



ORDINANCE NO. 2992

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 60TH AVENUE UTILITY AND ROADWAY REPAIRS PROJECT DESIGN PHASE; AND AUTHORIZING EXPENDITURES IN FUND 411; AND AS CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

WHEREAS, pursuant to Chapter 35A.33 RCW, the City of Lynnwood is required to appropriate funds for City projects and to formally authorize the transfer of appropriations from one fund to another fund; and

WHEREAS, the City of Lynnwood is committed to the maintenance and repair of the City of Lynnwood's Water and Sanitary Sewer system in an ongoing and proactive basis; and

WHEREAS, the roadway at 60th Avenue West adjacent to the Lynnwood Operations and Maintenance Center (LOMC) has visible signs of settlement in the roadway along the limits of its frontage; and

WHEREAS, the City's maintenance department has found that the Sanitary Sewer located adjacent to the LOMC has a sag in the sewer line, which is most likely due to settlement of the utility; and

WHEREAS, the Sanitary Sewer line in this area requires frequent maintenance due to deposits accumulating in the location of the sewer line sag; and

WHEREAS, the water main in the project area broke in 2012 due to settlement of the storm system in the project area; and

WHEREAS, the roadway settlement affects proper ingress and egress of maintenance equipment and vehicles into and out of the LOMC due to vehicular clearance issues caused by steep differential slopes between the roadway and driveway apron at the site; and

WHEREAS, it is in the City's best interest to ascertain the viable engineering solutions, understand the respective costs associated with addressing the different utilities and roadway settlement issues in the project area, and design the most cost effective option of repairing the problems with the roadway and utilities; and

WHEREAS, once the project scope and costs of construction are known, later updates to the financial plan will include costs associated with the construction phase of the project; and

WHEREAS, the City of Lynnwood has Utility Fund, Fund 411, to address ongoing utility maintenance and repairs; now, therefore

THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Appropriation:

A. The estimated costs of the project are provided in detail on the **attached** Financial Plan dated 05/01/2013, and summarized as follows:

| Project Phase | Amount |
|---------------|----------------|
| Design | 132,600 |
| Construction | - |
| Total | 132,600 |

B. The sum of \$132,600 is hereby appropriated, to the extent not previously appropriated, for engineering design, environmental review, permitting and bidding for the project as follows:

| Prior Ord # / Current Activity | Fund No. | Revenue | | Expenditures | |
|--------------------------------|----------|---|----------------|--------------|----------------|
| | | Description | Amount | Description | Amount |
| June 2013 | 411 | Utility Fund | 132,600 | Design | 132,600 |
| | | Current Appropriation - SubTotal | 132,600 | | 132,600 |

C. The Funding Appropriation(s) and related changes, modifications, adjustments, if any, are provided in detail as follows:

| Prior Ord # / Current Activity | Fund No. | Revenue | | Expenditures | |
|-----------------------------------|----------|--------------------------------|----------------|--|----------------|
| | | Description | Amount | Description | Amount |
| | | | | | |
| Design | | | | | |
| May 2013 | 411 | Utility Fund | 129,600 | Design Contract (PS&E) | 129,600 |
| May 2013 | 411 | Utility Fund | 3,000 | Environmental Review, Permitting and Bidding | 3,000 |
| | | Design - SubTotal | 132,600 | | 132,600 |
| Construction | | | | | |
| | | | | | |
| | | Construction - SubTotal | - | | - |
| | | | | | |
| May 2013 | | Current Appropriation | 132,600 | | 132,600 |

D. The appropriation for the 60th Avenue Utility and Roadway Repair project shall not lapse and shall be carried forward from year to year until fully expended or the purpose has been accomplished or abandoned without necessity of re-appropriation.

Section 2. Modification of the (2013-2014) Biennial Budget. The required expenditures for the operation of the various departments and funds of the City of Lynnwood for fiscal years ending December 31, (2013 and 2014), and hereby modified and amended as shown on **Exhibit A**, attached hereto and incorporated within.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality therefore, shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

Section 4. Effective Date: This ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after publication.

PASSED by the City Council this 24th day of June, 2013, and signed in authentication of its passage this 26th day of JUNE, 2013.

