

ORIGINAL

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5792

AN ORDINANCE authorizing the City Manager or his designee to execute a First Amendment to the Interlocal Agreement between the Coalition of Governmental Agencies ("Coalition") related to joint administration of and cost sharing for legal representation to challenge the Phase II National Pollutant Discharge Elimination System (NPDES) Permit; appropriating unanticipated revenues from financial contributions made by the Coalition members to the Operating Grants and Donations Fund; and authorizing execution of an amendment to the Agreement for Professional Services between the City of Bellevue, as lead agency for the Coalition, and Foster Pepper PLLP increasing the contract to an amount not to exceed \$925,000 for fees and costs associated with legal challenges to the NPDES Phase II permits issues by the State Department of Ecology.

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

Section 1. The City Manager or his designee is hereby authorized to execute that First Amendment to the Interlocal Agreement (Clerk's Receiving No. 40665) between the Coalition members in substantially the form of the draft First Amendment to the Interlocal Agreement available to Council that has been given Clerk's Receiving No. 43431.

Section 2. The City Manager or his designee is hereby authorized to execute an amendment to the Agreement for Professional Services (Clerk's Receiving No. 40642) between the City of Bellevue, as lead agency for the Coalition, and Foster Pepper PLLP in a total contract amount not to exceed \$925,000 for fees and costs associated with legal challenges to the NPDES Phase II permits issues by the State Department of Ecology, a copy of which amendment to the Agreement has been given Clerk's Receiving No. 42246.

Section 3. Upon execution of the Interlocal Agreement, the budget for the Operating Grants and Donations Fund shall be amended by appropriating revenues in the amount anticipated to be received through the agreement and acceptance herein authorized.

Description

Amount Appropriated

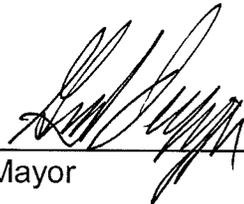
Operating Grants and Donations Fund

\$925,000

Section 4. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

Passed by the City Council this 7<sup>th</sup> day of January, 2008  
and signed in authentication of its passage this 7<sup>th</sup> day of January,  
2008.

(SEAL)

  
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Mayor

Approved as to form:

  
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Lori M. Riordan, City Attorney

Attest:

  
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Myrna L. Basich, City Clerk

Published January 10, 2008