



Lacey City Council Worksession Agenda

Refer to the bottom of the agenda for meeting information.

Tuesday, September 8, 2026

6:00 PM

Council Chambers and Online

1. Call to Order

2. Roll Call

3. Land Acknowledgement

We, the City of Lacey, are on the ancestral land of the Tribal People of the Treaty of Medicine Creek, including the Nisqually Indian Tribe and Squaxin Island Tribe. We acknowledge and remember those Tribal People not recognized today who were absorbed or relocated into other tribes for survival. We recognize the ancestors and their descendants who are still here. We recognize and respect the Tribal People of the Treaty of Medicine Creek as the traditional stewards of this land since time immemorial and their role today in taking care of these lands in perpetuity. We recognize and have the responsibility to call attention to the histories of dispossession, forced removal, and abridged treaty rights that allowed our nation, state, and city to develop as they have today. We recommend that community members read the Medicine Creek Treaty of 1854.

4. Approval of the Agenda

5. Public Comment

Refer to the bottom of the agenda for instructions on how to provide public comment.

6. Agenda Items

A. Sealink Networks Inc. Telecommunications License Application

Donna Feliciano, Communications Manager

B. Revenue and Expenditure Estimate

Troy Woo, Finance Director

Chelsea Knight, Deputy Finance Director

C. Council Interjurisdictional Committee Assignments

Rick Walk, City Manager

D. Council Reports

7. Adjourn

Meeting Information:

Attendance (Remote or in Person)

The public may attend the meeting in person, or you may view or listen to the meeting using one of the following platforms:

In Person: Council Chambers at Lacey City Hall
420 College Street SE, Lacey, WA 98503

Zoom: https://us02web.zoom.us/webinar/register/WN_7GjGsCkWSPyuEKzmWMKCaA

Website: <https://cityoflacey.org/government/public-meetings/>

Facebook: <https://www.facebook.com/cityoflacey>

YouTube: https://www.youtube.com/watch?v=BnwFMYvqX_E

Phone: (888) 788-0099 or (877) 853-5247 (Webinar ID 881 6593 4993)

Verbal Public Comment

Each speaker is limited to three minutes. Comments are welcome on matters connected to City business or specific agenda items.

Prior to starting your comments, please provide your:

- a. Name
- b. City of residence or connection to the City
- c. Topic or subject matter of your comments

Those wishing to provide verbal public comment may do so in person or by Zoom:

In Person: Use the sign-up sheet located in the Council Chambers.

Zoom: Preregister using the following Zoom link no later than two hours prior to the meeting:
https://us02web.zoom.us/webinar/register/WN_7GjGsCkWSPyuEKzmWMKCaA

Instructions and access details will be provided once registration is complete.

Written Public Comment

Public comments may also be submitted by email to PublicComment@cityoflacey.org. The commenting period will close two hours before the meeting time. Written comments will be provided to the City Council electronically prior to the meeting. Comments will not be addressed during the Council meeting; however, comments received will be added to the official record.



STAFF REPORT

Council Worksession
September 8, 2026

Subject: Sealink Networks, Inc. Telecommunications License Application
To: Lacey City Council
Prepared by: Donna Feliciano
Department Director: Shannon Kelley-Fong, Assistant City Manager
Final Review: Rick Walk, City Manager

RW

Purpose: Briefing

Recommendation: Review only. Subject to the briefing and direction by the City Council, final action on the Sealink Networks, Inc Telecommunications License application is tentatively scheduled for the September 15, 2026, Regular City Council Meeting.

Brief: This staff report includes information on an application for a five-year telecommunications license agreement from Sealink Networks, Inc. (Sealink), an Alaska-based telecommunications infrastructure company. Approval of the license agreement would allow Sealink to install fiber infrastructure as “pass-through” only. Sealink will not provide local broadband or internet services in City.

Staff reviewed the license application and found that it meets the City's telecommunications regulations.

Alternatives:

1. If all applicable City codes, permit requirements, and right-of-way regulations are met, the City must approve the agreement. However, if an unmet regulation is determined, the City could meet with Sealink to discuss a remedy. Staff reviewed the license application and found that it meets the City's telecommunications regulations.

