

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON,
APPROVING AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT
BETWEEN THE CITY OF OLYMPIA AND LANDAU ASSOCIATES, INC. FOR WEST
OLYMPIA COMMERCIAL PROPERTY ADDITIONAL REMEDIAL ACTIONS**

WHEREAS, on October 2, 2017, the City of Olympia (City) and the State of Washington Department of Ecology (DOE) entered into an Agreed Order for remediation of the former West Olympia Landfill Site (Site) (now known as the West Olympia Commercial Property); and

WHEREAS, the Agreed Order required the City to conduct a Remedial Investigation and Feasibility Study (RI/FS) of the Site; and

WHEREAS, the Remedial Investigation of the Site has been completed, and the Feasibility Study will be completed in April 2020; and

WHEREAS, the next step in DOE's Toxics Cleanup Program Model Toxics Control Act is a draft Cleanup Action Plan (dCAP); and

WHEREAS, the City and Landau Associates, Inc. entered into a Professional Services Agreement on November 6, 2018, as well as two amendments throughout the process, to complete the Remedial Investigation and Feasibility Study and other additional remedial actions required by DOE; and

WHEREAS, the City and Landau Associates, Inc. wish to establish Amendment No. 3 to the Professional Services Agreement to complete DOE's requirement of a draft Cleanup Action Plan for the Site and provide the City with property transfer support services; and

WHEREAS, Amendment No. 3 will allow for a new total compensation amount not to exceed \$316,809.00, which amount must be approved by City Council to proceed;

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL DOES HEREBY RESOLVE as follows:

1. The Olympia City Council hereby approves the form of Amendment No. 3 to the Professional Services Agreement between the City of Olympia and Landau Associates, Inc. for completion of the DOE required draft Cleanup Action Plan for the West Olympia Commercial Property (former West Olympia Landfill Site) and provision of property transfer support, and the terms and conditions contained therein.

2. The Interim City Manager is authorized and directed to execute on behalf of the City of Olympia Amendment No. 3 to Professional Services Agreement, and any other documents necessary to execute said Agreement, and to make any minor modifications as may be required and are consistent with the intent of the Amendment, or to correct any scrivener's errors.

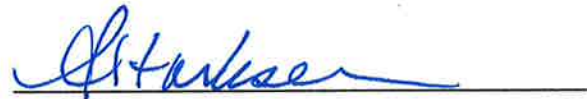
PASSED BY THE OLYMPIA CITY COUNCIL this _____ day of _____ 2020.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:



DEPUTY CITY ATTORNEY