



**KING COUNTY
FLOOD CONTROL
DISTRICT**

KING COUNTY FLOOD CONTROL DISTRICT

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

Signature Report

FCD Resolution FCD2023-12

Proposed No. FCD2023-12.1

Sponsors

1 A RESOLUTION amending an interlocal agreement with
2 the city of Bellevue regarding the 148th Ave SE at Larsen
3 Lake Flood Mitigation Project.

4 WHEREAS, the 148th Avenue corridor is the only major north-south arterial in
5 east Bellevue, a federally designated T-3 truck route, and a critical commuting and
6 emergency services access route between Interstate 90 and State Route 520 with average
7 daily traffic over 33,000 vehicles, and

8 WHEREAS, between 1999 and 2019, 148th Avenue SE has been fully or partially
9 closed on 23 separate occasions due to flooding caused by moderate to heavy rain or long
10 duration rain events between SE 8th Street and Main Street. Adjacent corridors are
11 impacted by the closures of 148th Avenue SE run through residential areas and do not
12 have the capacity to manage the additional vehicles, causing major traffic and safety
13 issues. In addition to roadway impacts and closures on 148th Avenue SE, the impacts of
14 flooding are more widespread, threatening park lands, blueberry fields, and nearby
15 residences, and

16 WHEREAS, the city of Bellevue ("Bellevue") and the King County Flood Control
17 Zone District ("District") have identified the need to reduce or eliminate roadway
18 flooding on 148th Avenue SE, between SE 8th Street and Main Street, adjacent to Lake
19 Hills Greenbelt, also known as Larsen Lake, as a flood risk reduction project necessary to

FCD Resolution FCD2023-12

20 increase the level of flood protection to Bellevue residents, and

21 WHEREAS, the project will initiate preliminary design to progress toward

22 construction of best drainage treatments and resilient design to reduce or eliminate

23 roadway flooding on 148th Avenue SE, between SE 8th Street and Main Street

24 ("Project"), and

25 WHEREAS, the District has included the Project in its 2021 CIP and budget, in a

26 total amount of \$400,000, and

27 WHEREAS, the District increase the budget amount for the Project by \$138,000

28 in its 2023 Midyear Budget, for a total of \$538,500, and

29 WHEREAS, Bellevue has agreed to serve as the District's service provider for the

30 Project;

31 NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF

32 SUPERVISORS OF THE KING COUNTY FLOOD CONTROL ZONE DISTRICT:

33 SECTION 1. The board of supervisors approves the "Amended Agreement" for

34 148th Ave SE at Larsen Lake Flood Mitigation Project between the King County Flood


FCD Resolution FCD2023-12

- 35 Control Zone District and the City of Bellevue, "Attachment A" to this resolution, and
36 authorizes the chair to sign the agreement.

FCD Resolution FCD2023-12 was introduced on 10/18/2023 and passed by the King County Flood Control District on 11/7/2023, by the following vote:


Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, McDermott, Perry, Upthegrove, von Reichbauer and Zahilay

KING COUNTY FLOOD CONTROL DISTRICT
KING COUNTY, WASHINGTON

DocuSigned by:

B60CACB4B3EC49E...

Reagan Dunn, Chair

ATTEST:

DocuSigned by:

42A7D875B6B4420...

Russell Pethel, Clerk of the District

Attachments: A. City of Bellevue Grant Agreement Routing Form

CR #: _____ Date: _____ Loc: _____ PO #: 2212834.001



City of Bellevue
Finance & Asset Management - Contracting Services
425-452-7876

Grant Agreement Routing Form

Current Agreement Information

Grant Title: King County Flood Control Zone District CIP	Grant Type: <u>Local</u>
Grant Description: King Co Flood Control District direct CIP project funding	Document Type: Funding Agreement
Grant Form: <u>Amendment</u>	Grantor Contact: Michelle Clark
	Grant Manager Email: michelle.clark@kingcounty.gov
	Original Amount: \$400,000.00
	Amended Amount: +\$138,500.00
	Amended Amount: \$538,500.00

Grant Information:	COB Grant Manager:
Project Name: 148th Ave SE at Larsen Lake Flood	Mia Waters
Department: Transportation	Are matching funds required on this project? <u>No</u>

Granting Organization Information:

Funding Agency: King County Flood Control

Direct Funded or Pass Through? Direct Funded
Administrative Agency: King County Flood Control
Administrative Agency JDE Vendor #: 804086
CFDA # (only Federal):

Grant Terms:
Original Effective Date: 01/01/2022 (actual date) **End Date:** 12/31/2023 (estimated date)

Council Approval:
Council Award Date: 2/14/2022 **Ordinance #:** 6650 **Resolution #:**

Route:

