is RCW 36.70A.545 and the law facilitates affordable housing development on property owned or controlled by religious organizations by requiring a density bonus; and

WHEREAS, the City Council became aware of an ongoing discussion about constructing affordable housing on the Bethany Lutheran Church properties, and on April 20, 2021, the City Council endorsed moving forward with implementing SHB 1377 in advance of completing a Housing Action Plan; and

WHEREAS, on October 26, 2021, the City Council approved a motion to direct the Planning Commission to work with staff to prepare an ordinance to develop implementing regulations consistent with local needs, specifically to focus on the Bethany Lutheran property and to consider that as a pilot project to implement RCW 36.70A.545; and

WHEREAS, the Planning Commission considered draft Ordinance No. 2022-02 (formerly 2021-38) on November 18, 2021, January 13 and 27, February 10 and 24, 2022; and

WHEREAS, the Planning Commission held a public hearing on Ordinance No. 2022-02 (formerly 2021-38), on March 10, 2022, and after closing the public hearing, continued discussion of Ordinance No. 2022-02 (formerly 2021-38); and

WHEREAS, the Planning Commission continued discussion of Ordinance No. 2022-02 (formerly 2021-38), on March 24, 2022, and approved a series of motions to amend the ordinance; and

WHEREAS, the Planning Commission continued discussion of amended Ordinance No. 2022-02 (formerly 2021-38), on April 14, 2022, and, made a recommendation of XXX of Ordinance No. 2022-02 (formerly 2021-38) to the City Council; and

WHEREAS, notice was given on XXXX, to the Office of Community Development at the Washington State Department of Commerce in conformance with RCW 36.70A.106; and

WHEREAS, on XXXX, the City Council reviewed Ordinance No. 2022-02; and

WHEREAS, on XXXX, the City Council approved Ordinance No. 2022-02.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Table 18.09.020 of the Bainbridge Island Municipal Code is hereby amended as shown in Exhibit A.

Section 2. Section 18.09.030.C. of the Bainbridge Island Municipal Code is hereby amended to read as follows:

3. Religious Facilities.

- a. In the WD-I district, religious facilities are a conditional (“C”) use. Conference centers with overnight accommodations are not permitted.
- b. In the ferry terminal overlay district, religious facilities are only allowed south of Winslow Way.
- c. Lot coverage for religious facilities in residential zones is reduced by 50 percent of the allowable lot coverage in the zone where the religious facility is located. See Table 18.12.020-2 for lot coverage standards in residential zones. This lot coverage reduction does not apply to Affordable Housing Development on properties owned or controlled by religious organizations, as described in Section 18.21.050 BIMC.

Section 3 Chapter 18.21 of the Bainbridge Island Municipal Code is hereby amended to read as follows:

18.21.050 Affordable Housing Development on Properties Owned or Controlled by a Religious Organization, including the Bethany Lutheran Affordable Housing Pilot Project: In order to implement RCW 36.70A.545, the City shall allow a density bonus consistent with Section 18.21.050.E on properties owned or controlled by religious organizations, when requested by such organizations. For the purposes of this section “Religious organization” means the federally protected practice of a recognized religious assemble, school, or institution that owns or controls real property. The projects must meet the provisions of RCW 36.70A.545 and the requirements listed below.

A. Pilot Project. Projects built under BIMC 18.21.050 shall initially be limited solely to the property collectively known as “Bethany Lutheran Church”, as a pilot project, located at the southwest intersection of NE High School Road and Sportsman Club Road NE (see Figure 18.21.050-1 below).

B. The affordable housing proposal shall follow existing land use permit review procedures depending on what type of housing development is proposed. Multifamily housing would be reviewed through the Site Plan and Design Review process of Section 2.16.040 BIMC, and subdivision would be reviewed through the short or long subdivision process of Sections 2.16.070 or 2.16.125 BIMC (respectively), unless specifically modified by this section.

C. All projects developed under this code section, in addition to what is provided under Section 2.16.040 BIMC, shall be subject to the process for Conditional Use Permits (Section 2.16.10.050 or 2.16.110 BIMC) and must be reviewed by the Planning Commission and adhere to the procedures for project review by the Planning Commission.

D. All project proposals shall be subject to applicable residential development standards for Titles BIMC 15, 16, 17 and 18, unless specifically modified by this section. The affordable housing project must meet all requirements of the City and/or Kitsap Public Health District for providing drinking water and on-site septic, if applicable.

E. Project bonus density. The density for projects may be increased above the base density by the following amounts, provided that all other provisions of the code are met:

1. Two units per acre for projects located within the Winslow Subarea Plan Study Area or within one-quarter mile of the Winslow Subarea Plan Study Area;
2. Two units per acre for projects located within one-quarter mile of a Neighborhood Center; and
3. One and one-half units per acre for all other projects.

F. Accessory Dwelling Units (ADU). ADUs are prohibited.

G. Affordable Housing. All dwelling units planned and constructed through this section must meet the following requirements:

1. All units must be used exclusively for affordable housing purposes for at least ninety-nine years.
2. Housing units shall be used as the primary residence of an affordable housing qualified household.
3. Unless otherwise specified, the price of affordable housing units is based on that amount a household can afford to pay for housing, when household income is less than 80 percent of the median annual income, adjusted for household size, as determined by the US Department of Housing and Urban Development for the Bremerton-Silverdale Metropolitan Statistical Area, and when the household pays no more than 30 percent of household income for housing expenses.
4. Households with income less than 80 percent of the median annual income, adjusted for household size, may purchase or rent these affordable units.
5. An agreement in a form approved by the City will be executed by the applicant and recorded with the Kitsap County Auditor's Office, or its successor organization, requiring the affordable housing to remain for the life of the project. This agreement shall be a covenant running with the land, binding on assigns, heirs, and successors of the applicant.
6. The City shall require documentation to be signed and recorded through the land use and building permitting process to ensure ongoing compliance with the income requirements.
7. The City will establish by rule a formula for calculating maximum affordable prices for sales subsequent to the initial sale to allow modest growth in homeowner equity while maintaining long term affordability for future buyers.

