

**KING COUNTY WATER DISTRICT NO. 90  
KING COUNTY, WASHINGTON**

**RESOLUTION NO. 1081**

**A RESOLUTION** of the Board of Commissioners of King County Water District No. 90, King County, Washington, authorizing contract with Backflow Solutions, Inc and approving charges for backflow testing reports.

**WHEREAS**, King County Water District No. 90 ("District") has instituted cross-connection policies and procedures ("Program") to help ensure the quality and safety of the District's water system;

**WHEREAS**, pursuant to RCW 70.119 et. al and Washington Administrative Code 246-292 et. al., the District is required to verify that backflow assembly devices are routinely tested by certified testers and to keep record of such testing;

**WHEREAS**, the time and effort of District staff to manage the Program has been significant, and is a cost that is in part paid by District customers that do not have backflow prevention devices;

**WHEREAS**, District staff investigated alternative methods of sending reminders to customers to perform testing, and alternative data collection options;

**WHEREAS**, After investigating different programs and discussions with other districts, District staff determined that Backflow Solutions, Inc., offers services that will be beneficial to the District, and ultimately District customers, in providing a digital platform for certified testers to upload test results after appropriate testing is complete;

**WHEREAS**, the cost is modest for the District and certified testers to utilize the backflow reporting system provided by Backflow Solutions, Inc., and will be less expensive than utilizing the time and effort of District staff, District staff recommend entering into an agreement with Backflow Solutions, Inc., for such services;

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**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of King County Water District No. 90, King County, Washington, as follows:

**SECTION 1:** Darcey Peterson, General Manager of the District, is authorized to sign a Subscription Agreement with Backflow Solutions, Inc.

**SECTION 2:** The charge of \$14.95 per report to be paid by certified testers to Backflow Solutions, Inc., for reporting test results is a fair and reasonable charge to be paid directly to Backflow Solutions, Inc., by the certified testers. The District will direct certified testers to utilize the online platform provided by Backflow Solutions, Inc. However, in the event the District ever elects to obtain test results from certified testers, the District will collect a Backflow Testing Report fee of \$14.95 to be retained by the District as a fair charge for the time and effort incurred by the District to accept and maintain such reports. The District need not accept backflow testing reports directly from any certified tester. This charge shall be effective as of September 1, 2020.

**Severability.** If any Section, sentence, clause or part of the Resolution is for any reason determined invalid, such determination shall not affect the remaining portions of the Resolution. The Board of Commissioners hereby declares that it would have passed this Resolution and each Section, sentence, clause and part thereof despite the fact that one or more Sections, sentences, clauses and parts thereof be declared invalid.

**ADOPTED** by the Board of Commissioners of King County Water District No. 90, King County, Washington, at a regular open public meeting thereof on the 16th day of June, 2020.

  
Byron Murgatroyd, President 6/17/20

  
Pete Eberle, Vice-President 6/16/2020

  
Sam Amira, Secretary 6/16/2020

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