

RESOLUTION NO. 19-34

A RESOLUTION OF KITSAP TRANSIT BOARD OF COMMISSIONERS AUTHORIZING STAFF TO AMEND THE PROJECT DEVELOPMENT AGREEMENT WITH THE PORT OF KINGSTON WITH ADDENDUM NUMBER ONE TO REIMBURSE THE CAPITAL IMPROVEMENTS COST OVERRUNS

WHEREAS, at its regular meeting on April 17, 2018, the Board approved Resolution 18-23, authorizing staff to enter into a Project Development Agreement with the Port of Kingston for use of and upgrades to the pier and facilities and amenities involved in providing Passenger-Only Ferry service from Kingston to Seattle; and

WHEREAS, upon execution of the agreement, the Port of Kingston will undertake completion of Capital Improvements, including but not limited to the installation of fuel lines, potable water, waste water, power and telecommunications; and

WHEREAS, Kitsap Transit reimbursed the Port of Kingston one million three hundred thousand dollars (\$1,300,000) in accordance with its agreement with the Port of Kingston as prepaid rent; and

WHEREAS, any cost overruns of Capital Improvements pursuant to Section 4.3.7 shall be reimbursed by Kitsap Transit to the Port of Kingston that exceed the prepaid rent; and

WHEREAS, in December, the Port of Kingston's costs exceeded the prepaid rent; and

WHEREAS, additional work to the terminal, fuel line, sewer line and electrical work have been completed and billed in the amount of one hundred ninety six thousand one hundred fourteen dollars and twenty cents (\$196,114.20); and

WHEREAS, based on the annual adjustment per the agreement staff estimates the additional expenses will be applied to the prepaid rent for approximately an additional three years; and


NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners hereby authorize staff to amend the agreement with the Port of Kingston with Addendum No. 1 to reimburse the capital improvements cost overruns in the amount of one hundred ninety six thousand one hundred fourteen dollars and twenty cents (\$196,114.20).

ADOPTED by the Kitsap Transit Board of Commissioners at a regular meeting held on the 2nd day of April, 2019.



Kol Medina, Chairperson

ATTEST:



Jill A. Boltz, MMC
Clerk of the Board