

RESOLUTION NO. R 3124

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND RELATING TO THE KIRKLAND EAST PARK AND RIDE LOT TO BE CONSTRUCTED ADJACENT TO SR-405 AND NORTHEAST 70TH PLACE, AND AUTHORIZING THE CITY MANAGER TO SIGN A LETTER AGREEMENT WITH THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION ALLOWING CONSTRUCTION TO BE COMMENCED WITHIN CERTAIN KIRKLAND STREET RIGHTS-OF-WAY PRIOR TO THE VACATION OF SAID RIGHTS-OF-WAY.

Whereas, the City of Kirkland heretofore granted to the Washington State Department of Transportation, a construction permit for construction work on 116th Avenue N. E. and Northeast 70th Place with regard to the Kirkland East Park and Ride lot; and

Whereas, several City streets lying within the park and ride lot designated area will ultimately be vacated and used as right-of-way for the park and ride lot construction; and

Whereas, the Department of Transportation has requested from the City, authority for the Department of Transportation and its contractor to construct certain of the improvements within the right-of-way limits as indicated in said requests, prior to the completion of any street vacation proceedings, now, therefore

Be it resolved by the City Council of the City of Kirkland as follows:

Section 1. The City Manager of the City of Kirkland is hereby authorized to sign on behalf of the City of Kirkland that certain letter agreement with the Washington State Department of Transportation dated September 19, 1984, provided that there is added to said agreement, and agreed to by the Washington State Department of Transportation the following additional paragraph:

"The Washington State Department of Transportation shall hold and save harmless the City of Kirkland, its officers, agents and employees from any and all claim or claims real or imaginary, of whatsoever nature made or asserted against the City of Kirkland, its officers, agents, or employees, growing out of the construction, development, use, maintenance or occupancy, of said designated street right-of-way area, or any structure, improvement or encroachment placed within said right-of-way area by the Washington State Department of Transportation."

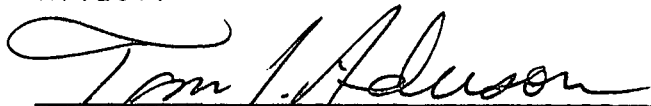
A copy of said letter agreement as originally submitted to the City of Kirkland by the Washington State Department of Transportation is attached to the original of this resolution and by this reference incorporated herein.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 15th day of October, 1984.

Signed in authentication thereof this 15th day of October, 1984.

  
MAYOR

ATTEST:

  
Director of Administration & Finance  
(ex officio City Clerk)