

CITY OF REDMOND, WASHINGTON

RESOLUTION NO. 369

A RESOLUTION, accepting a grant offer of \$379,620 from the Department of Social and Health Services, State of Washington for the construction cost of municipal and industrial water supply facilities pursuant to RCW Chapter 43.83B (Water Supply Facilities Bond Issue, Referendum 27, 1972); and authorizing and empowering the Mayor and City Clerk to execute an acceptance agreement on behalf of the City of Redmond.

WHEREAS, the City of Redmond has received an offer from the Department of Social and Health Services, State of Washington, in the amount of \$379,620 relating to construction costs of municipal water supply facilities under State Project No. 277410277, which grant is offered to the City pursuant to RCW Chapter 43.83B (Water Supply Facilities Bond Issue, Referendum 27, 1972) and is for the purpose of funding a water storage and transmission line system to increase the City's storage capacity and improve the central business district fire protection, which grant offers will require matching funds on behalf of the City; and

WHEREAS, the City Council has determined that it is in the best interests of the City of Redmond and for the general health and welfare of its citizens that such offer be accepted and that the Mayor and City Clerk be authorized and empowered to execute an acceptance agreement on behalf of the City of Redmond, Now, Therefore,

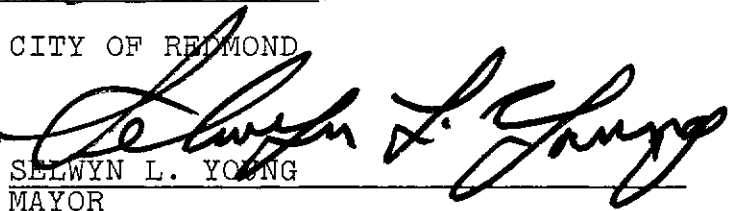
THE CITY COUNCIL OF THE CITY OF REDMOND DO RESOLVE AS FOLLOWS:

1. Acceptance of grant offer. That the grant offer of \$379,620 by the Department of Social and Health Services of the State of Washington under its Project No. 277410277 for construction costs of municipal water supply facilities pursuant to RCW Chapter 43.83B is hereby accepted.

2. Approval of acceptance agreement. The offer and acceptance agreement between the State of Washington Department of Social and Health Services and the City of Redmond dated March 17, 1975, a copy of which is attached hereto and by this reference made a part hereof, is hereby approved.

3. Mayor authorized to execute agreement. The Mayor and the City Clerk are hereby authorized and empowered to execute such agreement on behalf of the City of Redmond.

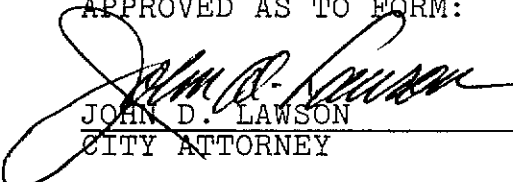
PASSED by the Council of the City of Redmond, Washington, at a regular meeting thereof, and APPROVED by the Mayor this 15 day of April, 1975.

CITY OF REDMOND

SELWYN L. YOUNG
MAYOR

ATTEST:


ELEANOR J. HAYDEN
CITY CLERK

APPROVED AS TO FORM:


JOHN D. LAWSON
CITY ATTORNEY



seattle-northwest
securities corporation

500 Union Street / Seattle, Washington 98101 / (206) 682-4040

April 16, 1975

APR 16 1975

Mr. Frank Hansche
Director of Public Works
City of Redmond, City Hall
15670 N. E. 85th Street
Redmond, WA 98052

Re: State of Washington, Department of Social and Health Services
Referendum 27 - Municipal and Industrial Water Supply
Offer of Funds
Project Numbers 277410277 and 277409155

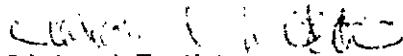
Dear Mr. Hansche:

This letter is being addressed to you in response to the requirements set forth under item P of those Forms DSHS-9-244, namely Offer and Acceptance Agreements Between the State of Washington, Department of Social and Health Services and the City of Redmond, more specifically identified by the above referenced project numbers.

Item P of that form requests that the City submit a committed financial plan for funding their portion of the total project costs. The City proposes that it will raise the required amount (approximately \$915,000) through the sale and issuance of water/sewer revenue bonds. We have made a study and have submitted our report setting forth the requirements on the water/sewer utility to accommodate a bond issue of that size. As was shown on that report, it will be necessary for the City to revise the rate structure upwards so as to generate approximately \$54,000 in additional operating revenues. It is our understanding that the City Council, in authorizing the acceptance of the grant offers, instructed the staff to determine the best rate configuration which will produce the required revenues. It is our opinion that the required rates will not be disproportionate to others throughout the Greater Seattle area.

