

RESOLUTION NO. 2009-06

A RESOLUTION of the City Council of Bainbridge Island, Washington, providing for the submission to the voters of the City, at a special election to be held therein on May 19, 2009, of a proposition of whether the City should adopt the Council/Manager form of government and abandon the Council/Mayor form of government; and requesting the Kitsap County Auditor to conduct that special election.

WHEREAS, RCW Chapter 35A.06 authorizes a non-chartered code city to abandon its plan of government and reorganize under another plan of government, and to pass a resolution requesting that a proposition be submitted to the qualified voters within the City of whether the City should abandon its form of government and reorganize under another plan of government; and

WHEREAS, on September 15, 2008 and in accordance with RCW 35A.06.040, citizens of the City of Bainbridge Island submitted to the City Council a petition proposing that the City of Bainbridge Island abandon the Council/Mayor form of government and adopt the Council/Manager form of government; and

WHEREAS, the Bainbridge Island City Clerk subsequently submitted said petition to the Kitsap County Auditor; and

WHEREAS, on October 21, 2008 and in accordance with RCW 35A.06.040, Walter E. Washington, Kitsap County Auditor, issued a Certificate of Sufficiency that provided "that the number of voters that signed the petition [was] at least 10% of the total ballots cast (9,664) in the City of Bainbridge Island at the last general election"; and

WHEREAS, the City Council has determined that the best interests and general welfare of the City would be served by submitting to the qualified voters in the City the proposition of whether the City should adopt the Council/Manager form of government and abandon the Council/Mayor form of government; and

WHEREAS, the City Council desires to hold a special election in the City on May 19, 2009, for the purpose of submitting to the qualified voters of the City the proposition of whether the City should adopt the Council/Manager form of government and abandon the Council/Mayor form of government; now, therefore,

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

Section 1. In accordance with RCW 35A.06.040 and.050, RCW 29A.04.330 and other applicable state law, the City Council hereby requests and calls for the Kitsap County Auditor to conduct and hold a special election on May 19, 2009 in the City of Bainbridge Island for the purpose of submitting to the qualified voters of the City the

proposition of whether the City should adopt the Council/Manager form of government and abandon the Council/Mayor form of government.

Section 2. The proposition to be submitted at the special election shall be in the form of a ballot title prepared by the City Attorney to read as follows:

PROPOSITION

ADOPTION OF THE COUNCIL/MANAGER FORM OF GOVERNMENT
WITHIN THE CITY OF BAINBRIDGE ISLAND

Shall the City of Bainbridge Island adopt the Council/Manager form of government and abandon the Council/Mayor form of government? The adoption of the Council/Manager form of government would not affect the City's eligibility to be governed under Title 35A of the Revised Code of Washington.

FOR ADOPTION OF THE COUNCIL/MANAGER
FORM OF GOVERNMENT

AGAINST ADOPTION OF THE COUNCIL/MANAGER
FORM OF GOVERNMENT

Section 3. The City Clerk is authorized and directed to file a certified copy of this Resolution with the Kitsap County Auditor.

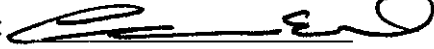
Section 4. If any section, sentence, clause or phrase of this resolution should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of his resolution.

PASSED by the City Council this 11th day of March, 2009.

APPROVED by the Mayor this 17 day of March, 2009

By: 
Darlene Kordonowy, Mayor

ATTEST/AUTHENTICATE:

By: 
Rosalind D. Lassoff, CMC
City Clerk


Catherine E. Currie
Acting City Clerk

FILED WITH THE CITY CLERK: March 6, 2009
PASSED BY THE CITY COUNCIL: March 11, 2009
RESOLUTION NO. 2009-06