

**RESOLUTION NO. 2013-13**

**A RESOLUTION** of the City Council of Bainbridge Island, Washington, pertaining to the management of the City's utilities.

**WHEREAS**, Washington courts have ruled that municipal utilities are proprietary services that have to be operated for the benefit of their customers (*Okeson v. City of Seattle*, 150 Wn.2d 540, 78 P.3d 1279 (2003) and *Lane v. City of Seattle*, 164 Wn.2d 875, 194 P.3d 977 (2008)); and

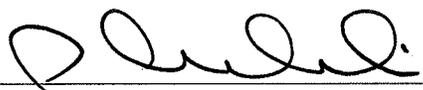
**WHEREAS**, at the City Council meeting on June 26, 2013, City Council passed a motion requesting that a resolution be drafted to that effect; now, therefore,

**THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND DOES RESOLVE AS FOLLOWS:**

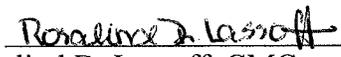
The City's Water Utility, Sewer Utility and Storm and Surface Water Utility are proprietary services. The funds from those utilities shall not be expended for general governmental services.

PASSED by the City Council this 14<sup>th</sup> day of August, 2013.

APPROVED by the Mayor this 14<sup>th</sup> day of August, 2013.

By:   
Steven Bonkowski, Mayor

ATTEST/AUTHENTICATE:

By:   
Rosalind D. Lassoff, CMC  
City Clerk

FILED WITH THE CITY CLERK: July 19, 2013  
PASSED BY THE CITY COUNCIL: August 14, 2013  
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