



CONTRACT FACE SHEET

Document Type: [ ] Claim [X] Interlocal Agmt [ ] Collective Bargaining Agmt [ ] Latecomer Agreement [ ] Connection Charge Agmt [ ] Lease [ ] Contract [ ] MOU [ ] Franchise Agreement [ ] ROW Use Agmt [ ] Grant Agmt [ ] Settlement Agmt

Relationship to Original: [ ] Amendment [ ] MOU [X] Cancellation [X] New [ ] Change Order [ ] Release [ ] Correspondence [ ] Renewal [ ] Initial [ ] Retainage [ ] Lien [ ] Working

\*Vendor Name: WSDOT

\*JDE PO Number: /

\*Original's Effective Date: 02.27.2009

\*Amendment's Effective Date: /

\*Termination Date: 12.31.2009

\*Clerk's Receiving Number: 45137 (City Clerk's Office will enter)

Original's Receiving Number: /

Bid/RFP/RFQ/ITQ Number: /

Ordinance Number: /

Resolution Number: /

CIP Number: /

Project Description: mutual Termination of GM-575 and Permit 9-707: maintenance of NE 12th St Bridge

KC Recording Number: /

Vendor or Parcel Number: /

File Location: 09-681

• Denotes Mandatory Fields. If referring to Retainage, please indicate the Termination Date same as the Contract Termination Date.

DEPT: TR

Face Sheet Date 10-20-2009 JDE N/A

Scan/Index Date 10-20-2009 MT J ECM



**Washington State  
Department of Transportation**  
**Paula J. Hammond, P.E.**  
Secretary of Transportation

CR# 45137 DATE 10-20-09 LOC 09-681

**Northwest Region**  
15700 Dayton Avenue North  
P.O. Box 330310  
Seattle, WA 98133-9710

206-440-4000  
TTY: 1-800-833-6388  
[www.wsdot.wa.gov](http://www.wsdot.wa.gov)

February 27, 2009

The Honorable Grant Degginger  
Mayor of Bellevue  
Bellevue City Hall  
450 110th Avenue NE  
Bellevue, Washington 90012

Re: Termination of GM-575 NE 12<sup>th</sup> St. Overcrossing

Dear Mayor Degginger,

Washington State granted the City of Bellevue entry on the State's right-of-way to construct a bridge crossing I-405 at NE 12<sup>th</sup> Street under Permit No. 7-707. On April 13, 1971 the City and the State entered into an agreement, GM-575, for maintenance of the NE 12<sup>th</sup> Street Bridge.

As part of the I-405/NE 8<sup>th</sup> Street to SR 520 Braided Ramps Project, Washington State Department of Transportation (WSDOT) is widening and improving I-405 and will demolish and reconstruct the NE 12<sup>th</sup> Street Bridge. The maintenance of the new NE 12<sup>th</sup> Street Bridge will be conducted in accordance with "City Streets as Part of State Highways" guidelines.

The purpose of this letter is for the City of Bellevue and WSDOT to mutually terminate GM-575 for NE 12<sup>th</sup> Street Overcrossing. The termination will take effect when Notice to Proceed is issued to the successful design-build contractor for this project.

If you have any questions, please contact me at 206-440-4656 or [McCormD@wsdot.wa.gov](mailto:McCormD@wsdot.wa.gov). Thank you for your assistance.

Sincerely,

David McCormick  
ARA Maintenance, Northwest Region  
Washington State Department of Transportation

cc: Kim Henry, WSDOT I-405 Project Director  
Denise Cieri, WSDOT I-405 Deputy Project Director  
Robert Kutrich, WSDOT Urban Corridors Local Agency Agreements Manager  
Susan Hoffman, WSDOT I-405 Project, Local Agency Agreements



**Washington State  
Department of Transportation**  
Paula J. Hammond, P.E.  
Secretary of Transportation

**Urban Corridors**  
I-405 Projects  
600 108th Avenue NE, Suite 405  
Bellevue, WA 98004  
425-456-8500  
Fax 425-456-8600  
TTY: 1-800-833-6388  
www.wsdot.wa.gov

