



*INTRLOC\_00*      *WSDOT*

File Location

Vendor Name

**Document Type:**      Interlocal                      Amendment

**Vendor Name:**      WSDOT

**PO# Location:**      INTRLOC-001

**Effect Date:**      1/17/2012

**Term Date:**      12/31/2014

**CR#:**      48489

**Related CR#:**      46719

**Ordinance:**      \_\_\_\_\_

**Resolution:**      8359

**Leg Date:**      1/17/2012

**Vendor #:**      219128

**Description:**      AMD#1 2010-2014 UTILITY CONSTRUCTION AGREEMENT  
UT01490 SR 520 MEDINA TO SR 202 PO 1050411-001 X-REF 46719

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**WSDOT**  
12/31/2014

**INTRLOC\_00**  
INTERLOCAL AGREEMENTS  
12/31/2009  
500176854

**Notes:**

**ORIGINAL**

CR# 48489 DATE 2-22-12 INTALOC PO #1050411-001

**UT01490  
UTILITY CONSTRUCTION AGREEMENT  
SR 520: Medina to SR 202, Eastside Transit and HOV  
Work by State – Actual Cost**

**Amendment No. 1**

This Amendment No. 1 (Amendment) modifies Utility Construction Agreement UT01490, (Agreement) dated October 22, 2010, between the Washington State Department of Transportation (State) and the City of Bellevue, a municipal corporation (City), collectively referred to as the "Parties," and individually referred to as the "Party."

WHEREAS, the City and the State desire to amend the Agreement to address costs for additional Utility Work identified during construction of the Project and which the City elects to include in the Scope of Work for the Agreement, and

WHEREAS, Section 4, Changes to Scope of Work, and Section 6, Betterments of the Agreement allows the City to request that additional Utility Work be added to the Scope of Work, and

WHEREAS, the City is responsible for all costs associated with the design or construction of any Category 1 Utility Work or Betterments,

NOW, THEREFORE, pursuant to chapter 47.44 RCW, the above recitals which are incorporated herein as if fully set forth below, and in consideration of the terms, conditions, covenants, and performances contained herein, and incorporated and made a part hereof,

**IT IS MUTUALLY AGREED AS FOLLOWS:**

**A. Scope of Work.**

Exhibit A, Section 4.4, and Exhibit B of the Agreement are hereby modified to include the following additional Utility Work:

- Kinder Care, 10733 Northup Way, Add Sanitary Side Sewer Connection Lump Sum Cost \$ 11,365.81
- 108<sup>th</sup> Ave NE Sanitary Sewer Relocation, Extend Length to Avoid Existing U/G Utilities, Lump Sum Cost \$ 8,750.00
- Fairweather Pump Station Site, Replace Substandard Manhole Riser et al at Manhole S-3, Lump Sum Cost \$ 10,129.67
- Fairweather Pump Station, Replace Water Service, Lump Sum Cost \$ 5,702.00
- Fairweather Pump Station Site, Relocate/Replace PRV and

Vault, Lump Sum Cost	\$ 105,146.86
• 82 <sup>nd</sup> Ave NE, Reactivate Water Main Crossing of SR 520, Lump Sum Cost	\$ 124,927.00
• 82 <sup>nd</sup> Ave NE, Conduct Exploration for Water Main Crossing, Lump Sum Cost	\$ 7,086.00
• 108 <sup>th</sup> Ave NE and Northup Way, Replace 12" Gate Valve With Three 12" Gate Valves and Tee, Lump Sum Cost	\$ 9,223.00
• City of Bellevue identified adjustments and modifications including Fairweather pump station force main bypass system, and miscellaneous vaults and structures. These adjustments and modifications may only be authorized by the City of Bellevue.	<u>\$ 75,000.00</u>
Amendment No. 1 added costs	\$ 357,330.34

**B. Agreement Section 2, Cost Liability and Payment for Category 1 Utilities, Subsection 2.**

Agreement Section 2, Cost Liability and Payment for Category 1 Utilities, subsection 2.1 is hereby modified to increase the estimated amount of One Million, One Hundred Fifty-Four Thousand, Four Hundred Eighty Dollars (\$1,154,480.00) to One Million, Five Hundred Eleven Thousand, Eight Hundred Eleven Dollars (\$1,511,811.00).

