

RESOLUTION 1990

A RESOLUTION OF THE CITY OF NORTH BEND, WASHINGTON, ACCEPTING WATER, SEWER, STORM DRAINAGE, AND STREET IMPROVEMENTS FROM 101 WEST PARK LLC, RELATING TO MAIN AND PARK RETAIL COMMERCIAL DEVELOPMENT

WHEREAS, on October 16, 2018, the City and 101 West Park LLC (Developer) executed a Developer Extension Agreement for the Main and Park Retail water, sewer, storm drainage, and street improvements; and

WHEREAS, the Developer constructed certain water, sewer, storm drainage, and street improvements for the Main and Park Retail Commercial project (“Improvements”); and

WHEREAS, the City has inspected the Improvements, received mylar as-builts, and a GIS disk as required by North Bend Municipal Code (“NBMC”); and

WHEREAS, the Developer has provided the City with the market value for the Improvements and a related Bill of Sale; and

WHEREAS, the City Council of the City of North Bend finds that the Improvements meet the standards of the City, and that the value assigned by the Developer for said Improvements reflects a fair market value;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City Council of the City of North Bend hereby accepts the water, sewer, storm drainage, and street Improvements built for the Main and Park Retail Commercial project as depicted in the attached **Exhibit A** to this Resolution, which is incorporated herein by reference.

Section 2. The Mayor is authorized to execute the Bill of Sale accepting the water, sewer, storm drainage, and street Improvements on behalf of the City of North Bend, in the form attached hereto as **Exhibit B** or in a substantially similar form, in a final form acceptable to the City Attorney.

PASSED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 21ST DAY OF SEPTEMBER, 2021.

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Rob McFarland, Mayor

Michael R. Kenyon, City Attorney

Effective: September 21, 2021

Posted: September 22, 2021

ATTEST/AUTHENTICATED:

Susie Oppedal, City Clerk