



A resolution regarding the former Rainforest Art Center

WHEREAS, since May 1997, the City owned the former 1925 International Order of the Odd Fellows hall and provided it under a lease agreement for use as an art center managed by a partnership between the West Olympic Council for the Arts and the Rainforest Players;

WHEREAS, said building was known as the Rainforest Art Center (RAC) that contained both business and public uses in the City's downtown core;

WHEREAS, on 29 Oct 2012, the RAC was consumed by a fire that started within the building and also consumed the adjacent building that was the original Olympic Pharmacy building destroying two historic landmarks in the City;

WHEREAS, said fire did not spread beyond those two buildings due to the heroic efforts of the collective fire districts, their remarkable volunteer fire fighters, the numerous first responders and utility employees who worked tirelessly to address the crisis that the fire presented;

WHEREAS, the City maintained an insurance policy that provided for either a depreciated actual cash value settlement or a replacement value settlement associated with rebuilding the RAC;

WHEREAS, the process of determining the value of the loss to the community is now complete with the City being informed that the actual cash value settlement amount for consideration by the City is \$1,454,387;

WHEREAS, the City has also been informed that the total replacement value, inclusive of code compliance related costs, is \$2,637,254;


WHEREAS, in order to proceed in resolving the insurance claim, a decision must be made regarding whether or not the City should proceed with settling the pending claim with either accepting the actual cash value or proceeding to rebuild the RAC;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORKS THAT;

1. The Mayor and City Staff are hereby authorized, empowered, and directed to proceed with a resolution of the insurance claim regarding the RAC's replacement by accepting the total of the replacement value and associated code compliance values and proceed with the rebuilding of the RAC subject to the conditions below;
2. The City Council further authorizes the Mayor and his staff to execute the necessary agreements, contracts, settlement forms, claim forms, etc., with the City's insurance provider to effectuate the above decision of the City Council;
3. The City Council further authorizes the Mayor and staff to proceed with the solicitation of the professionals needed to design a replacement of the RAC;

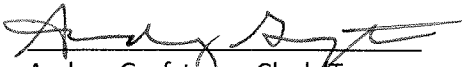
4. Further, the Mayor and staff are authorized to proceed with obtaining the necessary permits required to replace the RAC;
5. The Council authorizes the Mayor and staff to work with both governmental agencies and/or non-governmental agencies in any reasonable attempts to obtain additional funds, if deemed necessary to replace the RAC, provided that any such grants, donations, gifts, and/or bequests would be subject to affirmative acceptance by the City Council after a reasonable period of time to review and inspect any associated conditions, requirements, and/or contractual obligations that would be associated with the receipt of the additional funds;
6. The Council extends its thanks and appreciation to the various members of the public, the University of Washington, Peninsula College, as well as the Mayor and the City staff & contractors, that have been engaged in the processes associated with this effort.

Passed by the City Council of the City of Forks at a regular meeting of said Council held on the 28th of May 2013.



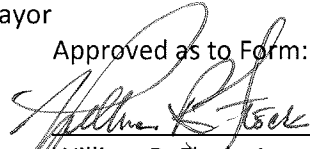
Bryon Monohon, Mayor

Attested to and Authenticated by:



Audrey Grafstrom, Clerk/Treasurer

Approved as to Form:



William R. Fleck, Attorney/Planner