Prior Review:

Not Applicable

Advisory Board Recommendation(s):

Not Applicable

Fiscal Impact: Yes fiscal impact, \$1,000 fee received

Budgeted Item: No

Amount: \$1,000

Funding Source: Application Fee

Project Code:

001-0000-321-91.00

Attachments:

1. Draft Sealink Networks, Inc., Telecommunications License Agreement

Policy or Legal Alignment:

1. LMC Chapter 5.60
2. LMC Chapter 12.16
3. LMC Chapter 12.22

Background: On June 22, 2026, Sealink Networks, Inc (“Sealink”), Alaska-based telecommunications infrastructure corporation, applied for a telecommunications license agreement with the City of Lacey (“City”) to install fiber infrastructure as “pass-through” only. Sealink will not provide local broadband or internet services in City.

Sealink has six (6) submarine fiber cable landings in Westport WA. From this location, network services will be passed-through between Westport and terminating in a Lumen Facility in Thurston County, where network traffic will be routed to a Telco Carrier Hotel in Seattle. No telecommunication services will be provided to the City; however, fiber would be passing through the City within the City’s Rights-of-Way. This requires Sealink to obtain a telecommunications license agreement.

By entering into the City’s proposed telecommunications license agreement, Sealink would need to meet the requirements and procedures of Lacey Municipal Code Chapter 5.60, Telecommunications, and the Development Guidelines and Public Works Standards of the City. As part of the application review process, Chapter 5.60 requires the City to make the following determinations:

1. Make a determination within 120 days of receiving a complete license agreement.

Review: The City has until October 20, 2026, to make a determination.

2. Determine whether to grant or deny an application based on the following criteria:

Review: If the license agreement is approved, Sealink would be required to comply with all conditions and regulations established by LMC Chapter 5.60.

- A. The applicant must have the legal ability to provide the service or use proposed for license authorization.

Review: Sealink provided its 1) Certificate of Registration issued by the Washington State Secretary of State; and 2) Washington Utilities and Transportation Commission (UTC) registration as a competitive telecommunications company. **Attachment 1.**

- B. The capacity of the rights-of-way to accommodate additional utility and telecommunications facilities if the application is granted.

Review: Sealink would need to meet the hierarchy of physical locations of telecommunications facilities found in LMC 5.60.100. The license agreements state, "Before commencing any work pursuant to this agreement, Sealink shall first file with the City an application for a permit to do such work, accompanied by drawings showing the position and location of all conduit, wire, fiber, or any other equipment sought to be constructed, laid, installed or erected the depth below the surface of the ground and the relative position to existing streets, other utilities, and other public places or ways."

- C. The applicant must have a current registration issued by the FCC and Washington UTC. **Attachment 1.**

Review: Sealink provided a copy of its Washington Utilities and Transportation Commission (UTC) registration as a competitive telecommunications company.

- D. The applicant must demonstrate the willingness and ability to mitigate and/or repair damage or disruption, if any, to public or private facilities, improvements, services, travel, or landscaping if the application is granted.

Review: License agreement states Sealink must meet all provisions of LMC 5.60, including LMC 5.60.100:

"A. General Duties.

1. All grantees, before commencing any construction in the rights of way, shall acquire appropriate permits and comply with all requirements of the Lacey Municipal Code, specifically chapters 12.16 and 12.22 LMC, and the City of Lacey Development Guidelines. In the event of a conflict between this chapter and the Lacey Development Guidelines, the Lacey Development Guidelines shall control."

In addition, LMC 5.60.090(J) provides terms specific to the restoration of rights-of-way or Other Property.

The license agreement states Sealink shall, at all times, maintain a complete set of plans, specifications, and records showing the exact location and depth of all such facilities. These records shall be subject to inspection by the City at any reasonable time. In addition, Sealink shall provide to the City this information in the electronic format specified by the City.



- E. The damage or disruption, if any, of public or private facilities, improvements, service, travel, or landscaping, if the application is granted, giving consideration to an applicant's willingness and ability to mitigate or repair the same.

Review: See response to criteria "D" above.

- F. The availability of alternate locations for the proposed facilities.

Review: Sealink would need to meet the hierarchy of physical locations of telecommunications facilities found in LMC 5.60.100.

- G. The grant to use the rights of way will serve the community interest.

Review: With this license, Sealink would not be providing a direct service to Lacey community members. However, the City cannot prohibit, or have the effect of prohibiting, telecommunication services under the Telecommunications Act.

- H. Applicable federal, state and local laws, regulations, rules and policies will be met.

