

**CITY COUNCIL AGENDA ITEM**  
CITY OF SHORELINE, WASHINGTON

<b>AGENDA TITLE:</b>	Authorize the City Manager to Execute the Extension of the Sewer Use Agreement Between the City of Shoreline and Olympic View Water and Sewer District
<b>DEPARTMENT:</b>	Public Works
<b>PRESENTED BY:</b>	Randy Witt, Director
<b>ACTION:</b>	<input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

**PROBLEM/ISSUE STATEMENT:**

In 1991, the Ronald Wastewater District (“Ronald”) entered into an agreement with the Town of Woodway relating to Woodway’s use of Ronald’s sanitary sewer system. This Sewer Use Agreement was later transferred from Woodway to Olympic View Water and Sewer District (“Olympic View”) and then amended by Ronald and Olympic View. On April 30, 2021, the City assumed Ronald. On November 8, 2021, City Council approved an extension of the agreement for one year, which is set to expire on November 15, 2022. Tonight, staff is requesting Council authorization for the City Manager to execute this agreement (Attachment A) to extend the Amended Sewer Use Agreement between the City and Olympic View, for two additional years.

**RESOURCE/FINANCIAL IMPACT:**

Approval of this agreement will not require new resources or have a financial impact on the City.

**RECOMMENDATION**

Staff recommends that the City Council authorize the City Manager to execute the extension of the Sewer Use Agreement between the City of Shoreline and Olympic View Water and Sewer District for two additional years until November 15, 2024.

Approved By:            City Manager **DT**    City Attorney **MK**

## **BACKGROUND**

In 1991, the Ronald Wastewater District (“Ronald”) entered into an agreement with the Town of Woodway relating to Woodway’s use of Ronald’s sanitary sewer system (“Sewer Use Agreement”). In 2004, the Town of Woodway transferred its sanitary sewer system by mutual agreement to the Olympic View Water and Sewer District (“Olympic View”) and in 2004 and again in 2005, Ronald and Olympic View amended the Sewer Use Agreement (“Amended Sewer Use Agreement”).

On April 30, 2021, the City of Shoreline (“Shoreline”) assumed Ronald and now is responsible for wastewater services in the city. On November 8, 2021, City Council approved an extension of the Sewer Use Agreement for one year. The staff report for that action can be found at the following link:

<http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/council/staffreports/2021/staffreport110821-7c.pdf>.

## **ALTERNATIVES ANALYSIS**

This Amended Sewer Use Agreement is now set to expire on November 15, 2022, and Shoreline and Olympic View desire to extend the existing agreement for two additional years. An agreement extending the term of the Amended Sewer Use Agreement for two years has been developed (Attachment A). Olympic View approved this agreement at their September 6, 2022 Board meeting. Tonight, staff is requesting Council authorization for the City Manager to execute this agreement to extend the Amended Sewer Use Agreement between the City and Olympic View.

An alternative to not entering into this two-year extension agreement would be to have the Amended Sewer Use Agreement expire, which would mean that the mechanisms for maintenance, billing, adding connections, etc., between the City and Olympic View would end. Notably and most immediate, the City would be unable to invoice Olympic View for services provided. Staff does not recommend this alternative and recommends that Council authorize this extension agreement.

## **COUNCIL GOAL(S) ADDRESSED**

This item address City Council Goal #2: Continue to deliver highly-valued public services through management of the City’s infrastructure and stewardship of the natural environment.

## **RESOURCE/FINANCIAL IMPACT**

Approval of this agreement will not require new resources or have a financial impact on the City.

## **RECOMMENDATION**

Staff recommends that the City Council authorize the City Manager to execute the extension of the Sewer Use Agreement between the City of Shoreline and Olympic View Water and Sewer District for two additional years until November 15, 2024.

**ATTACHMENT**

Attachment A - Extension of the Sewer Use Agreement between the City of Shoreline  
and Olympic View Water and Sewer District



**SECOND EXTENSION OF SEWER USE AGREEMENT  
BETWEEN  
CITY OF SHORELINE AND OLYMPIC VIEW WATER AND SEWER DISTRICT**

WHEREAS, the City of Shoreline (“Shoreline”) and the Olympic View Water and Sewer District (“Olympic View”) are parties to a Sewer Use Agreement that has been amended from time to time (“Amended Sewer Use Agreement”); and

WHEREAS, on November 16, 2021, Shoreline and Olympic View extended the Amended Sewer Use Agreement for one (1) year so as to expire on November 15, 2022 (“First Amended Sewer Use Agreement”); and

WHEREAS, Shoreline and Olympic View wish to extend the First Amended Sewer Use Agreement for an additional two years due to the need for the development of comprehensive agreements between the parties pertaining to the sewer systems of each;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, Shoreline and Olympic View make the following amendments and/or modifications to the Amended Sewer Use Agreement:

1. **Extension of Term:** As provided in Section 6.2 of the First Amended Sewer Use Agreement, Shoreline and Olympic View mutually agree to extend the term by two (2) years so as to expire at 11:59 pm local time on November 15, 2024.
2. **Terms and Conditions of Existing Agreement Remain the Same:** The parties agree that, except as specifically provided in this amendment, the terms and conditions of the First Amended Sewer Use Agreement remain in full force and effect.

EXECUTED, this the 5th day of September, 2022.

**CITY OF SHORELINE**

**OLYMPIC VIEW WATER & SEWER DISTRICT**

\_\_\_\_\_  
Name: Debbie Tarry

Title: City Manager

  
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Name: John Elsasser

Title: Board President

Shoreline Receiving #10206.01  
Second Extension of Sewer Use Agreement