

**HIGHLINE WATER DISTRICT
King County, Washington**

RESOLUTION 21-8-18A

RESOLUTION AUTHORIZING THE GENERAL MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH THE CITY OF SEATTLE TO EXTEND THE DEADLINE FOR THE CONSENSUAL PROCESS DEFINED IN THE CITY OF SEATTLE PARTIAL REQUIREMENTS CONTRACT FOR THE SUPPLY OF WATER.

WHEREAS, Highline Water District "District" entered into the 2001 Partial Requirements Contract for the Supply of Water "Contract" with the City of Seattle; and,

WHEREAS, Section II.A.3 of the Contract provides for periodic review and right to change certain terms and conditions by January 1, 2022; and,

WHEREAS, the City of Seattle provided notice to the District in December 2020 of their desire to review the terms and conditions of the Contract; and,

WHEREAS, the District and Seattle Public Utilities have been negotiating changes to the Contract that will not be completed prior to the scheduled deadline; and,

WHEREAS, the parties desire to extend the contract review period to January 1, 2023, to continue good faith negotiations.

NOW, THEREFORE, BE IT RESOLVED:

1. The General Manager or designee is authorized to execute the Agreement attached hereto as Exhibit A and incorporated by reference, with the City of Seattle to extend the consensual negotiation process to January 1, 2023.

ADOPTED BY THE BOARD OF COMMISSIONERS of Highline Water District, King County, Washington, at an open public meeting held on the **18th** day of **August 2021**.

BOARD OF COMMISSIONERS

DocuSigned by:

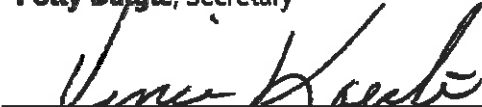
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Todd Fultz, President

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Polly Daigle, Secretary

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Daniel Johnson, Commissioner


Vince Koester, Commissioner

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Kathleen Quong-Vermeire, Commissioner



EXHIBIT A

August 6, 2021

Mr. Matt Everett
General Manager
Highline Water District
23828 30th Ave. South
Kent, WA 98032-3867

Dear Mr. Everett,

Seattle Public Utilities appreciates the opportunity and good will to discuss our proposal to amend the City of Seattle Partial Requirements Contract for the Supply of Water to Highline Water District. As you know, section II.A.3 provides for periodic review and right to change certain terms and conditions. Seattle began the Consensual Process with a written proposal to Highline Water District in December 2020. SPU and Highline Water District have been meeting to consider the proposal and discuss mutual interests and goals.

SPU and Highline Water District recognize the value of additional time to consider the proposal and other options to improve the contract and ensure all proposed changes are fully vetted. This letter memorializes our mutual agreement to extend the time period set forth in the contract.

Agreement

Section II.A.3 of the 2001 City of Seattle Partial Requirements Contract for the Supply of Water to Highline Water District (Contract) between SPU and Highline Water District provides for periodic review and right to change certain terms and conditions by January 1, 2022. Highline Water District and SPU hereby agree to amend Section II.A.3 of the Contract to extend the date by 12 months:

- The one-year period for parties to agree on a proposal using the Consensual Process defined in Section II.A.3 of the Contract is changed to a two-year period.
- The dates set forth in Section II.A.3 of the Contract are changed from January 1, 2022 to January 1, 2023.

Executed for Highline Water District

Executed for The City of Seattle,
Seattle Public Utilities

Matt Everett, General Manager

Mami Hara, General Manager

Date: _____

Date: _____

Agenda Item No.: 5.1
Agenda Date: 08/18/21
Reviewed By: M.E.

Subject: Authorize SPU Wholesale Contract Negotiation Extension

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 checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
<i>Budgeted?</i>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	N/A <input type="checkbox"/>
<i>Amount:</i> \$ _____			

ATTACHMENTS:

1. Resolution 21-8-18A
2. Exhibit A - Agreement

COMMENTS:

The District and Seattle Public Utilities have been negotiating changes to the Contract that will not be completed prior to the scheduled deadline.

The parties desire to extend the contract review period to January 1, 2023, to continue good faith negotiations.