

Introduced and Read: _____
Adopted: _____
Posted: _____

CITY OF MOUNT RAINIER

RESOLUTION 5-2009

Introduced by: _____

An Resolution Approving an Agreement for Kaywood Garden Apartments, LLC to Perform Street, Curb, Gutter, and Sidewalk Repairs and Replacements to City Rights-of-Way and to Receive a Credit Towards the Payment of City Rental Licensing Fees in an Amount Equal to the Cost of the Concrete and Asphalt Repair Work.

WHEREAS, Kaywood Garden Apartments, LLC (“Kaywood”) is the owner of a multi-family residential rental property in the City known as Kaywood Apartments; and

WHEREAS, Kaywood and the City have agreed that Kaywood, through a contractor, will perform asphalt repairs and concrete repairs and replacements to City streets, sidewalks, and gutters near Kaywood Apartments, as described in the W.P. Donaldson and Son, Inc.’s proposals (Exhibits A & B to the attached Agreement); and

WHEREAS, Kaywood proposes that approximately 50% of the repairs will be completed by August 31, 2009, and the remainder of the repairs will be completed by August 31, 2011; and

WHEREAS, in consideration of Kaywood performing the repairs to City rights-of-way, the City has agreed that, Kaywood will receive a credit equal to the cost of the repairs towards the payment of rental license fees due to the City; and

WHEREAS, the total cost of the repairs to City rights-of-way are estimated at \$97,041.00, based on the W.P. Donaldson and Son, Inc.’s proposals; and

WHEREAS, one-half of the rental license fee credit (approximately \$48,521.00) would be applied to Kaywood’s 2009 rental license fees and the balance of the rental license fee credit (approximately \$48,520.00) would be applied to Kaywood’s 2011 rental license fees.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER that Kaywood, through a contractor, will perform asphalt repairs and concrete repairs and replacements to specified City streets, sidewalks, and gutters near Kaywood Apartments and that the City will grant Kaywood a credit against Kaywood’s rental licensing fees equal to the cost of the repair work, as provided in the Agreement between Kaywood and the City which is attached to this Resolution as Exhibit A and made a part of this Resolution by reference. The Council approves the terms of such Agreement and authorizes the City Manager to sign such Agreement with Kaywood.

THIS RESOLUTION IS ADOPTED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER THIS ____ DAY OF _____, 2009.

Attest:

Jeannelle B. Wallace, City Manager

Malinda Miles, Mayor

Alta Morton, Council Member Ward 1

Jimmy Tarlau, Council Member Ward 1

Bryan Knedler , Council Member Ward 2

Ivy Thompson, Council Member Ward 2