

**HIGHLINE WATER DISTRICT  
King County, Washington**

**RESOLUTION 17-4-19E**

**RESOLUTION AUTHORIZING A LETTER OF UNDERSTANDING BY AND BETWEEN  
HIGHLINE WATER DISTRICT AND SOUND TRANSIT RELATING TO THE FEDERAL  
WAY LINK LIGHT RAIL EXTENSION; S 200TH TO THE CITY OF DES MOINES;  
MANSION HILL RESERVOIR RELOCATION**

**WHEREAS**, Sound Transit is endeavoring the design and construction of the Federal Way Link Light Rail Extension between S 200th Street and the City of Federal Way; and

**WHEREAS**, the proposed alignment conflicts with existing District water system facilities; and

**WHEREAS**, the District and Sound Transit desire to establish a mutual understanding to accommodate the relocation of these water system facilities; and

**WHEREAS**, this Letter of Understanding (referenced as Attachment 1 and incorporated herein) is not a binding contract; rather, it is a statement of the District and Sound Transit's intention assuming that the Sound Transit Board authorizes acquisition of the District's property.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The General Manager or designee is authorized to execute the non-binding Letter of Understanding with Sound Transit.
2. The General Manager and/or the District's Legal Counsel are authorized to make minor changes to the non-binding Letter of Understanding if required.

**ADOPTED BY THE BOARD OF COMMISSIONERS** of Highline Water District, King County, Washington, at an open public meeting held this **19th** day of **April 2017**.

**BOARD OF COMMISSIONERS**



**Todd Fultz**, President



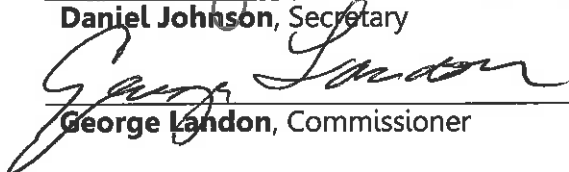
**Vince Koester**, Commissioner



**Kathleen Quong-Vermeire**, Commissioner



**Daniel Johnson**, Secretary



**George Landon**, Commissioner

April XX, 2017

**ATTACHMENT - 1**

Matt Everett  
General Manager  
Highline Water District  
23828 - 30th Ave. S.  
Kent, WA 98032

**DRAFT**

RE: Letter of Understanding regarding  
Federal Way Link Extension  
S. 200th to City of Des Moines  
Mansion Hill Reservoir Relocation

Dear Mr. Everett:

This Letter of Understanding (LOU) sets forth the understanding of Sound Transit and the Highline Water District (“HWD”) regarding potential impacts to HWD facilities at the Mansion Hill Reservoir to accommodate the construction of Sound Transit’s Federal Way Link Extension Link light rail system project (“Project”). As it relates to HWD, Sound Transit proposes to construct a portion of the Project along the 32nd Ave South corridor abutting the western edge of existing the Interstate 5 Rights of Way, and along the eastern edge of the Mansion Hill Reservoir site.

Sound Transit may seek to acquire a portion of the Mansion Hill Reservoir site for purposes of construction, operation, and maintenance of the Project. That portion of the property currently identified for potential acquisition would impact the existing water tank fixture, which could result in HWD’s eligibility for relocation assistance in accordance with the Uniform Relocation Act, 42 USC 4601 et seq., and the implementing regulations found in 49 CFR 24 and, chapter 8.26 RCW, and the implementing regulations found in chapter 468-100 WAC. As such, certain relocation services and entitlement may be available to you in accordance with the federal and state laws and regulations cited above. In the event the relocation of the tank fixture was required for the Project, HWD would be eligible for qualifying advisory services, moving expenses, and business reestablishment expenses. Prior to incurring expenses, HWD and ST will work closely to develop a scope of work and construction plan and schedule to establish procedures for reviewing work and submitting claims for reimbursement. This LOU will serve as a guiding document throughout the relocation process.

Sound Transit anticipates obtaining authority to acquire the property needed by the end of April 2017, whereupon a Notice of Relocation Eligibility and Entitlements will be issued to HWD, necessary further agreement(s) would be negotiated and executed by the District and Sound Transit, and the relocation process may begin.

Please sign below to indicate your understanding of the process and your willingness to work with Sound Transit in the manner described above. You acknowledge that this Letter of Understanding is not a binding contract; rather, it is a statement of both of our intention assuming that the Sound Transit Board authorizes acquisition of the HWD property. Following

Board authorization it is our mutual intent to enter into the Relocation process that would outline the scope of relocation and reconfiguration that is reasonable and necessary to accommodate the Project.

We look forward to working with Highline Water District.

If you have any questions please call me at 206-\_\_\_\_\_.

Sincerely

Paul Bennett  
Corridor Design Manager  
Federal Way Link Extension Project  
Sound Transit

Received and Acknowledged:

Name

\_\_\_\_\_  
Title  
Date

**Agenda Item No.:** 5.3  
**Agenda Date:** 4/19/17  
**Reviewed By:** JPO/m.e.

**Subject:** Authorize Non-binding Letter of Understanding between HWD and Sound Transit  
Federal Way Light Rail Extension – Mansion Hill Reservoir Relocation

CATEGORY	
<i>Executive</i>	<input type="checkbox"/>
<i>Administrative</i>	<input type="checkbox"/>
<i>Engineering/Operations</i>	<input checked="" type="checkbox"/>

FINANCIAL			
<i>Expenditures?</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
<i>Budgeted?</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
<i>Estimated Amount:</i> \$ _____			Excludes sales tax

**ATTACHMENTS:**

1. Resolution 17-4-19E
2. Attachment 1 – Non-binding Letter of Understanding

**COMMENTS**

The District and Sound Transit desire to establish a mutual understanding to accommodate the relocation of the District’s water system facilities that are in conflict with Sound Transit’s proposed alignment.

Staff recommends approval of this resolution.