H. Parking. The amount of parking will be determined as part of a transportation study/ mobility assessment.

I. The maximum dwelling unit size shall be limited to 1400 square feet

J. Green building. The dwelling units must meet either a green building certification standard of International Living Future Institute Core Certification, BuiltGreen 4 Star, BuiltGreen 5 Star Certification, BuiltGreen Emerald Star Certification or Evergreen Sustainable Development. The certification program must utilize third-party verification.

K. Community space. All projects must provide Natural Areas and Community Space consistent with the standards in BIMC 17.12.050, except that, at a minimum, all projects shall provide five percent of the total lot area as Community Space, even when the maximum natural area is provided. Community space should adjoin the largest practicable number of residences within the development. Nonadjoining residences shall be provided with safe and convenient pedestrian access to community space. The community space must be outside of required roadside buffers. The community space must include a neighborhood garden area, and could include other community amenities such as seating, playground or other recreation features.

L. Projects proposed and constructed on the same property(ies) as existing buildings may result in a permitted mixed-use property.

M. This ordinance shall not apply to property owned or controlled by religious organizations that are expanded or acquired after the effective date of this ordinance, unless the primary purpose of said expansion or acquisition is to provide a new or expanded facility for religious worship.

N. An applicant for an affordable housing project pursuant to this section must take the University of Washington Professional Development Center workshop *Applying an Equity Lens to Project Management: An Implementation Roadmap*.

O. Consistency Analysis. The applicant shall prepare a Consistency Analysis to be considered by the Planning Commission as part of their review and recommendation. The Consistency Analysis shall describe how the proposed project is consistent with, supported by or addresses the following:

1. Housing Needs Assessment;
2. Housing Action Plan (if the project is proposed after completion of the Housing Action Plan);
3. Bainbridge Island Climate Action Plan and B.I. Community-based strategies to reduce green house gas emissions;
4. How the project is designed to fit with the neighborhood character (as defined by *Design for Bainbridge*) and mitigate impacts.

P. Pilot Project Evaluation. An evaluation of the Pilot Project shall be developed one year and four year post certificate of occupancy and provided to the Planning Commission, City Council and the community. The evaluation must, at a minimum, address the following elements/questions, and may include other elements if needed:

1. How did the project address local need and if not, why?
2. In what ways did the project address and fit with the upcoming Housing Action Plan/Assessment and if not, why?

3. How was the project consistent with elements of the Bainbridge Island Climate Action Plan and B.I. Community-based strategies to reduce Green House Gas Emissions and if not, why?
4. Did the project fit with the existing neighborhood/community? If yes, how and if not, why?
5. Did the project satisfy any of the goals set forth in the *Planning for Equity*? If yes, how? If not, why?
6. What were any unintended consequences?
7. How might the ordinance be modified to address unforeseen issues and concerns?

Figure 18.21.050-1



Section 4. Severability. Should any section, paragraph, sentence, clause, or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 5. This ordinance shall take effect and be in force five (5) days from its passage and publication as required by law.

PASSED by the City Council this XXX.

APPROVED by the Mayor this XXX.

ATTEST/AUTHENTICATE:

Christine Brown, CMC, City Clerk

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NUMBER:

Exhibit A to Ordinance No. 2022-02

EXCERPT Table 18.09.020 Use Table

“P” = Permitted Use	“A” = Accessory Use										Additional use restrictions for Chapters 16.12 and 16.20 BIMC may apply to shoreline or critical area properties									
“C” = Conditional Use	“CA” = Conditional Accessory Use																			
Blank = Prohibited Use	“T” = Temporary Use																			
ZONING DISTRICT	R-0.4	R-1	R-2	R-2.9	R-3.5	R-4.3	R-5	R-6	R-8	R-14	Winslow Mixed Use Town Center					HSR I and II	NC	B/I	WD-I	Use-Specific Standards BIMC 18.09.030
USE CATEGORY/TYPE											CC	MA	EA	Gate	Ferry [1]					
RESIDENTIAL Note: Residential uses may be subject to additional requirements in BIMC 16.12.040.I, Residential Development.																				
Household Living																				
Single-Family Dwelling	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P			B-1
Single-Family Dwelling existing on 4/15/96											P	P	P							B-1
Multifamily Dwellings	C	C	C	C	C	C	P	C	P	P	P	P	P	P	P	P	P			B-2
Commercial/Residential Mixed Use Developments									P	P	P	P	P	P	P	P	P			B-3
Live/Work Units																		P		B-4
<u>NEW: Affordable Housing Development on Properties Owned or Controlled by Religious Organization, including the Bethany Lutheran Affordable Housing Pilot Project</u>	<u>C</u>																			<u>18.21.050</u>
PUBLIC AND INSTITUTIONAL																				
Community and Educational Facilities																				
Educational Facility	C	C	C	C	C	C	C	C	C	P	P	P	P	C	C	P	C		C	C-1
Vocational/Trade Instruction Facilities	C																	P		
Governmental Facility	C	C	C	C	C	C	C	C	C	P	P	P	P	C	C	P	C		C	C-2
Religious Facility	C	C	C	C	C	C	C	C	C	P	P	P	P	C	C	P	C		C	C-3, <u>18.21.050</u>