

RESOLUTION R-5658

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING A 10-YEAR COVENANT ON THE KIRKLAND PERFORMANCE CENTER PROPERTY TO ENSURE A GATHERING SPACE FOR ARTS, CULTURAL, AND CIVIC EXPERIENCES.

1           WHEREAS, the City of Kirkland has and continues to invest and  
2 be interested in the artistic and cultural development of the city and  
3 community; and  
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5           WHEREAS, the City owns the Kirkland Performance Center  
6 property and facility, addressed as 350 Kirkland Ave, Kirkland, WA  
7 98033 (Property), which is on a portion of a larger parcel comprising  
8 Peter Kirk Park and other improvements on King County Assessor's  
9 Parcel No. 052505-9029; and  
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11           WHEREAS, the City has maintained and operated the Property  
12 in partnership with the eponymous non-profit organization, the Kirkland  
13 Performance Center (KPC), since 1993 to ensure arts and cultural  
14 programming in Kirkland and to provide a vibrant gathering space where  
15 individuals come together to explore creative expression, engage in  
16 meaningful dialogue, celebrate cultural diversity, access performing arts  
17 education, and forge lasting connections within the community; and  
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19           WHEREAS, the KPC is organized for the express purpose of  
20 operating a performing arts center; and  
21

22           WHEREAS, the City's Resolution R-5315 approved the current  
23 lease agreement with the KPC to operate the facility through 2028; and  
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25           WHEREAS, the Property is now nearing 30 years since  
26 construction of the facility and some essential fixtures and equipment  
27 are nearing or exceeding the useful life; and  
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29           WHEREAS, the KPC, with support from the City, successfully  
30 obtained a grant from the Washington State Legislature, to be granted  
31 through the Department of Commerce, for \$1,249,360 to provide  
32 funding for essential repairs and upgrades to ensure safe and modern  
33 operation of the Property for decades to come; and  
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35           WHEREAS, to support the state grant, the City committed  
36 \$1,269,207 of one-time contingent matching funding to contribute  
37 towards the completion of the work; and  
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39           WHEREAS, the Department of Commerce requires that grant  
40 recipients demonstrate that funded projects will be used for a minimum  
41 of 10 years but the KPC's current lease agreement with the City does  
42 not have a term sufficient to meet the State's requirements; and  
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44 WHEREAS, as the owners of the property, the City may satisfy  
45 the State's requirement by agreeing to a covenant on the Property to  
46 commit to the Property serving as a gathering space for arts, cultural,  
47 and civic experiences for a period of 10 years; and  
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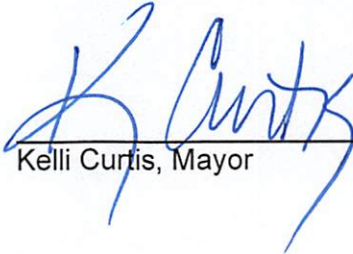
49 WHEREAS, the City Council desires to support the repairs and  
50 upgrades that the KPC desires to construct on the Property.  
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52 NOW, THEREFORE, be it resolved by the City Council of the  
53 City of Kirkland as follows:  
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55 Section 1. The City Manager is hereby authorized and directed  
56 to negotiate and execute with the Department of Commerce a 10-year  
57 covenant, or similar document, on the Kirkland Performance Center  
58 property, addressed as 350 Kirkland Ave, Kirkland, WA 98033, upon  
59 approval of the covenant by the city attorney's office and the Department  
60 of Commerce.  
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62 Passed by majority vote of the Kirkland City Council in open  
63 meeting this 19<sup>th</sup> day of November, 2024.  
64

65 Signed in authentication thereof this 19<sup>th</sup> day of November,  
66 2024.

  
\_\_\_\_\_  
Kelli Curtis, Mayor

Attest:  
  
\_\_\_\_\_  
Elizabeth Adkisson, Acting City Clerk