



## City Council

### Approval of Amended Agreed Order with the Washington State Department of Ecology for the East Bay Redevelopment Site

**Agenda Date:** 3/21/2017  
**Agenda Item Number:** 4.O  
**File Number:** 17-0295

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**Type:** contract   **Version:** 1   **Status:** Passed

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#### **Title**

Approval of Amended Agreed Order with the Washington State Department of Ecology for the East Bay Redevelopment Site

#### **Recommended Action**

##### **Committee Recommendation:**

Not referred to a committee.

##### **City Manager Recommendation:**

Move to authorize the City Manager to sign the Agreed Order between the City of Olympia, LOTT, Port of Olympia and the Washington State Department of Ecology for cleanup of the Port's East Bay Redevelopment Site.

#### **Report**

##### **Issue:**

Whether to authorize the signing of an Agreed Order for cleanup of the Port's East Bay Redevelopment Site.

##### **Staff Contact:**

Jay Burney, Assistant City Manager, Executive Department, 360.753.8740

##### **Presenter(s):**

None - Consent Calendar Item.

#### **Background and Analysis:**

In September, 2010, the City of Olympia, along with LOTT and the Port of Olympia signed onto an Agreed Order with the Washington State Department of Ecology (WSDOE) for the cleanup of the Port's East Bay properties. The City signed on as a party to the agreement because the current site of the Hands on Children's Museum is within the cleanup boundaries of the Agreed Order. The City performed all of the required cleanup work at this site as part of the construction project. Our obligations under this order have been fulfilled. The remaining work to be completed is the responsibility of the Port of Olympia.

Even though our work is completed, we are still listed by WSDOE as a Potentially Liable Party on the Agreed Order until all of the work is completed. Therefore, any amendments to the original order require our signature. The Port has wrapped up their investigatory work and has reached agreement with WSDOE for the remaining cleanup work. This Agreed Order formalizes the Port's work as approved by WSDOE. The City of Olympia does not incur any additional costs or cleanup responsibility by signing the amended Agreed Order.

**Neighborhood/Community Interests (if known):**

The cleanup and development of the East Bay properties will eliminate the possibility for further contamination of surrounding properties and provide further economic development opportunities in Olympia.

**Options:**

1. Authorize the City Manager to sign the Agreed Order between the City of Olympia, LOTT, Port of Olympia and the Washington State Department of Ecology for cleanup of the Port's East Bay Redevelopment Site.
2. Do not authorize the City Manager to sign the Agreed Order between the City of Olympia, LOTT, Port of Olympia and the Washington State Department of Ecology for cleanup of the Port's East Bay Redevelopment Site, and provide staff with guidance moving forward.
3. Authorize the City Manager to sign the Agreed Order between the City of Olympia, LOTT, Port of Olympia and the Washington State Department of Ecology for cleanup of the Port's East Bay Redevelopment Site with modifications requested by Council.

**Financial Impact:**

None. The City has completed its cleanup work under this Agreed Order with the completion of construction activities associated with the new Hands on Children's Museum project.

**Attachments:**

Agreed Order - Port East Bay Redevelopment Site