March 2, 2009

MAR \_ 5 2009

**CITY COUNCIL**

The Honorable Grant Degginger  
Mayor of Bellevue  
Bellevue City Hall  
450 110<sup>th</sup> Avenue NE  
Bellevue, Washington 90012

**RE: Termination of Permit 7-707 NE 12 St Bridge, dated June 1, 1972**

Dear Mayor Degginger:

The City of Bellevue and the Washington State Department of Transportation (WSDOT) have worked in partnership to fund and build improvements in the Downtown Bellevue area along I-405 and SR-520. As you know, WSDOT is widening and improving I-405 through Bellevue as part of the I-405/NE 8<sup>th</sup> St to SR 520 Braided Ramps project. As a part of this project, the NE 12<sup>th</sup> Street overcrossing bridge will be replaced. This letter is being sent to outline why WSDOT will not require funding from the City to reconstruct the NE 12st Street Overcrossing as required by the original permit's general provisions.

In 1972, a permit was issued to the City of Bellevue to construct, operate, and maintain the existing four lane box girder type structure, known as the Northeast 12<sup>th</sup> Street Overcrossing. The structure, crossing the WSDOT I-405 right-of-way at approximate Highway Engineer's Station 354+07 and included accommodations for utilities. However, the permit also noted that if it was determined a change in the location or removal was needed that the change would be at the sole expense of the permit holder, the City of Bellevue.

The City of Bellevue has included the I-405/NE 8<sup>th</sup> St to SR-520 Braided Ramps project in its Downtown Implementation Plan (DIP), Transportation Improvement Plan (TIP), Transportation Facilities Plan (TFP), and Bel-Red Corridor Environmental Impact Statement (EIS); WSDOT has included the project in the I-405 Master Plan. Further, WSDOT has secured TPA and other necessary funding for this work. Although the City of Bellevue is not financially contributing to the cost of this particular I-405 project, the City has brought forward funding for other projects in the downtown area which are also included in the I-405 Master Plan, such as the I-405/NE 10<sup>th</sup> St Bridge Crossing project.

In addition, requiring a local jurisdiction to fund a crossing over the interstate would be unusual. If we did require the City of Bellevue to fund this work, we recognize that it is highly unlikely that the City would be able to bring forth the monies in a timely manner

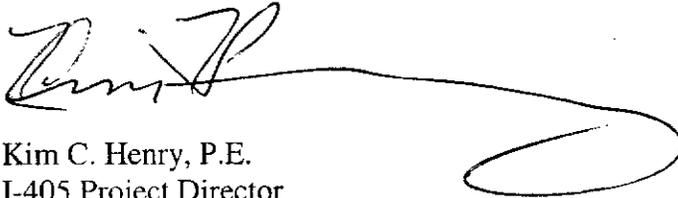
Mayor Degginger  
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to allow the project to move forward as scheduled. Further, there is a benefit to the WSDOT in funding the crossing. If the bridge was not rebuilt, the impact to other crossings in the downtown area would negatively affect operations of I-405 and its associated on and off ramps. The NE 12<sup>th</sup> Street overcrossing draws traffic which is not accessing the interstate away from other nearby interchanges such as the highly congested NE 8<sup>th</sup> Street.

Therefore, for the reasons outlined above, it is a prudent business decision for WSDOT to notify the City of Bellevue of our intent to terminate Permit 7-707 which, as noted above, requires the City of Bellevue to fund any needed changes to the NE 12<sup>th</sup> Street crossing. Termination shall take effect when the Notice to Proceed is issued to the successful design-build contractor for this project.

If you should have any questions, please call Denise Cieri at 425-456-8509 or email at [cierid@wsdot.wa.gov](mailto:cierid@wsdot.wa.gov) Thank you for your assistance.

Sincerely,



Kim C. Henry, P.E.  
I-405 Project Director

cc: Bob Briggs, WSDOT Urban Corridors Utilities  
Don Wills, WSDOT Northwest Region Utilities