

Please return to:

Executive Assistant  
Kennewick Irrigation District  
12 West Kennewick Avenue  
Kennewick, WA 99336

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## KENNEWICK IRRIGATION DISTRICT RESOLUTION 2012-34

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### Bretz Road Irrigation System Local Improvement District

A **RESOLUTION** of the Board of Directors of Kennewick Irrigation District (KID), Benton County, Washington, clarifying the project cost of the Bretz Road Local Improvement District (LID) No. 193,

**WHEREAS**, a public hearing was held on September 21, 2010 at the office of the KID, 12 West Kennewick Avenue, Kennewick, Washington, during the regularly scheduled Board meeting, providing opportunity for all interested persons desiring to show cause for or against the proposed formation of the Bretz Road LID, and for determining the method of payment for LID pursuant to RCW 87.03.485; and

**WHEREAS**, the Board of Directors of KID (the Board) met in regular session on January 18, 2011, with a quorum present and approved the formation of the Bretz Road LID; and

**WHEREAS**, KID experienced project cost overruns due to issues related to meeting the demands of the City of West Richland which affected overall project costs in the amount of \$14,027.67; and

**WHEREAS**, KID met with the City of West Richland Mayor and staff requesting the city reimburse the LID for project cost overruns that KID considers to be no fault of its own, but rather inappropriate demands of the City; and

**WHEREAS**, staff met with Bretz Road LID participants on May 5, 2012 regarding the increased cost of the project and their associated LID assessment and discussed alternatives to lessen the financial impact to these rate payers; and

**WHEREAS**, KID made a tort claim to the City for \$14,027.67 because the City refused KID's request and subsequently, the tort claim was denied by the City; and

**WHEREAS**, the 2013 assessment roll is being finalized and staff requests direction on what the final assessment should be for the LID;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE KENNEWICK IRRIGATION DISTRICT, BENTON COUNTY, WASHINGTON, as follows:**

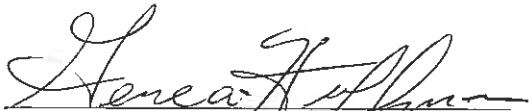
1. Term; the term of the LID repayment will be eight (8) years;
2. Project cost: total project cost will be reduced \$7,013.84
3. Add Kennedy Center Mini Storage to the LID with 0.81 irrigable acres;
4. Increased irrigable acreage for one property owner to reflect what they are actually irrigating (Buddhist Temple).


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5. Remove KID staff cost and legal fees from the LID cost.
6. Notify LID participants of a final public hearing confirming the LID assessment on November 6, 2012 during the regularly scheduled Board of Directors meeting;
7. All other terms and conditions remain the same.

**RESOLUTION 2012-34 IS HEREBY ADOPTED** by the Board of Directors of Kennewick Irrigation District, Benton County, Washington, at a regular open public meeting thereof this 16<sup>th</sup> day of October, 2012.

  
Gene Huffman

  
Kirk Rathbun

  
Patrick McGuire

  
David McKenzie

  
Dean Dennis