

Town of Concrete Town Council Agenda

ADD-ON

06-10-2019

- Resolution #2019-11 – Use of Town
Right of Way
- Amendment #1, Skagit County
Contract #C20190146

Resolution # 2019-11
**A RESOLUTION OF THE TOWN OF CONCRETE, WASHINGTON
PERTAINING TO USE OF TOWN RIGHT OF WAY
BY THE CONCRETE SWAP MEET
FOR VENDOR SPACES**

WHEREAS, in 2016 the Cement City Swap Meet (Concrete Swap Meet) was granted a temporary use permit to operate on a seasonal basis subject to conditions approved by Council; and

WHEREAS, the Town has unopened right of way designated as S. Rietze Ave. (1st Ave) located East of Fir Street, East of Block 2 of Grassmere Addition to Concrete and West of Block 1 of Grassmere Addition to Concrete; and

WHEREAS, the Owner and Operator of the Concrete Swap Meet and the owner of Block 2 of Grassmere Addition to Concrete, George Theodoratus, wishes to use that portion of the unopened S. Rietze Ave. right of way adjacent to Block 1 of Grassmere Addition to Concrete for additional vendor spaces for the Concrete Swap meet (an area approximately 70 feet wide and 101.39 feet long totaling 7,097.3 square feet)

NOW THEREFORE, BE IT RESOLVED BY THE TOWN OF CONCRETE AS FOLLOWS:

The Town of Concrete Town Council does hereby **APPROVE** the request from George Theodoratus to use the portion of unopened S Rietze Ave located adjacent to and east of his property described as Block 2 of Grassmere Addition to Concrete as depicted on the attached Exhibit A and subject to the following conditions:

1. The applicant will obtain a right of way permit from the Town of Concrete for use of the subject unopened right of way.
2. The applicant will provide the Town with a hold harmless agreement and proof of insurance to cover the Town's interests.
3. All vendors will be required to be located to the South of the Fir Street right of way.
4. The use is temporary and will need to cease in the event the Town should need the right of way for the transportation of vehicles, pedestrians or utilities.

PASSED, by the Concrete Town Council and approved by the Mayor this _____ day of June, 2019.

TOWN OF CONCRETE

Jason Miller, Mayor

ATTEST:

APPROVED AS TO FORM:

Andrea Fichter, Clerk Treasurer

Town Attorney

**AMENDMENT #1
ORIGINAL AGREEMENT #C20190146**

Town of Concrete, hereinafter called "Contractor", and Skagit County, hereinafter called "County", agree to amend Agreement No. C20190146, as set forth below under "Terms of Amendment".

TERMS OF AMENDMENT: The term of the agreement has been amended to extend the contract completion date from June 30, 2019 to June 30, 2020. The time extension will allow the Contractor to complete the project that has been delayed due to unforeseen circumstances. There is no additional compensation with this amendment.

All other terms and conditions of the original contract shall remain in effect.

Date: _____, 2019.

CONTRACTOR

Signature of Authorized Signatory

Print name

Mailing Address:
Town of Concrete
PO Box 39
45672 Main Street
Concrete, WA 98237

Telephone No. 360-853-8401
Fed. Tax ID # 91-6001414
Contractor Lic. # NA

DATED this _____ day of _____, 2019.

**BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Lisa Janicki, Chair

Ron Wesen, Commissioner

Attest:

Kenneth A. Dahlstedt, Commissioner

Clerk of the Board

For contracts under \$5,000:
Authorization per Resolution R20030146

Recommended:

County Administrator

Department Head

Approved as to form:

Civil Deputy Prosecuting Attorney

Approved as to indemnification:

Risk Manager

Approved as to budget:

Budget & Finance Director