

RESOLUTION NO. 2881

A RESOLUTION of the Port Commission of the Port of Seattle accepting and authorizing the execution of an Airport Improvement Program Grant offer and Agreement, Project No. 3-53-0062-02 and Contract No. DOT-FA83NM-0006, dated March 17, 1983 between the Port of Seattle and the Administrator of the Federal Aviation Administration, United States of America, in connection with the obtaining of Federal Aid in the planning at Sea-Tac International Airport.

WHEREAS, the Port of Seattle and King County jointly sponsored and adopted the Sea-Tac/Communities Plan by Resolution No. 2626 and Ordinance No. 2883, respectively, and

WHEREAS, the Port of Seattle has heretofore submitted an Airport Improvement Program Grant application to the Administrator of the Federal Administration dated December 9, 1982 to complete an update of the Noise Remedy Program element of the Sea-Tac/Communities Plan (1976), and

WHEREAS, the Port of Seattle has authorized the completion of the Airport Noise Remedy Program Update subject to the approval of the Administrator of the Federal Aviation Administration and the sharing of costs by the United States incurred in accomplishing such as is provided in the Airport Improvement Program, and

WHEREAS, there has been submitted to the Port of Seattle Grant Agreement, Project No. 3-53-0062-02 and Contract No. DOT-FA83NM-0006 dated March 17, 1983 by the Federal Aviation Administration to aid the Port of Seattle in the planning of Sea-Tac International Airport,

NOW, THEREFORE, BE IT RESOLVED by the Port Commission of the Port of Seattle that (1) that the Port of Seattle shall enter into the proposed Grant Agreement for the purpose of obtaining Federal Aid in the planning of Sea-Tac International Airport and its environs and that a copy of such Grant Agreement dated March 17, 1983 is attached hereto; made a part of this Resolution and by reference incorporated herein, (2) that the President of the Port Commission or the Vice-President as his alternate be, and he is hereby authorized and directed to execute said proposed Grant Agreement on behalf of the Port of Seattle and that the Secretary of the Port Commission or his alternate be, and he is hereby authorized and directed to impress the official seal of the Port of Seattle thereon and to attest said execution.

ADOPTED by the Port Commission of the Port of Seattle this 22nd  
day of March, 1983, and duly authenticated in open session  
by the signatures of the Commissioners voting and the seal of the Commission  
duly affixed.

(SEAL)

*Henry A. Peterson*

*Mark A. Allen*

*James J. ...*

*John S. ...*  
Port Commissioners

DEPARTMENT OF TRANSPORTATION  
FEDERAL AVIATION ADMINISTRATION

GRANT AGREEMENT

Part 1 - Offer

Date of Offer March 17, 1983

Seattle-Tacoma International Airport

Project No. 3-53-0062-02

Contract No. DOT-FA83NM-0006

TO: Port of Seattle, Washington  
(herein called the "Sponsor")

FROM: The United States of America (acting through the Federal Aviation  
Administration, herein called the "FAA")

WHEREAS, the Sponsor has submitted to the FAA a Project Application dated February 7, 1983, for a grant of Federal funds for a project at the Seattle-Tacoma International Airport/Planning Area together with plans and specifications for such development project, or the planning work definition for such Planning Project, which Project Application, as approved by the FAA, is hereby incorporated herein and made a part hereof; and

WHEREAS, the FAA has approved a project for the Airport or Planning Area (herein called the "Project") consisting of the following:

Prepare update of the noise remedy program element of the Sea-Tac Communities Plan.

all as more particularly described in the Project Application.

NOW THEREFORE, pursuant to and for the purpose of carrying out the provisions of the Airport and Airway Improvement Act of 1982, herein called the "Act," and in consideration of (a) the Sponsor's adoption and ratification of the representations and assurances contained in said Project Application and its acceptance of this Offer as hereinafter provided, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and compliance with the assurances and conditions as herein provided, THE FEDERAL AVIATION ADMINISTRATION, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay, as the United States share of the allowable costs incurred in accomplishing the project, 75 per centum of all allowable project costs.

This Offer is made on and subject to the following terms and conditions:

Standard Conditions

1. The maximum obligation of the United States payable under this offer shall be \$206,250.00 which is comprised of:

\$206,250.00	for planning
\$ -0-	for development other than land
\$ -0-	for land acquisition
2. The allowable costs of the project shall not include any costs determined by the FAA to be ineligible for consideration as to allowability under the Act.
3. Payment of the United States share of the allowable project costs will be made pursuant to and in accordance with the provisions of such regulations and procedures as the Secretary shall prescribe. Final determination of the United States share will be based upon the final audit of the total amount of allowable project costs and settlement will be made for any upward or downward adjustments to the Federal share of costs.
4. The sponsor shall comply with the Airport and Airway Improvement Act of 1982 and shall carry out and complete the Project without undue delays and in accordance with the terms hereof, and such regulations and procedures as the Secretary shall prescribe and agrees to fully comply with the Part V Assurances which are attached to and become a part of this offer.
5. The FAA reserves the right to amend or withdraw this offer at any time prior to its acceptance by the sponsor.
6. This offer shall expire and the United States shall not be obligated to pay any part of the costs of the project unless this offer has been accepted by the sponsor on or before May 6, 1983, or such subsequent date as may be prescribed in writing by the FAA.

The following special assurances are added to Part V Assurances attached to this offer:

33. It is understood and agreed by and between the parties hereto that the STANDARD DOT TITLE VI ASSURANCES executed by sponsor February 7, 1983, is hereby incorporated herein and made a part hereof by reference.

The Sponsor's acceptance of this Offer and ratification and adoption of the Project Application incorporated herein shall be evidenced by execution of this instrument by the Sponsor, as hereinafter provided, and said Offer and Acceptance shall comprise a Grant Agreement, as provided by the Airport and Airway Improvement Act of 1982, constituting the obligations and rights of the United States and the Sponsor with respect to the accomplishment of the Project and compliance with the assurances and conditions as provided herein. Such Grant Agreement shall become effective upon the Sponsor's acceptance of this Offer.

UNITED STATES OF AMERICA  
FEDERAL AVIATION ADMINISTRATION  
By *George J. Buley*.....  
George L. Buley, Manager, Planning  
and Programming Branch, ANM-610

Part II - Acceptance

The Sponsor does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer and does hereby accept said Offer and by such acceptance agrees to all of the terms and conditions thereof.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 19 .

Port of Seattle, Washington  
(Name of Sponsor)

By.....

(SEAL)

Title.....

Attest: .....

Title: .....

CERTIFICATE OF SPONSOR'S ATTORNEY

I, \_\_\_\_\_, acting as Attorney for the Sponsor do hereby certify:

That I have examined the foregoing Grant Agreement and the proceedings taken by said Sponsor relating thereto, and find that the Acceptance thereof by said Sponsor has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the State of Washington and the Act and further that, in my opinion, said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 19 .

.....

Title.....

# **PORT OF SEATTLE**

P.O. BOX 1209

SEATTLE, WASHINGTON 98111

March 15, 1983

Mr. Henry L. Kotkins  
Vice-President  
Port of Seattle Commission  
P. O. Box 1209  
Seattle, Washington 98111

Dear Mr. Kotkins:

I will be unable to attend the Port Commission meeting of March 22, 1983.

I consent to placing on Second Reading and Final Passage Resolution No. 2881 accepting and authorizing execution of FAA Airport Improvement Program Grant Offer and Agreement for the Sea-Tac International Airport Noise Remedy Program Update.

Please enter this consent into the official minutes of the meeting.

Sincerely,



Paul S. Friedlander  
President  
Port Commission

GM/bk