It is acknowledged that as part of the added Utility Work to replace the 12" Gate Valve at 108<sup>th</sup> Ave NE and Northup Way, the City will supply, to the State's Design-Builder for use in construction, all materials for a three-way valve cluster with three spools and three long body sleeves for connection. As provided in Exhibit A, Section 2.1, the State requires the Design-Builder to comply with all specifications in the RFP for the Project when protecting, modifying or relocating City Utilities. Chapter 2.25.3 of the RFP specifies that only American-made steel products may be incorporated into the Project. Therefore, the City agrees and shall provide to the State Certificates of Materials Origin for all materials supplied by the City for use in the amended Utility Work to be included in the Project, verifying that the steel complies with the requirements of Chapter 2.25.3 of the RFP, "Buy America."

**C. No Other Changes.**

Except as set forth herein, all other terms, conditions and paragraphs of the Agreement remain unchanged and in full force and effect.

**D. Authority.**

Each individual signing this Amendment to the Agreement warrants that he or she has the legal authority to agree to this Amendment and to bind the Party for which that individual signs.

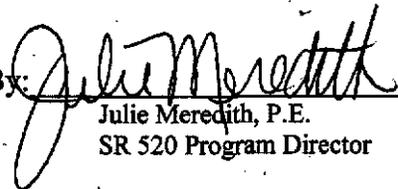
**E. Counterparts.**

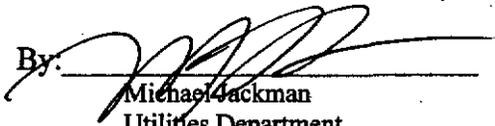
This Amendment may be executed in counterparts, and each set of duly delivered counterparts that includes all signatories shall be deemed to be one original document. In addition, the Parties may sign this Amendment by facsimile and the exchange of facsimile signatures on this Amendment shall be binding on the Parties.

**IN WITNESS WHEREOF**, the Parties hereto have executed this Amendment No. 1 as of the day and year last written below.

**WASHINGTON STATE  
DEPARTMENT OF TRANSPORTATION**

**CITY OF BELLEVUE**

By:   
Julie Meredith, P.E.  
SR 520 Program Director

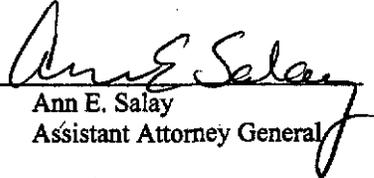
By:   
Michael Jackman  
Utilities Department  
Interim Deputy Director

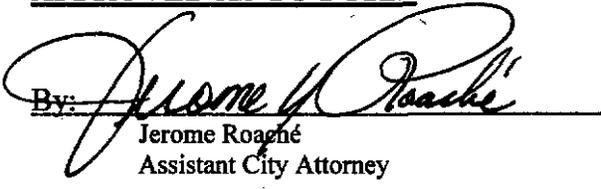
Date: 2/10/12

Date: 1-31-12

**APPROVED AS TO FORM**

**APPROVED AS TO FORM**

By:   
Ann E. Salay  
Assistant Attorney General

By:   
Jerome Roaché  
Assistant City Attorney

Date: 1-13-12

Date: \_\_\_\_\_

PO #1050411-001

CR# 48489 Date: 2-22-12 PO # & Loc: 1050441



City of Bellevue  
Finance Department - Contracting Services  
450 110th Ave. NE. Bellevue, WA 98004

Res 8359

**ORIGINAL**

### Contract Routing Form

#### Current Contract Information:

**Contract Title:**  
UT01490 Utility Construction Agreement SR520  
**Contract Description:**  
WSDOT relocation of City Utilities as part of SR520  
Eastside Transit and HOV Project  
**Total Contract Value:** \$1,511,811.00  
**This Amendment Value:** \$357,331.00

**Department:**  
Utilities City Hall- 567  
**Contract Manager:**  
Rick Logwood  
**Contract Type:**  
Interlocal Agreement (ILA)

**Maximo User:** No

**Contract Form:**  
Vendor contract document  
**Budget Expenditure:**  
Expenditure Contract - Sufficient Funds

#### Vendor Information:

**Is this a new vendor?** No  
**Vendor Name:**  
WSDOT  
**JDE Vendor Number:** 219128  
**Is this vendor an independent contractor?**  
Yes