With the rate increase noted above, it is our opinion that the City will be able to sell its water/sewer revenue bonds in an amount sufficient to fund its share of the projects. It is further our intention to submit a proposal to underwrite such an issue. The specific maturities and covenants will be incorporated into the authorizing bond ordinance, a copy of which should be forwarded to the State immediately upon adoption.

Very truly yours,


Richard T. McLean
Vice President

RTM:hh

-AP 2

OFFER AND ACCEPTANCE AGREEMENT
BETWEEN
STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
AND
CITY OF REDMOND

THIS AGREEMENT is entered into by and between the State of Washington's DEPARTMENT OF SOCIAL AND HEALTH SERVICES, hereinafter referred to as the "Department" and CITY OF REDMOND hereinafter referred to as the "Applicant".

Applicant's Mailing Address: City of Redmond, City Hall
15670 NE 85th Street
Redmond, Washington 98052

Project Number: 277410277

Department Water System Number: 71650

THE PURPOSE of this agreement is to provide an offer by the Department and an acceptance by the Applicant of a GRANT relating to the CONSTRUCTION COSTS OF MUNICIPAL AND INDUSTRIAL WATER SUPPLY FACILITIES pursuant to RCW Chapter 43.83B.

IT IS THEREFORE MUTUALLY AGREED THAT:

A. OFFER

The Department having found that the Applicant's application relating to the proposed project and associated effort satisfies the applicable provisions of RCW Chapter 43.83B and the requirements of the Department and having determined that the proposed project is eligible for funds from the Department, hereby offers a grant of \$379,620.00 to the Applicant subject to the Applicant's agreement to carry out the terms and conditions hereof; said grant to aid in the financing of the construction for a water supply project.

B. OFFER DEADLINE

The Applicant must accept this offer by signing and dating this agreement on or before April 17, 1975.

C. TERMS AND CONDITIONS

All rights and obligations of the parties to this agreement shall be subject to and governed by the terms and conditions contained in the text of this agreement and the attached Referendum 27 - Municipal and Industrial Water Supply Grant and Loan Program Guidelines dated May 1974. No other understandings, oral or otherwise, regarding the subject matter of this agreement shall be deemed to exist or to bind any of the parties hereto.

D. PAYMENT OF GRANT FUNDS TO APPLICANT

1. For the purposes of this agreement, this project is estimated to take more than ninety days to complete, and payments will be made according to section D.2. or D.3.

2. The Applicant for a project estimated in section D.1. to be completed in more than ninety days after Department bid approval.
 - a. May request a payment after the Department has approved the project bid and twenty-five percent of the work on this project has been completed. This payment request may not exceed twenty-five percent of the total amount of this grant.
 - b. May request a payment after the Department has approved the project bid and fifty percent of the work on this project has been completed. This payment request may not exceed fifty percent of the total amount of this grant.
 - c. May request a payment after the Department has approved the project bid and seventy-five percent of the work on this project has been completed. This payment request may not exceed seventy-five percent of the total amount of this grant.
 - d. May request a payment of not less than twenty-five percent of the total amount of this grant immediately after the Department has approved the completed project.
3. The Applicant for a project estimated in section D.1. to be completed in less than ninety days after the date of bid approval:
 - a. May request a payment after the Department has approved the project bid and fifty percent of the work on this project has been completed. This payment request may not exceed fifty percent of the total amount of this grant.
 - b. May request a payment of not less than fifty percent of this grant immediately after the Department has approved the completed project.
4. Requests by the Applicant for payment of grant funds will be in accordance with the preceding applicable terms and initiated by the Applicant: (1) completing the Progress Report/Payment Request form DSHS 5-88, and (2) making copies of all invoice vouchers showing payments made by the Applicant on this project. The form and invoice voucher copies are then submitted to:

Department of Social and Health Services
Water Supply and Waste Section Mail Stop 4-1
Post Office Box 1788
Olympia, Washington 98504
Attention: Procedures and Cost Supervisor

E. PRIOR LOAN

In the event that this offer has been preceded by a loan of state funds under the provisions of RCW Chapter 43.83B made for the purpose of aiding in the financing of planning and/or engineering for this project, this grant is subject to the terms of such loan as may affect the amount of this grant.

