



KING COUNTY FLOOD CONTROL DISTRICT

King County Courthouse
516 Third Avenue
Room 1200
Seattle, WA 98104

Signature Report

FCD Resolution FCD2025-05

Proposed No. FCD2025-05.2

Sponsors

1 A RESOLUTION amending an interlocal agreement with
2 the city of Bellevue regarding the Factoria Boulevard
3 Storm Conveyance Improvements Project.

4 WHEREAS, the King County Flood Control District ("District") and City of
5 Bellevue ("City") entered into an interlocal agreement ("Agreement") to govern all
6 aspects of the Factoria Boulevard Storm Conveyance Improvements Project, to replace a
7 segment of the existing storm pipe with a larger capacity conveyance system along the
8 north bound lanes of Factoria Boulevard SE that will outfall into the Richards Creek Inlet
9 channel adjacent to the Factoria Village commercial area design to protect affected
10 regional traffic and commercial properties ("the Project"), and

11 WHEREAS, the Project is included in the District's 2024 annual budget, in a total
12 amount of \$6,814,000 to construct the Project, and

13 WHEREAS, the District increased the budget amount for the Project by
14 \$3,100,000 in its 2025 Budget, for a new total Project budget of \$9,914,000, and

15 WHEREAS, Bellevue has agreed to serve as the District's service provider for the
16 Project;

17 NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF
18 SUPERVISORS OF THE KING COUNTY FLOOD CONTROL ZONE DISTRICT:


FCD Resolution FCD2025-05

19 SECTION 1. The board of supervisors approves "First Amendment to Agreement
20 for Factoria Boulevard Storm Conveyance Improvements Project," Attachment A to this
21 resolution, between the King County Flood Control Zone District and the City of
22 Bellevue and authorizes the chair to sign the agreement.

FCD Resolution FCD2025-05 was introduced on 4/2/2025 and passed as amended by the King County Flood Control District on 5/13/2025, by the following vote:

Yes: 9 - Balducci, Barón, Dunn, Dembowski, Mosqueda, Perry, Quinn, von Reichbauer and Zahilay

KING COUNTY FLOOD CONTROL DISTRICT
KING COUNTY, WASHINGTON

Signed by:

B60CACB4B3EC49E...

Reagan Dunn, Chair

ATTEST:

DocuSigned by:

42A7D875B6B4420

Russell Pethel, Clerk of the District

Attachments: A. First Amendment to Agreement for Factoria Boulevard Storm Conveyance Improvements Project

Attachment A**FIRST AMENDMENT TO AGREEMENT FOR
FACTORIA BOULEVARD STORM CONVEYANCE IMPROVEMENTS PROJECT**

THIS AMENDMENT NO. 1 to the Agreement Regarding the Factoria Boulevard Storm Conveyance Improvements Project ("Amendment No. 1") is entered into on the last date signed below, by and between the CITY OF BELLEVUE, a Washington municipal corporation ("City"), and KING COUNTY FLOOD CONTROL ZONE DISTRICT, a quasi-municipal corporation of the State of Washington ("District") (collectively, the "Parties").

RECITALS

- A. Pursuant to FCD Resolution FCD2023-02, the Parties entered into an Agreement regarding the FACTORIA BOULEVARD STORM CONVEYANCE IMPROVEMENTS PROJECT ("Agreement") effective June 1, 2023.
- B. The Agreement authorized the City to replace a segment of the existing storm pipe with a larger capacity conveyance system along the north bound lanes of Factoria Boulevard SE that will outfall into the Richards Creek Inlet channel adjacent to the Factoria Village commercial area design to protect affected regional traffic and commercial properties (the "Project").
- C. As set out in the Agreement, the District agreed to reimburse the City for its actual costs incurred in completing the tasks described in the Agreement up to a maximum allowable reimbursement amount of \$6,814,000. Since the Agreement's execution, the City identified increased costs necessary to perform the scope of work set out in the Agreement. The City has determined that the maximum allowable reimbursement amount authorized by the Agreement will be insufficient to reimburse the City for its estimated actual costs incurred to effectuate the Project.
- D. The District adopted Resolution FCD2024-12 on November 19, 2024, authorizing a continued partnership with the City for the Project, and increasing funding for the Project by \$3,100,000 for a new total Project budget of \$9,914,000 (including all monies paid prior to the adoption of Resolution FCD2024-12).
- E. The parties desire to amend the Agreement to incorporate the additional funding allocation and associated terms.

AMENDMENT

NOW THEREFORE, in consideration of the mutual interest, desire, and promises of the parties and other good and valuable consideration, the Parties agree as follows:

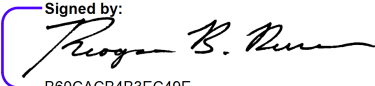
Recitals Incorporated. All recitals above are hereby incorporated in and ratified as part of this Amendment No. 1.

Amendment. Section 3.3 of the Agreement is amended to increase the maximum reimbursement for City costs and expenses from \$6,814,000 to \$9,914,000, which amount is

intended to compensate the City for those reasonable City costs and expenses for the Project described in the Agreement, as amended. This new total maximum reimbursement amount applies to all costs and expenses paid to the City prior to this Amendment, as well as work subsequent thereto.

IN WITNESS WHEREOF the Parties have executed this Amendment No. 1, which shall become effective on the last date signed below.

KING COUNTY FLOOD CONTROL ZONE DISTRICT CITY OF Bellevue

Signed by:
By:  B60CACB4B3EC49E...

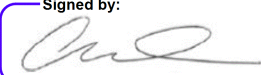
Reagan Dunn, Chair

5/19/2025
Date: _____

Signed by:
By:  7CB8C27856F040D...

5/16/2025
Date: _____

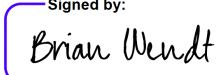
APPROVED AS TO FORM:

Signed by:
By:  F4B020A8F170422...

Charlotte Archer, District Legal Counsel

5/16/2025
Date: _____

APPROVED AS TO FORM:

Signed by:
By:  3A1306E67BE746E...

Brian Wendt, Assistant City Attorney

5/16/2025
Date: _____