

**RESOLUTION NO. 3615**

A RESOLUTION of the Port Commission of the Port of Seattle authorizing the Chief Executive Officer to enter into Agreements with the City of Seattle for implementation of Duwamish ITS Phase 3 and Kent for construction of grade separations in the South 228<sup>th</sup> Corridor; and approving a total Port of Seattle contribution of \$1,700,000 plus staff and consulting resources.

WHEREAS, Port of Seattle has joined with other agencies and private partners in the Freight Action Strategy for Seattle and Tacoma (FAST) Corridor partnership; and

WHEREAS, some of these partners have agreed to make intelligent transportation system (ITS) improvements in the Duwamish and SODO areas of Seattle, to benefit the movement of freight and goods and enhance the use of other Port related facilities; and

WHEREAS, some of these partners have agreed to construct grade separations of BNSF Railway and UP rail lines at South 228<sup>th</sup> Street in Kent, eliminating the at-grade railroad crossings to reduce delay and improve truck access to warehousing and distribution centers in the Kent Valley; and

WHEREAS, the Port entered into a "FAST Corridor Phase 2" Memorandum of Understanding on January 28<sup>th</sup> of 2003;

WHEREAS, the City of Seattle is the lead agency for the Duwamish ITS Phase 3 Project; and

WHEREAS, the City of Kent is the lead agency for the South 228<sup>th</sup> Street Grade Separation Projects;

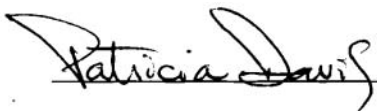
NOW, THEREFORE, BE IT RESOLVED by the Port Commission of Seattle that:

1. The Chief Executive Officer of the Port of Seattle is hereby authorized to execute an Agreement with:
  - 1.1. City of Seattle for construction and deployment of components of Duwamish ITS Phase 3 in substantially the form attached to this Resolution as Attachment "1."

2. City of Kent for construction of the South 228<sup>th</sup> Street Grade Separations in substantially the form attached to this Resolution as Attachment "2."
3. Staff is authorized to take all necessary actions to fulfill the terms of the Agreement including contribution of:
  - 3.1. \$500,000 plus staff and consultant resources toward Duwamish ITS Phase 3 Project construction in Seattle; and
  - 3.2. \$1,190,000 plus staff and consultant resources toward South 228<sup>th</sup> Grade Separations Project construction in Kent.
4. Copies of the final executed Agreements shall be attached to this resolution as Attachments "3" and "4" and by this reference incorporated herein.

ADOPTED by the Port of Seattle at a regular meeting thereof, held on this 21<sup>st</sup> day of April, 2009, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.

  
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Port Commission