Review: Sealink would need to comply with all provisions of LMC 5.60. The City believes LMC 5.60 meets all state and federal requirements at this time. LMC 5.60.190 states that state and federal law would prevail in the event of any future conflict with the LMC.

As outlined above, the City must review and make determinations of telecommunications license agreements that provide "reasonable, fair, and equitable access to the public rights of way of the city for telecommunications purposes on a competitively neutral basis." The City has no active telecommunications licenses; for consistency, the terms are similar to existing telecommunications franchise agreements.

Pursuant to LMC 5.60.140, Sealink is required to carry a minimum of \$2 million in liability insurance during the term of the license. Sealink must also obtain a performance bond before any construction in the rights-of-way, which must remain in place until the Director of Public Works has approved the work.

LMC 5.60.100 prescribes the hierarchy of physical locations of telecommunications facilities in Lacey. This section states that overhead facilities must be undergrounded if required by current or future underground construction requirements. In their application, Sealink indicated they propose to install infrastructure underground in new conduits.

Sealink has paid the City's \$1,000 telecommunication license application fee. Sealink must apply for and receive all applicable rights-of-way and development permits for any work performed in the public rights-of-way.

Sealink will pay all fees generally applicable to persons doing business within the City. Pursuant to the Internet Tax Freedom Act, internet services may not be taxed (47 U.S.C. §151). RCW 35.21.860 precludes cities from imposing license fees for any "telephone business" as defined in RCW 82.16.010 or "service provider" as defined in RCW 35.99.010, except for administrative expenses or any tax authorized by RCW 35.21.865.

Like previous City telecommunications license agreements, the proposed term of the Sealink license agreements is five years from the date of execution.





City of Lacey
License / Franchise
Application
For Location of
Telecommunications
Facilities within City Right-of-Way

City of Lacey
420 College St SE
Lacey, WA 98503
Ph: 360-491-3214 | **Fax:** 360-412-3185

IMPORTANT: PURSUANT TO CITY OF LACEY RESOLUTION NO. 812, THIS APPLICATION CANNOT BE SUBMITTED UNLESS ACCOMPANIED BY A FRANCHISE APPLICATION FEE OF:

1. TELECOMMUNICATION LICENSE - \$1,000
2. NEW TELECOMMUNICATIONS FRANCHISE - \$3,000
3. RENEWAL OF EXISTING TELECOMMUNICATIONS FRANCHISE - \$1,500

FEES ARE USED TO COVER ACTUAL ADMINISTRATIVE EXPENSE INCURRED BY THE CITY (INCLUDING TO STAFF AND ATTORNEY/CONSULTANT RELATED TIME) AND FEES ASSOCIATED WITH THE REVIEW OF THIS LICENSE/FRANCHISE APPLICATION AND ASSOCIATED LICENSE/FRANCHISE NEGOTIATIONS.

Applicants may attach additional pages to further explain the answers below. If you have any questions related to filling out this License/Franchise Application, please contact the City of Lacey City Manager's Department.

GENERAL INFORMATION			
1.	Name of Applicant Telecommunications Carrier:		
2.	Address:		
3.	City:	State:	Zip Code:
	Telephone:		
4.	Has the Applicant obtained a City business license? Yes No City of Lacey Business license: _____ PLEASE NOTE: All telecommunication carriers and service providers engaged in the business of transmitting, supplying or furnishing telecommunications service of any kind originating, traversing, or terminating in the City of Lacey shall apply for and obtain a Business License from the City pursuant to Chapter 5 of the Lacey Municipal Code.		

5.	Name of Person Filing this Application: Title: Company:		
6.	Address:		
7.	City:	State:	Zip Code:
	Telephone:		
8.	Are you serving as agent for the above-named telecommunications carrier? Yes No If yes, please attach proof of agency.		
PROPERTY AND FACILITY INFORMATION:			
9.	Is this an application for: (i) Telecommunications License? Yes No (LMC 5.60.020) - "License" is an agreement with any telecommunications carrier who desires to construct, install, operate, maintain or otherwise locate telecommunications facilities in rights of way and to also provide telecommunications services exclusively to persons and areas outside the city.) (ii) New franchise? Yes No (LMC 5.65.020) - "Telecommunications franchise" or master permit is required with any telecommunications carrier who desires to construct, install, operate, maintain or otherwise locate facilities in rights of way and to also provide telecommunications to persons or areas in the city.) (iii) Renewal of existing franchise? Yes No (iv) Transfer of a franchise? Yes No If yes, identify the current franchisee:		
10.	If you are renewing/amending an existing franchise, has your franchise otherwise expired? Yes No If not, what is the expiration date of your current franchise?		