**Tax ID #:** 916001068  
**COB License #:**  
**UBI #:**  
**Contractor's License #:** na

#### Contract Terms:

**Original Effective Date:** 09/20/2010 **End Date:** 6/27/12 **Subject To:** No Renewal

#### Related Contract Information:

**Is this an amendment/change order/renewal?** Yes  
**Amendment #:** 1 **Original Contract Value:** \$1,154,480.00  
**Amendment Effective Date:** 1/17/2012 **Total value of Previous Change Orders:** 0  
**Original PO #:** 1050441

#### Council Approval:

**Does this contract require council approval?** Yes  
**Council Award Date:** 1/17/2012 **Council Action:** **Legislative #:** 8359  
Resolution

#### Route:

Contracting Services: Chris Kelly  
Information Technology: Not Required  
Legal: Jerome Sanchez  
Insurance Reviewed By: Ch Kelly

**Received**  
**In**  
FEB 1 REC'D  
**Out**  
02/07/12  
**Contracting Services**  
2-8-12 2/9/12

CONTRACT REVIEW CRITERIA

PO #1050411-001

Contract Title: UT01490 Utility Constructio... Vendor Name: WSDOT

Dept. Contracting Services

- a) Does the Contract Routing/Approval Form and Contract have consistent information?
- b) Is the Contract Type and template appropriate for the services performed?
- c) Are the contract values (i.e aggregate values; yearly budget totals, taxable amounts, acct. numbers, etc.) accurate?
- d) Is the JDE vendor name and number accurate?
- e) Does the Contractor have a Bellevue Business License? If not, date Tax Office was notified? \_\_\_\_\_
- f) Do the Contract Start/End Dates comply with current policies (maximum 4 years unless exception noted)?
- g) Is this an amendment or renewal? If so, are the original contract #'s and values indicated? #1
- h) Has the Selection Method been explained in Additional Comments? Are results attached? *see orig*
- i) Is there an ordinance (resolution) motion for this contract? If so, is date and # noted? Is copy attached? # 835A
- j) Does the contractor meet requirements of the Independent Contractor Threshold question?
- k) Is Attachment "A" (Scope of Work and/or Services) attached? *(scope included)*
- l) Is Attachment "B" (Insurance Requirements) attached?
- m) Are any additional riders required? If so, which one's? *see orig. doc.*
- n) Does Insurer have a Best rating of A- or better?
- o) Is the Contractor identified as the insured?
- p) Does the Contractor have Commercial General Liability, Business Auto Liability, Worker's Compensation, and Employer's Liability/Stop Gap and special coverages as required?
- q) Are the policy expiration date(s) on the Certificate of Insurance current?
- r) Does the Contractor have a self-insured retention? Is it above \$50,000?
- s) Is the City listed as the Certificate Holder?
- t) Does the cancellation wording provide the City with 30 days notice?
- u) Is the Certificate signed?
- v) Is the City of Bellevue (& contracting partners) listed as an additional insured on the Certificate of Insurance? Is the additional insured status primary and non-contributory?
- w) Is the contract exempt from paying Prevailing Wages? If not, are current Wage Rates attached in Attachment "C"?
- x) Does the Contractor have an open account with the Washington State Department of Revenue?
- y) Are the Contractor's worker's compensation premiums current?
- z) Does the Vendor have an active Professional/Contractor License with the Washington State Department of Licensing?
- aa) Is the Vendor on the Federal Debarred Suspended List?

*Self insured*

RISK MANAGEMENT:

- Are the Insurance Requirements (Attachment B) appropriate for Scope of Work?
- Does the Contractor's Certificate of Insurance comply with the requirements?
- Are there any Limitations of Liability clauses or other risk transfer language problems that shift risk back to the City?
- Does the Hold Harmless clause include language referencing Title 51 releases?

ORIGINAL

Received  
FEB 1 REC'D  
Contracting Services

PO #1050411 - 001

**Budget Information:**

Line #	Description	GL Date	Account #	Subtotal	Tax	Total
1	CIP Project W-102		477690999-565700- 5891	\$272,085.00	No	\$272,085.00
2	CIP Project S-56		550690999-565700- 5891	\$85,246.00	No	\$85,246.00

**Additional Comments:**

Council authorized the attached Amendment #1 on 1/17/2012, Res 8359

**Received**

FEB 1 REC'D

**Contracting Services**

**ORIGINAL**

JAN 20 2012

as the Contract Termination Date.