F. LEGAL OBLIGATIONS

The Applicant must conform to the applicable requirements of the Rules and Regulations of the State Board of Health, WAC Chapter 248.54. The Applicant must comply with applicable statutes, local government laws, and rules and regulations of state and local regulatory agencies.

G. LEGAL AGREEMENTS

Contracts for construction work must state the date on which work will be completed. All bids must be approved by the Department before contracts are awarded by the Applicant. All contracts for construction work; bids for construction work; change orders, and additions, deletions, and amendments to any of the foregoing; and agreements entered into by the Applicant pertaining to this project must be submitted to and approved by the Department before funds will be transferred to the Applicant.

H. FAILURE TO COMMENCE WORK

In the event the Applicant fails to award bids for the construction of this entire funded project within four calendar months after the date of acceptance of this grant, or by any other date mutually agreed upon by both the Department and the Applicant and reduced to writing signed by both, the Department reserves the right to terminate this Offer and Acceptance Agreement.

I. FAILURE OF APPLICANT TO PERFORM

If the Department determines that there has been substantial non-conformance with the terms of this agreement, the guidelines and/or regulations, or with the written declarations, assurances, representations and statements, or any time schedules set forth by the Applicant in the material submitted for this grant, the Department may require the Applicant to immediately repay all grant funds received for this project and further transfer of grant funds to the Applicant may be discontinued.

J. PROJECT TRACKING

The Department must monitor the use of grant funds to assure their proper use and that work is completed within a reasonable period of time. The Department has the right to inspect work, review and evaluate project progress and make fiscal audits. The Applicant will maintain program and financial records and complete form DSHS 5-88. The Applicant may be required to submit monthly progress reports. The monthly progress report contents must be related to form DSHS 5-88.

K. PROJECT COMPLETION

The Applicant will notify the Department of project completion by submitting: (1) a final project report, at least containing a descriptive history of the project work components and their completion dates, (2) a complete financial report, at least consisting of copies of all invoice vouchers paid (that had not been submitted to the Department previously) and a narrative summary of all financial transactions, (3) a certificate of inspection from the project engineer (Certificate of Inspection and Installation of Public Water System Projects form HEA-393) and (4) a copy of the State Auditor's Report encompassing this project. The State Auditor's Report must be received before final payment will be made unless another submittal date is agreed upon by the Department and the Applicant and reduced to writing signed by both. The Department will then review/inspect the completed project and provide written notice to the Applicant when the project is successfully completed and approve the final payment request.

Department will then review/inspect the completed project and provide written notice to the Applicant when the project is successfully completed and approve the final payment request.

L. PUBLICITY

Any publication, news release, bid advertisement, construction site sign or other publicity prepared by the Applicant relating to this project shall include the following statement: "This project is supported by a grant of funds by the Department of Social and Health Services under the provisions of Referendum 27, a part of the Washington Future Program", or words to that effect.

M. OPERATOR PERSONNEL

1. Any treatment facilities involved in the Applicant's water supply system, whether or not a part of this project, will be staffed with sufficient personnel to assure adequate operation and maintenance to obtain the degree of treatment provided by plant design.
2. Operating personnel will attend operator schools and training programs sponsored by the Department, or as are or may be approved by the Department, on a schedule sufficient to assure the development and maintenance of operator competency.
3. The operator in responsible charge of water works facilities shall obtain, within one year after the date of acceptance of this grant, a certificate of competency under the State of Washington Voluntary Certification Program for Water Works Operators, if not already in possession of such certificate. The certificate shall be of such classification as is commensurate with the classification of the water works system as set forth in the Voluntary Certification Program.

N. INTERAGENCY AGREEMENT

The Department of Social and Health Services has statutory responsibility for the Municipal and Industrial Water Supply Program. The Department of Ecology has the statutory responsibility for disbursing and administering water supply bond funds. Through an Interagency Agreement the Department of Ecology will make grants and loans to public bodies for the development or improvement of municipal and industrial water supply facilities from the Municipal and Industrial Water Supply Program fund in accordance with the recommendations of the Department.

O. WAIVERS AND EXCEPTIONS

Except as he may be barred from such action by statute, state policy, or other restrictions, the Department may give consideration to and approve any reasonable request for waiver or adjustment of any term or terms of a contract, agreement or this Offer and Acceptance, provided the new prevailing conditions are mutually agreed upon by the Department and Applicant and reduced to writing signed by both.