11.	Describe any other telecommunication service the applicant currently provides within the city.
12.	Describe the telecommunications facilities and/or other equipment proposed to be located within subject right-of-way. The application is for a franchise that is (select the option that applies): City-wide Specific area(s) or route(s). For this option provide: 1. Provide an estimated construction schedule and completion date: 2. Attach preliminary engineering plans, route map, and sufficient explanation to identify where facilities are proposed to be located within the City.
13.	This application proposes to install infrastructure (mark all that apply): Underground in existing conduits Underground in new conduits Overhead On street level For each of the above, evidence must be provided by the applicant that sufficient surplus capacity exists, including underground utilities in place in proposed route, height of lines if overhead, the amount of surplus capacity remaining after installation of the applicant's facilities, and evidence of ownership or right to use of facilities, see 23.vii. NOTE: For permits, the following information will be required (this list may not be comprehensive): overhead and underground electric, cable, telecommunications, natural gas, water, sewer, storm facilities, location(s), if any, for interconnection with facilities of other telecommunication providers; specific trees, structures, and obstructions that the applicant proposes to temporarily or permanently remove or relocate.

14.	Indicate what registrations, licenses, certificates, and authorizations are required from the Federal Communications Commission, the Washington Utilities and Transportation Commission and any other federal or state agency with jurisdiction over the proposed activities. Have all such licenses, certificates and authorizations been obtained? Provide copies of registration filed with and issued by the Washington Utilities and Transportation Commission pursuant to WAC 480-121 and any approved tariff or price list and permit, operating license or other right or approvals issued by the Federal Communications Commission to provide telecommunications services.		
15.	Describe in detail the services you expect to provide within/outside of the City, including whether the provision of services will be to commercial and/or residential customers.		
16.	Provide a summary of all utility taxes the proposed activities, facilities, and other equipment will be subject to. In doing so, provide an estimate of income/revenues that can be used to calculate estimated future utility taxes. Should applicant believe it is not subject to any utility taxes, provide the basis for such belief.		
17.	Explain whether the Internet Tax Freedom Act does or does not apply to the services being provided.		
<i>The City of Lacey reserves the right to ask additional questions on a case-by-case basis.</i>			
Certification I certify that the information and any attachment herewith submitted are true and correct to the best of my knowledge and that I have the authority to file this application and act on behalf of the above-named telecommunications provider or carrier.			
18.	Signature <i>Steve LeVeck</i>	Please Print Name	Date
19.	SUBMIT TO: City Manager's Office ATTN: Assistant City Manager City of Lacey 420 College St SE Lacey, WA 98503 Ph: 360-491-3214 Fax: 360-412-3185		

ALSO SUBMIT WITH THIS COMPLETED APPLICATION FORM:

- 20.**
- i. Evidence of registration in the one-number locator service, as described in RCW Chapter 19.122.
 - ii. Proof of agency, if necessary (as indicated above).
 - iii. If you are a new franchisee or if you are requesting a franchise transfer provide a copy of the Utilities and Transportation Commission Registration and Competitive Classification of Telecommunications Companies form, if you are registered with the Utilities and Transportation Commission and any approved tariff or price list or permit, operating license or other right or approvals issued by the Federal Communications Commission to provide telecommunication services.
 - iv. If you are a current franchisee or if you are requesting a franchise transfer provide the most recent income statement or report of gross revenues used for calculating utility taxes paid to the City. This report should contain detailed information as to how you calculated the utility taxes owed to the City.
 - v. For franchises for specific area(s) or route(s) - Attach preliminary engineering plans, route map, and sufficient explanation to identify where facilities are proposed to be located within the City.
 - vi. Evidence of ownership or right to use of facilities.
 - vii. If lines are to be installed in existing conduits, new conduits, or overhead, provide evidence that sufficient surplus capacity exists, including underground utilities in place in proposed route, height of lines if overhead, the amount of surplus capacity remaining after installation of the applicant's facilities, and evidence of ownership or right to use of facilities.

CITY REVIEW

21. Received By:

22. Application fee received (amount):

23.

Signature

Date

24. Reviewed by (initial):

PW:

CD:

C/A:

FI:

CM:

25. Date Approved:

26.

