RESOLUTION NO. 17-0387

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, RELATING TO SIDEWALK RECONSTRUCTION OF 212 LINEAR FEET OF 8 FOOT WIDE SIDEWALK AT 621/623 MERIDIAN STREET, PROVIDING FOR THE CITY’S MONETARY CONTRIBUTION IN THE AMOUNT OF $10,000 FOR SAID RECONSTRUCTION BY THE ABUTTING PROPERTY OWNER

WHEREAS, a section of sidewalk was constructed by LD Sanders Construction, LLC during the reconstruction of the Meridian Street frontage in 2016 that presents as a hazard to pedestrian traffic; and

WHEREAS, the City has discussed its desire to have the Washington Department of Transportation remedy the hazard, but no agreement was reached on the party responsible for payment of the remediation; and

WHEREAS, Accord Inc. dba Taco Time, received a permit to construct two buildings on the abutting parcels, located at 621/623 Meridian Street, where the subject sidewalk is located; and

WHEREAS, in discussion with the Public Works Director with the City of Edgewood, Taco Time and the City discussed potential fixes to address this hazard and established the fact that the property owner would be breaking into and reconstructing parts of the sidewalk to manage ingress and egress for the new businesses at this location; and

WHEREAS, both the City and Taco Time agreed that the fastest and most cost effective way to fix the hazard was for Taco Time to remedy the problem in concert with their construction activity; and

WHEREAS, RCW 35.21.285 allows the City to assist a street abutter in improving the street area serving the abutters premises by either furnishing materials and supplies, or by paying the cost of same to the abutter, which shall not render the street improvements a public work or improvement subject to competitive bidding; and

WHEREAS, the City and Taco Time have agreed that the cost of the fix is estimated at $28,130.68, and that Taco Time agrees to accept the City’s contribution of $10,000.00 for this fix;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. Meridian Sidewalk Repair - The City Council authorizes the Mayor to make payment, in the amount of $10,000.00 to Accord, Inc. – Attention Robby Tonkin, based on the agreed to terms outlined by Staff at the Council’s October 3rd, 2017 Study Session and outlined above, in order to eliminate a sidewalk slope hazard within the right of way along the frontage of the properties at 621/623 Meridian Street. EXHIBIT A – Sidewalk repair estimate and City invoice for payment.
Effective Date. This resolution will take effect immediately upon passage by the City Council.

PASSED THIS 10TH DAY OF OCTOBER, 2017

ATTEST:

Daryl Eidinger, Mayor

Rachel Pitzel, City Clerk
September 18, 2017

City of Edgewood
2224 104th Ave East
Edgewood, WA 98372

Attn: Aaron C. Nix

Dear Aaron,

Please pay the following bill for the right of way sidewalk improvements that was completed at the Taco Time located at 621 Meridian Ave E, Edgewood, WA.

    The portion due from the City of Edgewood is $10,000.00

Please issue a check to Accord Inc attention Robby Tonkin.

Thanks,
Sue Whittaker
Accounting Supervisor
Taco Time NW
425-988-2428
From: Aaron Nix  
Sent: Saturday, July 08, 2017 8:35 AM  
To: 'Lyle Sanders'  
Cc: Robby Tonkin; Dave Gray; Daryl Eidinger; Jeremy Metzler  
Subject: ADA Sidewalk Upgrade in front of Taco Time/Starbucks  
Attachments: edgewood sidewalk bid.docx

Lyle,

Thanks for this. At the time we discussed this, I recall that the City had sufficient budget resources (Under our safety improvements component to our Capital Improvements Projects Budget) to cover approximately 10k of this cost. It appears the cost has increased a bit. Is that going to be an issue for you guys?

Aaron C. Nix, M.P.A.  
City of Edgewood, WA  
Assistant City Administrator –  
Public Works/Interim Community Development Director  
(253) 952-3299

-----Original Message-----
From: Lyle Sanders [mailto:ldsandersconstruction@yahoo.com]  
Sent: Friday, July 07, 2017 3:33 PM  
To: Aaron Nix <aaron@cityofedgewood.org>  
Cc: Robby Tonkin <rtonkin@tacotimenw.com>  
Subject:  

Aaron  
Attached is an updated and firm quote for the sidewalk replacement. Our firm start date is Monday July17th. I plan on putting up sidewalk closed signs early that morning. Would you be available to come by and take a look?  
Let me know if you need anything else.  
Thanks  
Lyle Sanders  
LD Sanders Construction, L.L.C.  
24920 SE 369th Pl  
Enumclaw, WA 98022  
ldsandersconstruction@yahoo.com  
360-239-2308
We are pleased to have the opportunity to submit the following quote per your request

At the request of - Taco Time North West 3300 Maple Valley Hwy Renton

Scope of work - Remove and replace 212ft of 8ft sidewalk along property line of Taco Time and Meridian Ave E. at address 623 Meridian Ave E.

- Labor and materials to remove, dispose of, grade, form, and repour sidewalk
  - $21,200.00

- Additional materials provided 2 Fogtite J11 type 2 vaults and 2 J11 type 1 vaults
  - $1,694.00

- Rental of closer and pedestrian signs one week
  - $482.00

Sub total $23,376.00

10% P.O. $2,337.60

WSST 9.4% $2,417.08

Total $28,130.68