Face Sheet

Date: \_\_\_\_\_

Scan Date: \_\_\_\_\_

Index Date: \_\_\_\_\_

01/11/10



**CONTRACT FACE SHEET**

**Document Type:**

- Contract
- MOU
- Interlocal Agreement
- Notice of Acceptance
- Retainage

- Franchise Agreement
- Right of Way Use Agreement
- Lien
- Correspondence
- Collective Bargaining Agreement

**Status:**

- New
- Amendment #1
- Change Order

- Renewal
- Cancellation

**\*Vendor Name:**

WSDOT

**\*JDE PO Number:**

10504 11-001

**\*Effective Date:**

09/20/2010

12/31/2014

**\*Termination Date:**

01/17/2012

**Amendment Effective Date:**

**\*Clerk's Receiving Number:**

48489

**Related Receiving Number:**

646712 46719

**Bid/RFP/RFQ/ITQ Number:**

**Ordinance Number:**

8359 1-17-12

**Resolution Number:**

**CIP Number:**

UT01490 Utility Construction Agreement SR520

**Project Name:**

**Site Name:**

219128

**Vendor Number:**

**File Location:**

\*Denotes mandatory fields. If referring to Retainage, please indicate the Termination Date same

**ORIGINAL**

ORIGINAL

CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 8359

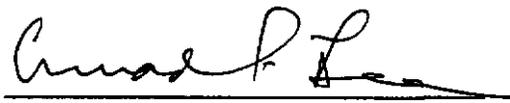
A RESOLUTION 1) authorizing execution of a Supplement to UT01490 - Utility Construction Agreement for the relocation, adjustment, and modification to City utilities within the City's service areas, including the Cities of Medina and Clyde Hill, and the Towns of Hunts Point and Yarrow Point in response to the Washington State Department of Transportation's improvements to the SR 520 corridor and Eastside Transit and HOV Project, and 2) increasing the maximum amount of reimbursement from the City to WSDOT to \$1,511,811.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES RESOLVE AS FOLLOWS:

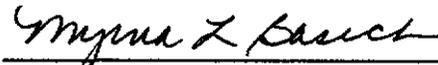
Section 1. The City Manager or his designee is hereby authorized to 1) execute a Supplement to UT01490 - Utility Construction Agreement for the relocation, adjustment, and modification to City Utilities within the City's service areas, including the Cities of Medina and Clyde Hill, and the Towns of Hunts Point and Yarrow Point in response to the Washington State Department of Transportation's improvements to the SR 520 corridor and Eastside Transit and HOV Project and 2) increase the maximum amount of reimbursement from the City to WSDOT to \$1,511,811, a copy of which supplement agreement has been given Clerk's receiving No. 48489.

Passed by the City Council this 17<sup>th</sup> day of January, 2012, and signed in authentication of its passage this 17<sup>th</sup> day of January, 2012.

(SEAL)

  
Conrad Lee, Mayor

Attest:

  
Myrna L. Basich, City Clerk

**CITY COUNCIL AGENDA MEMORANDUM****SUBJECT:**

Resolution No. 8359 authorizing the execution of a Supplement to UT01490 – Utility Construction Agreement for the relocation, adjustment, and modification to City utilities within the City's services areas, including the Cities of Medina and Clyde Hill and the Towns of Hunts Point and Yarrow Point, in response to the Washington State Department of Transportation's improvements to the SR 520 corridor Eastside Transit and HOV Project, and increasing the maximum reimbursement to a maximum of \$1,511,811.

**FISCAL IMPACT:**

UT01490, a Utility Construction Agreement with WSDOT authorized by Council, provides for the relocation, adjustment, and modification of City utilities located within the City's service area and WSDOT rights-of-way, and the reimbursement to WSDOT for the cost incurred. This Supplement to the original Agreement will increase the estimated costs for reimbursement to WSDOT from the City by \$357,331 to a revised maximum amount of \$1,511,811.

This agreement is fully funded by the Utilities Department's 2011-2017 Capital Investment Program (CIP) Plan per the table below.

