

RESOLUTION NO. 2009-07

A RESOLUTION of the City Council of the City of Bainbridge Island, Washington, setting a time and place for hearing on the final assessment roll for Local Improvement District No. 21 (Horizon View LID), directing that notice thereof be given in the manner required by law, and appointing and designating a Hearing Officer.

WHEREAS, the final assessment roll for Local Improvement District No. 21 ("LID") (also known as the Horizon View LID) which was created and established by Ordinance No. 2005-16 for the purpose of improving the Horizon View neighborhood by the construction and connection of sanitary sewer facilities, all in accordance with Ordinance No. 2005-16, has been prepared as provided by law and is on file with the City Clerk at City Hall, 280 Madison Avenue North, Bainbridge Island, Washington, and it is necessary to set the time and place for a hearing thereon; and

WHEREAS, the City Council is of the opinion that the hearing on such assessment roll should be held and conducted before a Hearing Officer and that such officer should be designated and appointed for that purpose to act in accordance with Ordinance No. 2006-14 (codified as Chapter 3.50 BIMC); and

WHEREAS, Rodney Kerslake is a Hearing Officer for the City of Bainbridge Island and has conducted many public hearings for local improvement districts over the years for City of Tacoma and other Washington municipalities; and

WHEREAS, Mr. Kerslake is willing to serve and perform the duties of the Hearing Officer for the public hearing on the final assessment roll for Local Improvement District No. 21 in accordance with the attached "Hearing Officer Agreement for Local Improvement District No. 21"; now, therefore

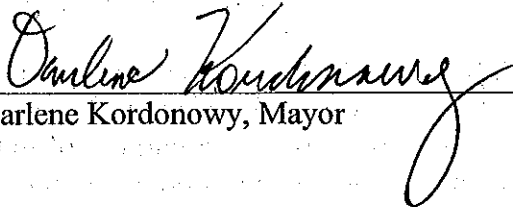
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON AS FOLLOWS:

Section 1. The public hearing on the final assessment roll for Local Improvement District No. 21 will be held and conducted before the Hearing Officer hereinafter designated and appointed, commencing at 7:00 p.m. on May 7, 2009, in the Council Chambers at City Hall. The City Clerk is authorized and directed to cause notice to be given both by mailing and publication as required by law.

Section 2. The City Council finds that Rodney Kerslake is a person qualified to conduct final assessment roll hearings, and he is designated and appointed to perform the duties of Hearing Officer with respect to the final assessment roll hearing in Local Improvement District No. 21, all as provided in Ordinance No. 2006-14 (codified as

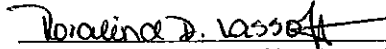
Chapter 3.50 BIMC), and in accordance with the proposed "Hearing Officer Agreement for Local Improvement District No. 21," on file with the City Clerk. Proper City officials are authorized and directed to do all things necessary to effectuate this appointment (including execution of the Hearing Officer Agreement) and facilitate arrangements for the Hearing.

The foregoing resolution was **ADOPTED** by the City Council of the City of Bainbridge Island, Washington, at a regular open public meeting on April 8, 2009.



Darlene Kordonowy, Mayor

ATTEST/AUTHENTICATE:



Rosalind D. Lassoff, City Clerk

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
RESOLUTION NO.:

March 31, 2009
April 8, 2009
2009-07