Signature

Date



STATE OF
WASHINGTON

Profit Corporation

SEALINK NETWORKS, INC.
136 MISTY MARIE LN
KETCHIKAN AK 99901-9056

UNEMPLOYMENT INSURANCE - ACTIVE
TAX REGISTRATION - ACTIVE

BUSINESS LICENSE

Issue Date: May 15, 2026
Unified Business ID #: 605560385
Business ID #: 001
Location: 0001
Expires: Apr 30, 2027

INDUSTRIAL INSURANCE - ACTIVE

CITY/COUNTY ENDORSEMENTS:

LACEY GENERAL BUSINESS - NON-RESIDENT #222796 (EXPIRES 05/31/2027) - ACTIVE
OLYMPIA GENERAL BUSINESS - NON-RESIDENT #60348 - ACTIVE
TUMWATER GENERAL BUSINESS - NON-RESIDENT #F-003046 - ACTIVE
NAPAVINE GENERAL BUSINESS - NON-RESIDENT (EXPIRES 05/31/2027) - ACTIVE
WESTPORT GENERAL BUSINESS - NON-RESIDENT #000248N - ACTIVE
COSMOPOLIS GENERAL BUSINESS - NON-RESIDENT (EXPIRES 05/31/2027) - ACTIVE

LICENSING RESTRICTIONS:

Not licensed to hire minors without a Minor Work Permit.

This document lists the registrations, endorsements, and licenses authorized for the business named above. By accepting this document, the licensee certifies the information on the application was complete, true, and accurate to the best of his or her knowledge, and that business will be conducted in compliance with all applicable Washington state, county, and city regulations.

John Ryser

Director, Department of Revenue

UBI: 605560385 001 0001

SEALINK NETWORKS, INC.
136 MISTY MARIE LN
KETCHIKAN AK 99901-9056

STATE OF WASHINGTON

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UNEMPLOYMENT INSURANCE -
ACTIVE
INDUSTRIAL INSURANCE - ACTIVE
TAX REGISTRATION - ACTIVE
LACEY GENERAL BUSINESS -
NON-RESIDENT #222796 (EXPIRES
05/31/2027) - ACTIVE
OLYMPIA GENERAL BUSINESS -
NON-RESIDENT #60348 - ACTIVE
TUMWATER GENERAL BUSINESS -
NON-RESIDENT #F-003046 - ACTIVE
NAPAVINE GENERAL BUSINESS -
NON-RESIDENT (EXPIRES
05/31/2027) - ACTIVE
WESTPORT GENERAL BUSINESS

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Expires: Apr 30, 2027



REGISTRATION
OF
Sealink Networks Inc.
AS A COMPETITIVE
TELECOMMUNICATIONS COMPANY

Docket Number UT-250635

August 28, 2025
Effective Date

Jeff Killip
Executive Director and Secretary

CERTIFICATE IS NOT TRANSFERABLE



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

621 Woodland Square Loop S.E. • Lacey, Washington 98503
P.O. Box 47250 • Olympia, Washington 98504-7250
(360) 664-1160 • TTY 1-800-833-6384 or 711

August 28, 2025

Sealink Networks Inc.
Attn: William Marks, President and CEO
136 Mist Marie Lane
Ketchikan, AK 99901

Dear William Marks,

Effective August 28, 2025, the Utilities and Transportation Commission grants Sealink Networks Inc. registration in Docket UT-250635 as a competitive telecommunications company. Enclosed is a certificate providing evidence that Sealink Networks Inc. is authorized to provide telecommunication services in the state of Washington. As a registered telecommunications company, Sealink Networks Inc. must comply with the statutes and rules governing telecommunications companies including RCW Title 80, WAC 480-80, WAC 480-120, and WAC 480-121. WAC 480-121-063 identifies regulatory requirements that are waived for competitively classified telecommunication companies.

In accordance with WAC 480-120-382, Sealink Networks Inc. must submit to the Commission an annual report form and pay regulatory fees no later than May 1 of each year.

Sincerely,

Jeff Killip
Executive Director and Secretary

NOTICE TO PARTIES: This is an order delegated to the Secretary for decision. In addition to serving you a copy of the decision, the Commission will post on its Internet Web site for at least 14 days a listing of all matters delegated to the Secretary for decision. You may seek Commission review of this decision. You must file a request for Commission review of this order no later than fourteen (14) days after the date the decision is posted on the Commission's Web site. The Commission will schedule your request for review for consideration at a regularly scheduled open meeting. The Commission will notify you of the time and place of the open meeting at which the Commission will review the order.

