

RESOLUTION NO. 647-16

A Resolution of the Commission of the Port of Port Townsend

**RECREATION & CONSERVATION OFFICE
BOATING INFRASTRUCTURE GRANT (BIG)
APPLICATION RESOLUTION/AUTHORIZATION FOR THE POINT HUDSON NORTH JETTY
REPLACEMENT PROJECT**

PROJECT NAME & NUMBER(S): 16-1815 D, Point Hudson North Jetty Replacement Project

This resolution authorizes submitting application(s) for grant funding assistance for Boating Infrastructure Grants (BIG) project(s) to the Recreation and Conservation Funding Board as provided in 50 Code of Federal Regulations Part 86, 79A.25 RCW, WAC 286, and other applicable authorities.

WHEREAS, under provisions of the BIG program, state grant assistance is requested to aid in financing the cost of facility development and education; and

WHEREAS, the Port of Port Townsend considers it in the best public interest to complete the project described in the application(s).

1. Sam Gibboney, Executive Director of the Port of Port Townsend, is authorized to make formal application to the Recreation and Conservation Funding Board for grant assistance.
2. Our organization has reviewed the sample project agreement on the Recreation and Conservation Office's web site at:

<http://www.rco.wa.gov/documents/manuals&forms/SampleProjAgreement.pdf>

and authorizes Sam Gibboney, Executive Director of the Port of Port Townsend to enter into such a project agreement, if funding is awarded. We understand and acknowledge that the project agreement will contain the indemnification (applicable to any sponsor) and waiver of sovereign immunity (applicable to Tribes) and other terms and conditions that are contained in the sample project agreement. The Recreation and Conservation Office may periodically revise the sample project agreement. The Port of Port Townsend recognizes that such changes might occur prior to our authorized representative signing the actual project agreement, and we accept the responsibility and the presumption that our authorized representative shall have conferred with us as to any such changes before he/she executes the project agreement on behalf of our organization and so executes with our authorization.

3. Any grant assistance received will be used for only direct eligible and allowable costs that are reasonable and necessary to implement the project(s) referenced above.
4. Our organization expects our matching share of project funding will be derived from the Port's Operating Reserves Fund and that pursuant to WAC 286-13-040 we must certify the availability of match at least one month before funding approval. In addition, our organization understands it is responsible for supporting all non-cash commitments to this project should they not materialize.
5. We acknowledge that if the Recreation and Conservation Funding Board approves grant assistance for the project(s), the Recreation and Conservation Office will pay us on only a reimbursement basis. We understand reimbursement basis means that we will only request payment from the Recreation and Conservation Office after we incur eligible and allowable costs and pay them. The Recreation and Conservation Office may also determine an amount of retainage and hold that amount until the project is complete.

6. We acknowledge that any property developed or renovated with grant assistance must be dedicated for the purpose of the grant for the planned useful life period of the project after the project is complete unless otherwise provided and agreed to by our organization, the Recreation and Conservation Funding Board, and the United States Fish and Wildlife Service in the project agreement or an amendment thereto.

7. We have read both the federal guidelines and state policies for the BIG program and agree to abide by those guidelines and policies, and as BIG grants are federal funds, our organization must comply with all applicable federal laws.

8. This application authorization becomes part of a formal application to the Recreation and Conservation Funding Board for grant assistance.

9. We provided appropriate opportunity for public comment on this application.

10. We certify that this application authorization was properly and lawfully adopted following the requirements of our organization and applicable laws and policies and that the person signing as authorized representative is duly authorized to do so.

ADOPTED this 22nd day of June 2016, by the Commission of the Port of Port Townsend and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the Seal of the Commission duly affixed.

ATTEST:

Peter W. Hanke, President

Stephen R. Tucker, Vice President

Brad A. Clinefelter, Secretary

WASHINGTON STATE ATTORNEY GENERAL'S OFFICE - APPROVED AS TO FORM:



Assistant Attorney General

March 18, 2016

Date