CIP Plan No.	Project Title	Original Agreement	Amendment to Agreement	Total Agreement
W-102	Relocate Water WSDOT 520 Expansion	\$453,490	\$272,085	\$725,575
S-56	Relocate Sewer WSDOT 520 Expansion	700,990	85,246	786,236
	<b>Total</b>	<b>\$1,154,480</b>	<b>\$357,331</b>	<b>\$1,511,811</b>

This Supplement reflects an increase in costs for the relocation, modification, and adjustment of City utilities, which could not be fully determined in advance of the Design-Build project currently proceeding with final engineering and construction.

**STAFF CONTACT:**

David Berg, Director, 452-6468  
 Ron Kessack, Interim Assistant Director, 452-4631  
 Rick Logwood, Capital Projects Manager, 452-6858  
*Transportation Department*

Michael Jackman, Interim Deputy Director, 452-6012  
 Regan Sidie, Design Services Manager, 452-6857  
*Utilities Department*

**POLICY CONSIDERATION:**

Engrossed Substitute Senate Bill (ESSB) No. 6392 provided the Washington State Department of Transportation the opportunity to advance implementation of the SR 520 Eastside Transit and HOV project.

The City's Comprehensive plan encourages providing reliable utility services that balance concerns about safety, health, and environmental interests. The proposed modifications within the Supplement are consistent with the City's policies and maintenance provisions and objectives.

As reviewed by Legal, certain City water main and sanitary sewer main utilities that cross or fall within WSDOT right-of-way that require relocation, modification or adjustment shall be at the cost of the City of Bellevue. The obligations and commitments reflected in the Supplement are in accordance with the Revised Code of Washington and executed Franchise and/or Utility Permits between the City and WSDOT.

**BACKGROUND:**

WSDOT awarded the SR 520 Eastside Transit and HOV project to Eastside Corridor Constructors on October 30, 2010. This project is a Design-Build project reflecting that the final design of improvements will continue as construction also progresses, and that additional modifications may require further relocation or adjustment of utilities as final engineering is completed.

On September 7, 2010, Council was briefed as to the scope of improvements for the SR 520 project, the location of affected utilities, and the provisions as to why the City is required to incur costs for the relocation, modification or adjustment to City utilities. Staff also informed Council that additional improvements may be required, and the detail of what may be required would become better known as design and construction progresses since the WSDOT project is being constructed under a Design-Build contract.

On September 20, 2010, Council authorized Resolution No. 8140 for the execution of Agreements and supplements, as necessary, with the Washington State Department of Transportation, including UT01490 Utility Construction Agreement for the relocation, adjustment and modification to City utilities within the City's service area. In accordance with the Agreement as provided to Council, utility work may be added or quantities adjusted to reflect additional work that may be necessary. Following staff review of additional improvements that are required, the total estimated costs and projected reimbursements to WSDOT require Council action and approval before the work may be authorized.

As final engineering and construction have advanced, staff has reviewed the contract plans and additional relocations, modifications, and adjustments are required. A significant portion of the increase in costs associated with this Supplement is a result of the City's need to replace an existing water main crossing of the SR 520 corridor west of 84<sup>th</sup> Avenue NE that is currently out of service. Staff has been waiting for additional information to determine if the crossing should be replaced. Now, with all information available, staff confirmed that the main will need to be placed back into service, and identified the need to relocate an adjacent pressure reducing valve (PRV) station that serves the Hunts Point and Evergreen Point communities.

Approval of this Supplement will allow WSDOT and their Design Build Contractor to proceed with work that has been scheduled in early 2012 without adding or causing delay. Restoring the

water main crossing west of the 84<sup>th</sup> Avenue NE lid will also allow other utility work to proceed without delay.

**EFFECTIVE DATE:**

If approved, this Resolution becomes effective immediately upon Council adoption.

**OPTIONS:**

1. Adopt Resolution No. 8359 authorizing the execution of a Supplement to UT01490 – Utility Construction Agreement for the relocation, adjustment, and modification to City utilities within the City's services areas, including the cities of Medina and Clyde Hill, and the Towns of Hunts Point and Yarrow Point in response to the Washington State Department of Transportation's improvements to the SR 520 corridor and Eastside Transit and HOV Project and increasing the maximum reimbursement to a maximum of \$1,511,811.
2. Do not approve the Resolution and provide staff with alternative direction

**RECOMMENDATION:**

Adopt Resolution No. 8359 authorizing the execution of a Supplement to UT01490 – Utility Construction Agreement for the relocation, adjustment, and modification to City utilities within the City's services areas, including the cities of Medina and Clyde Hill, and the Towns of Hunts Point and Yarrow Point in response to the Washington State Department of Transportation's improvements to the SR 520 corridor and Eastside Transit and HOV Project and increasing the maximum reimbursement to a maximum of \$1,511,811.