The Commission will grant a late-filed request for review only on a showing of good cause, including a satisfactory explanation of why the person did not timely file the request. A form for late-filed requests is available on the Commission's Web site.

This notice and review process is pursuant to the provisions of RCW 80.01.030 and WAC 480-07-904(1)(k).

**ARTICLES OF INCORPORATION
OF
SEALINK NETWORKS, INC.**

ARTICLE I

The name of this corporation is SEALink Networks, Inc. (the "Corporation").

ARTICLE II

The purpose of this corporation is to engage in any and all business, the conduct of which is not forbidden to corporations by the Constitution, statutes, or common law of the State of Washington, including but not limited to, the Washington Business Corporation Act, Title 23B of the Revised Code of Washington, now or hereafter in force.

ARTICLE III

The address of the registered office of the Corporation is MC-CSC1 300 Deschutes Way SW, Suite 208, Tumwater, WA 98501, and the name of the registered agent at such address is Corporation Service Company.

ARTICLE IV

The total number of shares of stock that the corporation shall have authority to issue is ten million (10,000,000) consisting of ten million (10,000,000) shares of Common Stock, no par value per share.

ARTICLE V

The name and address of the incorporator are as follows:

Van Katzman
c/o Ascent Law Partners, LLP
1191 2nd Avenue, Suite 1800
Seattle, WA 98101-2996.

ARTICLE VI

The Corporation is to have perpetual existence.

ARTICLE VII

Elections of directors need not be by written ballot unless the Bylaws of the Corporation shall so provide.

ARTICLE VIII

Unless otherwise set forth herein, the number of directors that constitute the Board of Directors of the Corporation shall be fixed by, or in the manner provided in, the Bylaws of the Corporation.

ARTICLE IX

No statutory preemptive rights shall exist with respect to shares of stock or securities convertible into shares of stock of the Corporation.

ARTICLE X

The right to cumulate votes in the election of directors shall not exist with respect to shares of stock of the Corporation.

ARTICLE XI

In furtherance and not in limitation of the powers conferred by statute, the Board of Directors of the Corporation is expressly authorized to adopt, amend or repeal the Bylaws of the Corporation.

ARTICLE XII

To the fullest extent permitted by the Washington Business Corporation Act now or hereafter in force, no director of the Corporation shall be personally liable to the Corporation or its shareholders for monetary damages for his or her conduct as a director, which conduct takes place on or after the date this Article becomes effective, except for (i) acts or omissions that involve intentional misconduct or a knowing violation of law by the director, (ii) conduct violating RCW 23B.08.310, or (iii) any transaction from which the director will personally receive a benefit in money, property or services to which the director is not legally entitled. If, after this Article becomes effective, the Washington Business Corporation Act is amended to authorize corporate action further eliminating or limiting the personal liability of directors, then the liability of a director of the Corporation shall be deemed eliminated or limited to the fullest extent permitted by the Washington Business Corporation Act, as so amended. Any amendment to or repeal of this Article shall not adversely affect any right or protection of a director of the Corporation for or with respect to any acts or omissions of such director occurring prior to such amendment or repeal. This provision shall not eliminate or limit the liability of a director for any act or omission occurring prior to the date this Article becomes effective.

ARTICLE XIII

The capitalized terms in this Article XIII shall have the meanings set forth in RCW 23B.08.500.

A. INDEMNIFICATION

The Corporation shall indemnify and hold harmless each individual who is or was serving as a director or officer of the Corporation or who, while serving as a director or officer of the Corporation, is or was serving at the request of the Corporation as a director, officer, partner, trustee, employee, or agent of another foreign or domestic corporation, partnership, joint venture, trust, employee benefit plan, or other enterprise, against any and all Liability incurred with respect to any Proceeding to which the individual is or is threatened to be made a Party because of such service, and shall make advances of reasonable Expenses with respect to such Proceeding, to the fullest extent permitted by law, without regard to the limitations in RCW 23B.08.510 through 23B.08.550 and RCW 23B.08.560(2); provided that no such indemnity shall indemnify any director or officer from or on account of (a) acts or omissions of the director or officer finally adjudged to be intentional misconduct or a knowing violation of law; (b) conduct of the director or officer finally adjudged to be in violation of RCW 23B.08.310; (c) any transaction with respect to which it was finally adjudged that such director or officer personally received a benefit in money, property, or services to which the director or officer was not legally entitled; or (d) if the Corporation is otherwise prohibited by applicable law from paying such indemnification, except that if RCW 23B.08.560 or any successor provision of the Washington Business Corporation Act is hereafter amended, the restrictions on indemnification set forth in this Article XIII shall be as set forth in such amended statutory provision.

