

**CITY OF FIRCREST
RESOLUTION NO. 2038**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
FIRCREST, WASHINGTON, AMENDING RESOLUTION NO. 2025
RELATING TO THE AUTHORIZATION GRANTED TO THE CITY
MANAGER TO EXECUTE A PUBLIC WORKS CONTRACT WITH
MARV'S BACKHOE SERVICE FOR THE REGENTS WATER
SERVICE TURNAROUND PROJECT TO MAKE CORRECTIONS
TO THE TITLE OF SAID RESOLUTION.**

WHEREAS, the City of Fircrest ("City") owns and operates a municipal water system; and

WHEREAS, portions of the water system included aging backyard service connections supplied by obsolete concrete transite mains; and

WHEREAS, a failure of such infrastructure occurred in November 2025, resulting in the abandonment of a section of water main and transition to a higher pressure system; and

WHEREAS, the City identified the need to convert nine (9) backyard water services to front yard connections to improve system reliability, accessibility, and safety; and

WHEREAS, funding for the project was identified in the 2026 Water Capital Fund; and

WHEREAS, the City Council approved Resolution No. 2025 at its regular meeting on May 12, 2026, authorizing and directing the City Manager to execute a Public Works Contract with Marv's Backhoe Service in the amount of \$32,369.40 for the Regents Water Service Turnaround Project; and

WHEREAS, subsequent to the passage of Resolution No. 2025, the City Manager entered into said contract with Marv's Backhoe Service as authorized by Council, and the Regents Water Turnaround Project has since been completed; and

WHEREAS, upon a later review of records, the City Clerk and Public Works Director identified that the title of Resolution No. 2025 referred to a different contract than the subject and intent of the Resolution; and

WHEREAS, while RCW 35A.21.010 provides that the validity of an ordinance or resolution is not impacted due to deficiencies in form when certain conditions are met, which are likely present in this instance, the titles of resolutions should match the substance thereof to avoid potential issues or questions regarding the validity of City actions, and such errors, when identified, should be corrected to ensure continuity and accuracy of City records;

1 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE**
2 **CITY OF FIRCREST:**

3 **Section 1.** The Fircrest City Council hereby amends Resolution No. 2025, making
4 corrections to the title to match the substance of said Resolution as follows:

5 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
6 FIRCREST, WASHINGTON, AUTHORIZING THE CITY MANAGER
7 TO EXECUTE A PUBLIC WORKS CONTRACT WITH MARV'S
8 BACKHOE SERVICE FOR THE REGENTS WATER SERVICE
9 TURNAROUND PROJECT.

10 **APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF**
11 **FIRCREST, WASHINGTON,** at a regular meeting thereof this 22nd day of
12 September 2026.

13 **APPROVED:**

14 
15 _____
16 Nikki Bufford, Mayor

17 **ATTEST:**

18 
19 _____
20 Arlette Burkhart, City Clerk

21 **APPROVED AS TO FORM:**

22 
23 _____
24 Joanna Eide, City Attorney