**MOTION:**

Move to adopt Resolution No. 8359 authorizing the execution of a Supplement to UT01490 – Utility Construction Agreement for the relocation, adjustment, and modification to City utilities within the City's services areas, including the cities of Medina and Clyde Hill, and the Towns of Hunts Point and Yarrow Point in response to the Washington State Department of Transportation's improvements to the SR 520 corridor and Eastside Transit and HOV Project and increasing the maximum reimbursement to a maximum of \$1,511,811.

**ATTACHMENTS:**

CIP Project Descriptions  
Proposed Resolution No. 8359

**AVAILABLE IN COUNCIL OFFICE:**

UT01490 Utility Construction Agreement  
Supplement No. 1 to UT1490 Utility Construction Agreement

FY 2011 - FY 2017 Capital Investment Program

**W-102 Relocate Water for WSDOT 520 Expansion**

Category: Water  
Department: Utilities

Status: Approved and Begun  
Location: Within & adjacent to SR 520 Right of Way

Programmed Funding

Programmed Funding	Appropriated To Date	FY 2011 Budget	FY 2012 Budget	FY 2013 Budget	FY 2014 Budget	FY 2015 Budget	FY 2016 Budget	FY 2017 Budget
761,590	-	-	-	140,613	146,238	152,088	158,163	164,488

Description and Scope

Relocate up to five water pipes located within the state's right-of-way, to accommodate the state highway project. Bellevue has three pipes hung from overpasses, and two that pass under the highway, within the vicinity of the WSDOT project. The crossings provide domestic water supply to customers north of SR520.

PROJECT NEED: Regulatory Requirements (Mandate)

Rationale

Bellevue is legally obligated by State permits and agreements to relocate or modify its utilities to accommodate the State's project.

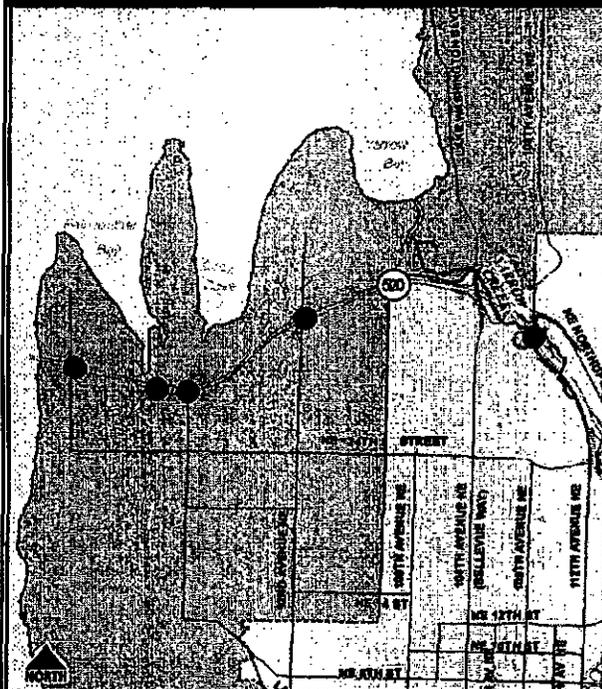
Environmental Impacts

Relocation of utilities is an incidental part of the State's highway project. Any environmental impacts will be identified and mitigation proposed as part of the environmental review for the entire WSDOT project.

Operating Budget Impacts

At this time, this project has no known impact on operating revenues and/or expenditures.

