

RESOLUTION NO. 2084

A RESOLUTION OF THE KIRKLAND CITY COUNCIL AUTHORIZING THE CITY MANAGER TO SIGN ON BEHALF OF THE CITY OF KIRKLAND ITS APPROVAL OF ESCROW INSTRUCTIONS

WHEREAS, the Rector, Churchwardens and Vestrymen of St. John's Parish in the City of Kirkland, a Washington corporation, has petitioned the city to vacate 3rd Street South lying between 1st Avenue South and Second Avenue South in the City of Kirkland, and in the course of said vacation proceeding has made the following representation to the City of Kirkland:

(a) Development of approximately 32 units of low income housing for the elderly under the FHA 236 Rent Supplement Program is being undertaken by said church corporation upon a site which includes said street sought to be vacated. Approximately 100% FHA financing has been applied for by said church corporation, and is essential to its carrying through of the proposed development.

(b) Said church corporation will underwrite all costs and expenses and consult with the city as to the design, development and actual improvement of the vacated street area so as to provide maximum utility of the easement retention area for the purposes of said easement retention, but in a manner and design compatible with the overall proposed development and existing church structure.

(c) In the event the necessary FHA financing to carry out and complete said development is not approved and obtained, or in the event the contemplated development is not completed or is abandoned, said church corporation has no desire to retain said vacated street area, and desires that upon such contingency, said vacated street area be reconveyed to the City of Kirkland; and

WHEREAS, pursuant to said representation, said church corporation has prepared and signed such reconveyance to the City of Kirkland and has deposited same, along with letters of instruction, with the Kirkland Branch, National Bank of Commerce, and

WHEREAS, said letter of instruction to said escrow holder requires the approval and signature of the City Manager of the City of Kirkland,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kirkland as follows:

Section 1. The City Manager is hereby authorized and directed to sign the approval of the City of Kirkland to the escrow instructions, copy of which are attached hereto, and to deliver a copy of said escrow instructions so signed and approved to the Rector, Churchwardens and Vestrymen of St. John's Parish in the City of Kirkland, a Washington corporation, and to the Kirkland Branch, National Bank of Commerce, as escrow holder.

PASSED AND APPROVED in regular meeting of the Kirkland City Council on the 16th day of February, 1971.

William L. Woods
Mayor

Attest:

Tom J. Anderson
Director of Administration and Finance
(ex officio City Clerk)