

**FIRST AMENDMENT
TO AGREEMENT NO. SC-110628;
FOR STORMWATER ASSET TRANSFER**

THIS FIRST AMENDMENT to Agreement No. SC-110628 is made and entered into by and between **Pierce County**, a political subdivision of the State of Washington, herein referred to as “**COUNTY**” and **CITY OF TACOMA.**, herein referred to as the “**CITY**”.

WHEREAS, the parties have previously entered into Agreement No. SC-110628 dated December 29, 2023, for the transfer of stormwater assets; and

WHEREAS, the parties desire to execute the First amendment to modify section 4.1 as shown in Attachment 1.

NOW, THEREFORE, in consideration of the mutual benefits and advantages to be derived by each of the parties,

IT IS HERBY AGREED as follows:

1. The Agreement No. SC-110628 shall be amended to modify section 4.1 as shown in Attachment 1.
2. ALL OTHER TERMS AND CONDITIONS OF THE ORIGINAL AGREEMENT AND ALL SUPPLEMENTS, MODIFICATIONS, AND AMENDMENTS THERETO SHALL REMAIN IN FULL FORCE AND EFFECT.

PIERCE COUNTY CONTRACT SIGNATURE PAGE

CONTRACT NAME: Stormwater Asset Transfer Agreement No. SC-110628 Amendment No. 1

IN WITNESS WHEREOF, the parties have executed this Agreement, on the day and year last specified below.

CITY OF TACOMA:

DocuSigned by:
Michael P Slevin III, P.E.
E372914782C7487... 4/3/2024

Michael P. Slevin, III, P.E., Date
Director

DocuSigned by:
John Burk
163D06D201E54EB... 4/2/2024

John Burk, Date
Division Manager, Science & Engineering

APPROVED AS TO FORM:

DocuSigned by:
Christopher D. Bacha
115CE15455AD46B... 3/29/2024

Christoper D. Bacha,
Chief Deputy City Attorney

PIERCE COUNTY:

APPROVED AS TO FORM:

DocuSigned by:
La. Ho
899CE74C5CDC4C6... 4/3/2024

Deputy Prosecuting Attorney

APPROVED:

DocuSigned by:
Jen Setatjin
507FE1CD37CE44D... 4/4/2024

Planning & Public Works Director Date

DocuSigned by:
Gary Robinson
88F99CA97BBD418... 4/3/2024

Finance Director Date

DocuSigned by:
Bruce Dammeier
1BD2210628D6495... 4/4/2024

County Executive Date

Attachment 1

The following section 4.1 of the agreement is modified as follows:

4.1 Transfer of Service Area. ~~Upon the first day of the month of the first odd month following the Annexation Date (the "Transfer Date"), the stormwater service area that is coextensive with the PAA (Transferred Service Area) shall transfer to the City.~~ **Effective April 1, 2024, the stormwater service area that is coextensive with the PAA (Transferred Service Area) shall transfer to the City.** All stormwater service customers within the Transferred Service Area shall, upon the Transfer Date, become customers of the City of Tacoma stormwater utility and the County will cease billing customers within the Transferred Service Area for stormwater services received or other provided by the City on or after the Transfer Date.