

**CITY OF DEER PARK  
RESOLUTION 2010-009**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF DEER PARK, SPOKANE COUNTY, WASHINGTON, AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT WITH KNIGHT CONSTRUCTION WHEREBY KNIGHT CONSTRUCTION AGREES TO MAKE A PRIVATE INVESTMENT FOR THE DEVELOPMENT OF INDUSTRIAL ZONED LAND OWNED BY KNIGHT CONSTRUCTION AND LOCATED WITHIN THE CITY IN RETURN FOR THE CITY CONSTRUCTING PUBLIC WATER, SEWER, AND ALL SEASON ROAD FACILITIES ALONG CEDAR AND AIRPORT ROADS CONTINGENT UPON THE CITY SECURING FUNDING FROM THE WASHINGTON STATE DEPARTMENT OF COMMERCE - COMMUNITY ECONOMIC REVITALIZATION BOARD (CERB) AS WELL AS ALL OTHER SOURCES OF FUNDING NECESSARY TO CONSTRUCT THE PUBLIC FACILITIES.**

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**WHEREAS**, the City Council of the City of Deer Park authorized the submittal of an application for funding from the Washington State Department of Commerce – Community Economic Revitalization Board (CERB) pursuant to the passage and adoption of Resolution No. 2010-0\_\_ attached hereto as Exhibit “A”; and

**WHEREAS**, in order to qualify for CERB funding, an applicant must show evidence of a private investment commitment through an agreement signed by the applicant and the private investor which obligates both parties to **certain** obligations contingent upon an award of CERB funding; and

**WHEREAS**, Knight Construction has signed the attached agreement (Exhibit “B”) committing to an investment of capital and the creation and/or retention of jobs contingent upon the City securing CERB and all other necessary funding to construct public water, sewer, and all season road facilities along Cedar and Airport Roads within the City of Deer Park.

**NOW, THEREFORE**, the City Council of the City of Deer Park does hereby authorize the Mayor of the City of Deer Park to sign the contingency agreement with Knight Construction and to include said contingency agreement with an application to the Washington State Department of Commerce – Community Economic Revitalization Board for consideration for funding.

Passed and adopted by the City Council of the City of Deer Park, Washington at a regular meeting on the 19<sup>th</sup> day of May, 2010.

**ATTEST:**

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Robert Whisman, Mayor

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Deby Cragun, City Clerk/Treasurer