

*Not approved Based on Mount Rainier City received
to make repairs in Kaywood. 6/16/09 JBS*

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 (AKaywood@) 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