	<u>Approvers Name or Designee</u>	<u>Signature</u>	<u>Date Signed</u>
Accounting Reviewer:	Abigail Richardson		9/27/2023
Procurement Services:	Jessica Miller		9/27/2023
Information Technology:	N/A		
Legal Reviewer:	Monica Buck		9/5/2023
Insurance Reviewed By:	Peter Bourgeault		9/5/2023
Dept. Director/Designee:	Brad Miyake		10/10/2023
City Clerk's Office:			

Document Management Information:

CIP Plan #: PW-M-21

Budget Fund:

3680

Funding Source: Local/Other

JDE Project Number:

Explanation:

Budget Information:

Year	Description	JDE Account Number	Amount
2022	CIP PW-M-21	419680001.551900.9510	\$400,000.00
2023	CIP PW-M-21	419680001.551900.9510	\$138,500.00

G/L Code is

419680001.337090.0902 per

9.18 email

Additional Comments:

CONTRACT FACE SHEET

Grant Type: Federal
 State
 Local

Status: New Renewal
 Amendment Cancellation

***Funding Source:** Local/Other

***Administrative Agency:** King County Flood Control

***Funding Agency:** King County Flood Control District

***Project Name:** 148th Ave SE at Larsen Lake Flood

***Department:** Transportation

JDE Project Number: 419680001.551900.9510 JDE PO# 2212834.001

JDE Vendor Number: 804086

Original Effective Date: 01/01/2022

Agreement Termination Date: 12/31/2023

Budget Fund: 3680

CIP Plan Number: PW-M-21

Ordinance Number: 6650

Resolution Number: _____

Grant Number: FDC2022-4.01, FDC2023-06

Clerk's Receiving #: _____

Related Clerk's Receiving #: _____

*Denotes mandatory fields.

Face Sheet Date: _____

Scan Date: _____

Index Date: _____

**FIRST AMENDMENT TO AGREEMENT
REGARDING 148TH AVE SE AT LARSEN LAKE FLOOD MITIGATION PROJECT
BETWEEN THE KING COUNTY FLOOD CONTROL ZONE DISTRICT AND THE CITY OF BELLEVUE**

THIS AMENDMENT NO. 1 to the Agreement Regarding the 148th Ave SE at Larsen Lake Flood Mitigation 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 FCD2022-04, the Parties entered into an Agreement regarding the 148TH AVE SE AT LARSEN LAKE FLOOD MITIGATION PROJECT ("Agreement") effective March 27, 2022.
- B. The Agreement authorized the City to initiate preliminary design to progress toward construction of best drainage treatments and resilient design to reduce or eliminate roadway flooding on 148th Avenue SE, between SE 8th Street and Main Street. The Agreement covers work necessary to complete the preliminary design of a selected alternative, including but not limited to, City project management, consultant project management, surveying, site assessment and data collection, coordination with other agencies franchise utilities and stakeholders, hydrologic and hydraulic modeling, environmental documentation, permit coordination, public involvement/outreach, engineering reports, preliminary/conceptual design, and cost estimate (the "Project").
- C. The Project is located between SE 8th Street and Main Street, adjacent to Lake Hills Greenbelt as depicted in Exhibit A to the Agreement.
- D. 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 \$400,000. 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.
- E. The City presented the District with a revised estimate of project costs and associated request for an increase in funding for the Project by \$138,500.
- F. The District adopted Resolution FCD2023-06 on July 11, 2023, authorizing a continued partnership with the City for the Project, and increasing funding for the Project by \$138,500 for a new total Project budget of \$538,500 (including all monies paid prior to the adoption of Resolution FCD2023-06).
- G. 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, Maximum Reimbursement for City Costs and Expenses, of the Agreement is amended to increase the maximum reimbursement for City costs and expenses from \$400,000 to \$538,500, 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.

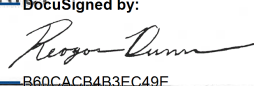
Amendment. Section 4.5 of the Agreement is hereby stricken from the Agreement. Remaining Provisions. Except as specifically amended by this Amendment No. 1, all remaining provisions of the Agreement shall remain in full force and effect.

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

CITY OF BELLEVUE

DISTRICT

DocuSigned by:

By: B60CACB4B3EC49E


Reagan Dunn, Chair
Date: 11/14/2023

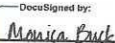
DocuSigned by:

By: 18F00085977804
Brad Miyake, City Manager
Date: 10/10/2023

APPROVED AS TO FORM:

APPROVED AS TO FORM:

DocuSigned by:

By: F1B020A8F179422...
Charlotte Archer, District Legal Counsel
Date: 11/8/2023

DocuSigned by:

By: 2F6C0CFE9024BB...
Monica Buck, Assistant City Attorney
Date: 9/5/2023