P. FINANCIAL PLAN

The Applicant must submit a committed financial plan for funding the local share of construction costs for this entire project including ineligible costs. The ordinance encompassing the Applicant's committed financial plan must be submitted to the Department of Social and Health Services by April 17, 1975.

Q. SPECIFIC CONDITION

The Applicant must submit a firm commitment from the design engineer and the financial consultant that this project and project number 277410277 will be able to have their bids let within four months from the date of acceptance of this offer. The commitments must be submitted to the Department of Social and Health Services within one month from the date of acceptance of this offer.

DATED THIS SEVENTEENTH
APPROVED AS TO FORM ONLY

Paul J. Murphy
Approval on File
ASSISTANT ATTORNEY GENERAL

DAY OF MARCH, 1975
STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Albert S. Lloyd
Albert S. Lloyd
Contracting Officer

ACCEPTANCE

On behalf of CITY OF REDMOND
(Legal Name of Applicant)

I, the undersigned, being duly authorized to take such action, do hereby accept this Offer and make the assurances contained therein.

April 15, 1975
(Acceptance Date)

ATTEST:

Eleanor J. Hayden
CITY CLERK

CITY OF REDMOND
S. L. Young
(Signature of Official Representative)

S. L. YOUNG
(Name - Print or Type)

MEMOR
(Title - Print or Type)

APPROVED AS TO FORM:
[Signature]
ATTORNEY
CITY OF REDMOND, WASHINGTON

REFERENDUM 27
MUNICIPAL AND INDUSTRIAL WATER SUPPLY

ELIGIBLE COSTS

Applicant's Name: REDMOND

Project Title: Storage, Transmission

Project No.: 277 410277

Item No.	Item	Eligible Costs
1	Land; Right-Of-Way	\$ 35,000
2	Transmission Main	105,000
3	4.0 MG Reservoir	715,000
SUB-TOTAL		\$ 855,000
10% Contingency		85,500
1% Inspection		8,550
TOTAL ELIGIBLE COSTS		\$ 949,050
40% Grant = \$		379,620

DEPARTMENT OF
MUNICIPAL AND INDUSTRIAL WATER SUPPLY
PROJECT REPORT/PAYMENT REQUEST

CITY OF REDMOND 15670 N.E. 85th Street, Redmond, Washington 98052
1. Name of Applicant 2. Mailing Address of Applicant

7 7 4 1 0 2 7 7 7 1 6 5 1 0 Redmond - Storage, Transmission
3. Object Number 4. DSHS Water System No. 5. Project Title

August 1975 November 1976
6. Estimated Starting Date 7. Actual Starting Date 8. Estimated Completion Date 9. Actual Completion Date

<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>85,000</u>
10. Cash Needs: Oct-Dec '74	11. Cash Needs: Jan-Mar '75	12. Cash Needs: Apr-Jun '75	13. Cash Needs: Jul-Sep '75	14. Cash Needs: Oct-Dec '75
<u>70,000</u>	<u>85,000</u>	<u>70,000</u>	<u>69,670</u>	<u>0</u>
15. Cash Needs: Jan-Mar '76	16. Cash Needs: Apr-Jun '76	17. Cash Needs: Jul-Sep '76	18. Cash Needs: Oct-Dec '76	19. Cash Needs: Jan-Mar '77

Major Work Components and Descriptions	21. Cum Money Expended To Date	22. Money Spent Since Last Payment Approved	23. Cum Money Spent On Eligible Costs	24. Money Spent On Eligible Items Since Last Payment Approved
	\$	\$	\$	\$

- 1. Storage, Transmission
 - Schedule A - Transmission Main
 - Schedule B - 4.0 MG Storage Reservoir
- 2. Construction Inspection
- 3. Administration (non eligible)
- 4. Sales Tax (non-eligible)

Total Eligible Costs for each Payment is Being Requested \$
25. Total Payment Amount Being Requested

I certify that the information contained herein is true and correct to the best of my knowledge and that I am authorized to sign and submit this report and request for payment.

SIGNATURE MAIL AND TITLE DATE

FOR DSHS USE ONLY. I certify that I have examined the information contained herein and recommend that payment be made based on this information in accordance with the terms of this project's Offer and Acceptance Agreement.

SIGNATURE TITLE DATE