B. INSURANCE

The Corporation may purchase and maintain insurance on behalf of an individual who is or was a director, officer, employee, or agent of the Corporation or, who, while a director, officer, employee, or agent of the Corporation, is or was serving at the request of the Corporation as a director, officer, partner, trustee, employee, or agent of another foreign or domestic corporation, partnership, joint venture, trust, employee benefit plan, or other enterprise against Liability asserted against or incurred by the individual in that capacity or arising from the individual's status as a director, officer, partner, trustee, employee, or agent, whether or not the Corporation would have power to indemnify the individual against such Liability under RCW 23B.08.510 or 23B.08.520.

C. FURTHER INDEMNIFICATION

If, after the effective date of this Article XIII, the Washington Business Corporation Act is amended to authorize further indemnification of directors or officers, then directors and officers of the Corporation shall be indemnified to the fullest extent permitted by the Washington Business Corporation Act.

D. NON-EXCLUSIVITY OF RIGHTS

To the extent permitted by law, the rights to indemnification and advancement of reasonable Expenses conferred in this Article XIII shall not be exclusive of any other right which any individual may have or hereafter acquire under any statute, provision of the Bylaws of the Corporation, agreement, vote of shareholders or disinterested directors, or otherwise. The right to indemnification conferred in this Article XIII shall be a contract right upon which each director or officer shall be presumed to have relied in determining to serve or to continue to serve as such. Any amendment to or repeal of this Article XIII shall not adversely affect any right or protection

of a director or officer of the Corporation for or with respect to any acts or omissions of such director or officer occurring prior to such amendment or repeal.

E. SEVERABILITY

If any provision of this Article XIII or any application thereof shall be invalid, unenforceable, or contrary to applicable law, the remainder of this Article XIII, and the application of such provisions to individuals or circumstances other than those as to which it is held invalid, unenforceable, or contrary to applicable law, shall not be affected thereby.

ARTICLE XIV

The Corporation reserves the right to amend or repeal any of the provisions contained in these Articles of Incorporation in any manner now or hereafter permitted by the Washington Business Corporation Act or by these Articles of Incorporation, and the rights of the shareholders of the Corporation are granted subject to this reservation.

ARTICLE XV

Any contract or transaction between the Corporation and one or more of its directors, or between the Corporation and any corporation, firm, association, or other entity of which one or more of its directors are shareholders, members, directors, officers, or employees or in which they are interested, shall be valid for all purposes, notwithstanding the presence of such director or directors at the meeting of the Board of Directors which acts upon or in reference to such contract or transaction and notwithstanding his or their participation in such action, by voting or otherwise even through his or their presence or vote, or both, might have been necessary to obligate the Corporation upon such contract or transaction; *provided, however*, that the transaction is fair to the Corporation at the time it is authorized, approved, or ratified.

ARTICLE XVI

Unless these Articles of Incorporation expressly provide for a greater voting requirement for any voting group of shareholders, any action which would otherwise require the approval of two-thirds (2/3rds) of all votes entitled to be cast, including without limitation, the amendment of these Articles of Incorporation, the approval of a plan of merger or share exchange, the sale, lease, exchange or other disposition of all, or substantially all of the Corporation's property otherwise than in the usual and regular course of business, and the dissolution of the Corporation, shall be authorized if approved by each voting group entitled to vote thereon by a simple majority of all votes entitled to be cast by that voting group.

ARTICLE XVII

Corporate action may be taken by shareholders without a meeting by less than unanimous approval of all shareholders entitled to vote on or approve the corporate action, to the extent permitted by and in accordance with RCW 23B.07.040 (or any successor statute of the Washington Business Corporation Act). No period of advance notice is required to be provided to nonconsenting shareholders prior to the effectiveness of the less than unanimous shareholder approval, except as may be required by the Washington Business Corporation Act.

Dated: June 5, 2024

DocuSigned by:
Van Katzman
6D86022AB4AE45A...

