

RESOLUTION NO. 1040

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE APPROVING AN AMENDED AND RESTATED INTERLOCAL AGREEMENT BETWEEN THE CITY OF UNIVERSITY PLACE AND THE PIERCE COUNTY FLOOD CONTROL ZONE DISTRICT FOR DISTRICT GRANT-FUNDED PROJECTS

WHEREAS, the Pierce County Flood Control District ("District") has, in its Resolution No. 2017-4, established a strategic reserve as part of its fund balance policy through which it is funding its Flood Risk Reduction and Watershed Management Economic Stimulus Grant Program; and

WHEREAS, in early 2023, pursuant to Ch. 39.34 RCW and RCW 86.15.080, the District and the City of University Place entered into an Interlocal Agreement to establish the terms and conditions of the District providing grant funding for the project; and

WHEREAS, the City has been receiving grant distributions through this District fund for its award of up to \$650,000 for the Olympic/Brookside SWM project; and

WHEREAS, the City has submitted a request for a time extension in order to complete the Olympic/Brookside SWM project; and

WHEREAS, on April 3, 2024, the District adopted Resolution No. 2024-3 which approves amending the Interlocal Agreement to allow for the time extension; and

WHEREAS, the City Council of the City of University Place considers entering into the proposed Amended and Restated Interlocal Agreement to be in the best interests of the residents of the City;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE RESOLVES AS FOLLOWS:

Section 1. Amended and Restated Interlocal Agreement Approved. The proposed Amended and Restated Interlocal Agreement between the City of University Place and the Pierce County Flood Control District is hereby approved, and the City Manager is authorized to execute said Interlocal Agreement.

Section 2. Supplemental Grant of Authority. The City Council directs the proper officials of the City to take any other and further actions deemed necessary to implement the policies and determinations of the Council consistent with the language of this Resolution. Any actions taken consistent with the authority granted by, but before the effective date of this Resolution, are ratified, approved and confirmed.

Section 3. Severability. If any portion of this Resolution or the Amended and Restated Interlocal Agreement shall be declared by any court of competent jurisdiction to be invalid, then such provision shall be null and void and shall be severable from the remaining provisions and shall in no way affect the validity of the other provisions.

Section 4. Effective Date. This Resolution shall take effect immediately upon its adoption.

ADOPTED BY THE CITY COUNCIL ON MAY 6, 2024.

Javier H. Figueroa, Mayor

ATTEST:

Emelita J. Genetia, City Clerk

APPROVED AS TO FORM:

Matthew S. Kaser, City Attorney

UNOFFICIAL DOCUMENT