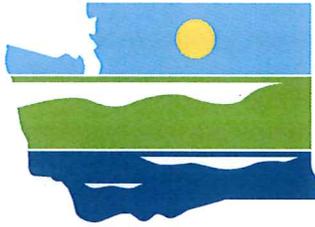


RETURN TO
EVERETT CITY CLERK
2930 Wetmore
Everett, WA 98201



CITY

DEPARTMENT OF
ECOLOGY
State of Washington

AMENDMENT NO.1 [FINAL EXTENSION]

TO

GRANT NO. G1200552

BETWEEN THE

STATE OF WASHINGTON DEPARTMENT OF ECOLOGY

AND

CITY OF EVERETT

PURPOSE: To amend the Agreement between the state of Washington Department of Ecology, hereinafter referred to as 'DEPARTMENT,' and the City of Everett, hereinafter referred to as 'RECIPIENT,' for the Brookridge Detention Facility Retrofit project.

IT IS MUTUALLY AGREED the agreement is amended as follows:

- 1) Is amended to read as follows:

The grant expiration date is changed from May 1, 2015, to September 30, 2015.

- 2) The following language will be added to Attachment II General Terms and Conditions:

W. FUNDING AVAILABILITY

The DEPARTMENT's ability to make payments is contingent on availability of funding. In the event funding from state, federal, or other sources is withdrawn, reduced, or limited in any way after the effective date and prior to completion or expiration date of this agreement, the DEPARTMENT, at its sole discretion, may elect to terminate the agreement, in whole or part, or renegotiate the agreement, subject to new funding limitations or conditions. The DEPARTMENT may also elect to suspend performance of the agreement until the DEPARTMENT determines the funding insufficiency is resolved. The DEPARTMENT may exercise any of these options with no notification restrictions.

All other terms and conditions of the original Agreement including any Amendments remain in full force and effect, except as expressly provided by this Amendment.

This Amendment is signed by persons who represent that they have the authority to execute this Amendment and bind their respective organizations to this Amendment.

This Amendment is effective upon the signature date of the DEPARTMENT.

State of Washington Department of Ecology
Grant No. G1200552, Amendment 1 [FINAL EXTENSION]
City of Everett

IN WITNESS WHEREOF: the parties have signed this Amendment.

**State of Washington
Department of Ecology**

City of Everett

Donald A. Sady
Signature
06/11/2015
Date

for
Heather R. Bartlett
Water Quality Program Manager

Ray Stephanson
Signature
9/26/2015
Date

Ray Stephanson
Mayor

Approved as to form only.
Assistant Attorney General

APPROVED AS TO FORM

James D. Iles
JAMES D. ILES, City Attorney

ATTEST:

Sharon Jule
City Clerk

Amendment - Grant

EVERETT CITY COUNCIL AGENDA ITEM COVER SHEET

#15

PROJECT TITLE:

Amendment No. 1 to 2012
State Stormwater Grant
Agreement No. G1200552 with
the Washington State
Department of Ecology

- _____ Briefing
- _____ Proposed Action
- _____ Consent
- _____ Action
- _____ First Reading
- _____ Second Reading
- _____ Third Reading
- _____ Public Hearing
- _____ Budget Advisory

COUNCIL BILL # _____
 Originating Department Public Works
 Contact Person Heather Griffin
 Phone Number (425) 257-7206
 FOR AGENDA OF May 13, 2015

Initialed by:
 Department Head _____
 CAA _____
 Council President *db*

<u>Location</u>	<u>Preceding Action</u>	<u>Attachments</u>	<u>Department(s) Approval</u>
Brookridge Blvd & 1 st Dr SE	10/31/2012 Authorized Agreement	Amendment No.1 to Ecology Agreement No. G1200552	Public Works

Amount Budgeted	\$520,000	
Expenditure Required	\$0	Account Number(s): 401
Budget Remaining	\$435,051	
Additional Required	-0-	

DETAILED SUMMARY STATEMENT:

Amendment No. 1 to the Statewide Stormwater Grant Agreement for the Brookridge Detention Facility Retrofit provides for a time extension from May 1, 2015 to September 30, 2015, at no additional cost.

The Brookridge Detention Facility Retrofit will provide water quality treatment for stormwater runoff from Brookridge Boulevard prior to discharging into Pigeon Creek No. 2. This City-owned detention facility currently does not provide water quality treatment. The project is located in the Pigeon Creek No. 2 basin at Brookridge Boulevard and 1st Drive Southeast.

Ecology Grant Agreement No. G1200552 provides 75% of the total project costs in grant funding and requires a local 25% match. The total project cost estimate is \$339,798, with Ecology funding \$254,849 through the attached agreement. The required local match is \$84,949.

RECOMMENDATION: Authorize the Mayor to sign Amendment No. 1 to the 2012 State Stormwater Grant Agreement No. G1200552 with the Washington State Department of Ecology to provide a time extension to September 30, 2015.

*Low level approved
5/13/15
jm*