

RESOLUTION NO. 14-953

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON AUTHORIZING THE MAYOR TO EXECUTE THE FIRST ADDENDUM TO THE SUBTERRA, INC. CONTRACT TO SERVE AS THE GEOTECHNICAL ENGINEERING CONSULTANT TO THE MASTER DEVELOPMENT REVIEW TEAM

WHEREAS, on July 9, 2012 the Consultant and the City entered into a contract via Resolution No. 12-819 for on-going services as described in that Contract; and

WHEREAS, the Contract will soon expire, and the City would like to extend the contract while it complies with state law for the selection of consultants and the execution of new contracts with the City; and

WHEREAS, the Consultant agrees to continue its performance of services under the same terms and conditions in the original Contract;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, DOES RESOLVE AS FOLLOWS:

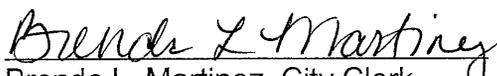
Section 1. The Mayor is hereby authorized to execute the first addendum to the SubTerra, Inc contract, substantially in the form attached hereto as Exhibit A.

PASSED BY THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 5TH DAY OF JUNE 2014.

CITY OF BLACK DIAMOND:


Dave Gordon, Mayor

Attest:


Brenda L. Martinez, City Clerk

**FIRST AMENDMENT TO CONSULTANT SERVICES CONTRACT
BETWEEN THE CITY OF BLACK DIAMOND AND
SubTerra, Inc.**

THIS FIRST AMENDMENT is made to the Consultant Services Contract via Resolution No. 12-819 executed between the City of Black Diamond, a Washington municipal corporation (hereinafter the "City"), and Sub Terra, Inc. (hereinafter the "Consultant,") a corporation organized under the laws of the State of Washington, located and doing business at 218 East North Bend Way, North Bend, WA 98045.

RECITALS

WHEREAS, on **July 9, 2012**, the Consultant and the City entered into a contract for on-going services as described in that Contract; and

WHEREAS, the Contract will soon expire, and the City would like to extend the contract while it complies with state law for the selection of consultants and the execution of new contracts with the City;

WHEREAS, the Consultant agrees to continue its performance of services under the same terms and conditions in the original Contract;

NOW, THEREFORE, in consideration of the mutual promises set forth herein, it is agreed by and between the parties as follows:

TERMS

Section 1. No Change to Terms and Conditions. With the exception of the expiration date of the Contract between the City and the Consultant, all terms and conditions of the Contract shall remain the same.

Section 2. New Expiration Date. The parties agree to extend the expiration date of the Contract June 30, 2014 to **September 30, 2014**.

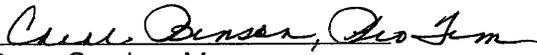
IN WITNESS WHEREOF, the parties have executed this Agreement on this **5th day of June, 2014**.

CONSULTANT



By:
Chris Breeds
Its: President

CITY OF BLACK DIAMOND

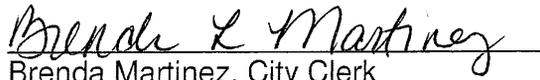
By: 
Dave Gordon, Mayor

Consultant: SubTerra Inc.

APPROVED AS TO FORM:


Carol A. Morris, City Attorney's Office

ATTEST:


Brenda Martinez, City Clerk