Project Map



Schedule of Activities

Project Activities	From - To	Amount
Project Costs	2009 - 2020	1,295,594
<b>Total Budgetary Cost Estimate:</b>		<b>1,295,594</b>

Means of Financing

Funding Source	Amount
Utility Rates/Fees	761,590
<b>Total Programmed Funding:</b>	<b>761,590</b>
<b>Future Funding Requirements:</b>	<b>534,004</b>

FY 2011 - FY 2017 Capital Investment Program

**S-56 Relocate Sewer WSDOT 520 Expansion**

Category: Sewer  
Department: Utilities

Status: Approved and Begun  
Location: Within and adjacent to SR 520 Right of Way

Programmed Funding

Programmed Funding	Appropriated To Date	FY 2011 Budget	FY 2012 Budget	FY 2013 Budget	FY 2014 Budget	FY 2015 Budget	FY 2016 Budget	FY 2017 Budget
1,523,175	-	-	-	281,225	292,475	304,175	316,325	328,975

Description and Scope

Relocate up to seven wastewater pipes located within the state's right-of-way, to accommodate the state highway project. Bellevue has four gravity mains, one pressurized force main, one lake line, and one siphon line within the vicinity of the WSDOT project.

PROJECT NEED: Regulatory Requirements (Mandate)

Rationale

Bellevue is legally obligated by State permits and agreements to relocate or modify its utilities to accommodate the State's project.

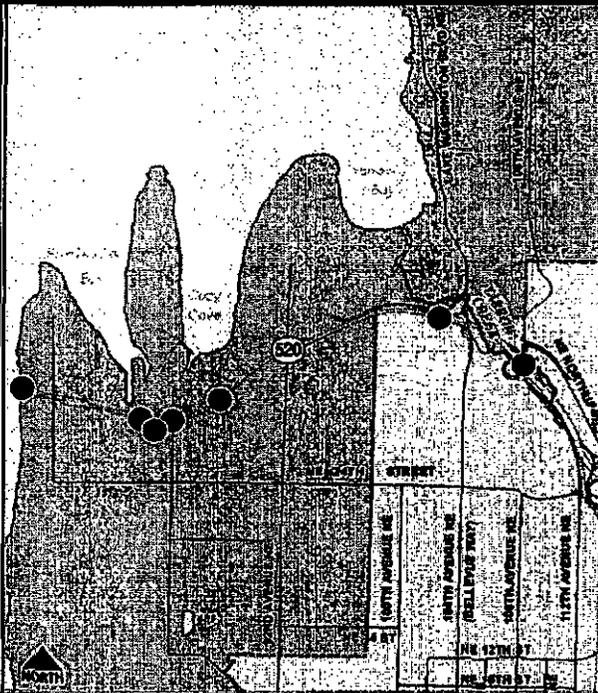
Environmental Impacts

Relocation of utilities is an incidental part of the State's highway project. Any environmental impacts will be identified and mitigation proposed as part of the environmental review for the entire WSDOT project.

Operating Budget Impacts

At this time, this project has no known impact on operating revenues and/or expenditures.

Project Map



Schedule of Activities

Project Activities	From - To	Amount
Project Costs	2013 - 2020	2,591,180
<b>Total Budgetary Cost Estimate:</b>		<b>2,591,180</b>

Means of Financing

Funding Source	Amount
Utility Rates/Fees	1,523,175
<b>Total Programmed Funding:</b>	<b>1,523,175</b>
<b>Future Funding Requirements:</b>	<b>1,068,005</b>

The locations identified are potential relocation sites.

CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 8359

A RESOLUTION 1) authorizing execution of a Supplement to UT01490 - Utility Construction Agreement for the relocation, adjustment, and modification to City utilities within the City's service areas, including the Cities of Medina and Clyde Hill, and the Towns of Hunts Point and Yarrow Point in response to the Washington State Department of Transportation's improvements to the SR 520 corridor and Eastside Transit and HOV Project, and 2) increasing the maximum amount of reimbursement from the City to WSDOT to \$1,511,811.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The City Manager or his designee is hereby authorized to 1) execute a Supplement to UT01490 - Utility Construction Agreement for the relocation, adjustment, and modification to City Utilities within the City's service areas, including the Cities of Medina and Clyde Hill, and the Towns of Hunts Point and Yarrow Point in response to the Washington State Department of Transportation's improvements to the SR 520 corridor and Eastside Transit and HOV Project and 2) increase the maximum amount of reimbursement from the City to WSDOT to \$1,511,811, a copy of which supplement agreement has been given Clerk's receiving No. \_\_\_\_\_.

Passed by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2012, and signed in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

(SEAL)

\_\_\_\_\_  
Conrad Lee, Mayor

Attest:

\_\_\_\_\_  
Myma L. Basich, City Clerk