Van Katzman, Incorporator

(6) REGISTERED AGENT:

A **Registered Agent** is an agent of a business which is authorized to receive service of any process, notices, or demands required or permitted by law to be served on the business including hand delivered service of process.

All businesses must have a Registered Agent in Washington State per RCW 23.95.415

Provide the name of the *Commercial Registered Agent* **OR** *Non-Commercial Registered Agent*. The appointed agent must sign the **Consent to Serve** statement below.

COMMERCIAL REGISTERED AGENT

A *Commercial Registered Agent* is a business or individual that is registered specifically as a Commercial Agent with the Office of the Secretary of State to receive legal documents on behalf of a corporation. A Commercial Registered Agent address has been registered with this office in advance and does not need to provide it with this submission.

If applicable, provide the name of the Commercial Registered Agent: Corporation Service Company

NON-COMMERCIAL REGISTERED AGENT

A *Non-Commercial Registered Agent* is a person, business, or office or position title appointed to serve as the registered agent for a business. A street address located in Washington State and an email address are required; a phone number and separate Washington State mailing address are optional.

..... *If multiple types are listed the first type will be entered by this office*

- **Type 1:** If an **individual** is serving as the Registered Agent, only provide the individual's first and last name below.
- **Type 2:** If a **business** is serving as the Registered Agent, only provide the name of the business below.
- **Type 3:** If an **office** or **position** within the business is serving as the Registered Agent, only provide the position title such as President, Secretary, Treasurer, or Member below.

Registered Agent: _____

Phone: (optional) _____

Email: _____

Street Address: (required)
Must be a physical address; No PO Box or PMB

Country: United States State: Washington

Address : _____

Zip: _____ City: _____

Mailing Address (optional)

☐ Check if mailing address is the same as street address

Country: United States State: Washington

Address : _____

Zip: _____ City: _____

CONSENT TO SERVE AS REGISTERED AGENT - REQUIRED FOR ALL TYPES

I hereby consent to serve as Registered Agent in the State of Washington for the named business. I understand it will be my responsibility to accept service of process, notices, and demands on behalf of the business; to forward mail to the business; and to immediately notify the Office of the Secretary of State if I resign or change the Registered Office Address.

Christina Hammock
Signature of Registered Agent

Christina Hammock Assistant Secretary
Printed Name/Title

06/07/2024
Date



STAFF REPORT

Council Worksession
September 8, 2026

Subject: 2027 Revenue and Expenditure Estimates
To: Lacey City Council
Prepared by: Troy Woo, Finance Director
Department Director: Troy Woo, Finance Director *TW*
Reviewed By: Troy Woo, Finance Director
Final Review: Rick Walk, City Manager *RW*

Purpose: Briefing

Recommendation: Review only.

Brief: Staff will provide a briefing to the City Council on the preliminary 2027 revenue and expenditure estimates. RCW 35A.33.135 requires that Council receive current revenue estimates from all sources, together with the preliminary budget estimates prepared under RCW 35A.33.050, no later than the first Monday in October, and that Council consider the City's total anticipated revenue requirements for the following year before determining by ordinance the amount to be raised by ad valorem property taxes.

Alternatives:

1. No action requested.

Prior Review:

Select a Meeting Type – Date

Fiscal Impact:

Budgeted Item: No

Amount:

Attachments:

Policy or Legal Alignment:

RCW 35A.33.135

Background:

Staff will provide a briefing on the preliminary 2027 revenues and expenditures. This is the first formal step in the 2027 budget process and is intended to give Council a current and comprehensive picture of the City's anticipated revenue requirements before any decisions are made regarding the 2027 property tax levy.

The presentation will include preliminary revenue and expenditure estimates:

- 2027 revenue estimates by fund and department, including taxes and charges for services.
- 2027 expenditure estimates by fund and department, including personnel, contractual services, and operating requests.
- Detailed 2027 General Fund tax revenue estimates.

RCW 35A.33.135 requires that, no later than the first Monday in October, the City's chief administrative officer provides the City Council with current information on estimated revenues from all sources, together with the preliminary budget estimates prepared under RCW 35A.33.050. The City Council and staff must then consider the City's total anticipated financial obligations for the next fiscal year before the Council determines and fixes the amount to be raised by ad valorem property taxes.

No action is requested at this meeting. The information presented will serve as the basis for City Council's future levy decision, including the public hearing on revenue sources and the levy ordinance required by RCW 84.55.120.