APPROVED:



Don Gough, Mayor

ATTEST/AUTHENTICATED:



Lorenzo Hines Jr., Finance Director
Finance Director

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH ADMINISTRATIVE SERVICES: 06/19/2013
PASSED BY THE CITY COUNCIL: 06/24/2013
PUBLISHED: 06/28/2013
EFFECTIVE DATE: 07/03/2013
ORDINANCE NUMBER: 2992

Financial Plan

Project: 60th Ave Utility & Roadway Repairs Project

Update: 05/01/2013

Project Manager: Robert Victor

| | | | | Revenue Source(s) |
|---|-----------------------|----------------------|---------------|-------------------|
| | | | | Fund 411 |
| | Target/Actual Expense | Difference | Revenue Total | |
| Design Phase | | | | |
| Design Contract (PS&E) | \$ 129,600.00 | \$ 129,600.00 | \$ - | |
| Environmental Review/Permitting and Bidding | \$ 3,000.00 | \$ 3,000.00 | \$ - | |
| Design Total | \$ 132,600.00 | \$ 132,600.00 | \$ - | \$ - |
| Right-of-Way | | | | |
| Right-of-Way Total | \$ - | \$ - | \$ - | \$ - |
| Installation Phase | | | | |
| Construction | | \$ - | \$ - | |
| Project Contingency (10%) | | \$ - | \$ - | |
| On-call Engineering (5%) | | \$ - | \$ - | |
| Constr. Mgmt. & Admin. (10%) | | \$ - | \$ - | |
| Special Inspections/Testing (5%) | | \$ - | \$ - | |
| Construction Permits / Misc. Expenses | | \$ - | \$ - | |
| Construction Total | \$ - | \$ - | \$ - | \$ - |
| Expenses Total | | | | |
| | \$ 132,600.00 | \$ 132,600.00 | \$ - | \$ - |

Exhibit A

| | A | B | C | F | G | O | AU |
|----|-----------|----|--|--|---|--|-------------------------|
| | | | | 2013-2014 Biennial Budget (Ord. 2974) | Biennial Budget Corrections (Ord. 2981) | 60th Ave W Utility & Rdwy Repair (Ord.) | 2013-14 Budget Total |
| 1 | | | | | | | |
| 2 | 011 | | GENERAL FUND | | | | |
| 3 | | 00 | NON DEPARTMENTAL | \$ 10,026,155 | \$ 10,026,155 | | 10,026,155 |
| 4 | | 00 | NON DEPARTMENTAL-Rev. Stabilization Transfer | 2,000,000 | 2,000,000 | | 2,000,000 |
| 5 | | 00 | NON DEPARTMENTAL-Prog. Dev. Transfer | 2,164,238 | 2,164,238 | | 2,164,238 |
| 6 | | 20 | ADMINISTRATIVE SERVICES | 9,078,843 | 9,078,843 | | 9,078,843 |
| 7 | | 30 | COMMUNITY DEVELOPMENT | 4,020,974 | 4,020,974 | | 4,020,974 |
| 8 | | 18 | ECONOMIC DEVELOPMENT | 1,419,974 | 1,419,974 | | 1,419,974 |
| 9 | | 10 | EXECUTIVE | 708,036 | 708,036 | | 708,036 |
| 10 | | 40 | FIRE | 17,353,598 | 17,278,598 | | 17,278,598 |
| 11 | | 15 | HUMAN RESOURCES | 1,103,632 | 1,103,632 | | 1,103,632 |
| 12 | | 13 | LEGAL | 2,350,000 | 2,350,000 | | 2,350,000 |
| 13 | | 16 | LEGISLATIVE | 738,142 | 738,142 | | 738,142 |
| 14 | | 14 | MUNICIPAL COURT | 2,866,529 | 2,866,529 | | 2,866,529 |
| 15 | | 50 | PARKS & RECREATION | 12,783,348 | 12,526,348 | | 12,526,348 |
| 16 | | 70 | POLICE | 32,043,629 | 31,843,629 | | 31,843,629 |
| 17 | | 60 | PUBLIC WORKS | 5,993,479 | 5,563,502 | | 5,563,502 |
| 18 | | | GENERAL FUND Total | \$ 104,650,577 | \$ 103,688,600 | | \$ 103,688,600 |
| 19 | 101 | | HOTEL/MOTEL FUND | 2,562,621 | 2,562,621 | | 2,562,621 |
| 20 | 104 | | DRUG ENFORCEMENT | 420,800 | 420,800 | | 420,800 |
| 21 | 105 | | CRIMINAL JUSTICE RESERVE | 846,768 | 846,768 | | 846,768 |
| 23 | 110 | | TRANSPORTATION IMPACT FEE FUND | 100,000 | 100,000 | | 100,000 |
| 24 | 111 | | STREET FUND | 3,686,172 | 3,686,172 | | 3,686,172 |
| 25 | 112 | | ARTERIAL STREET FUND | 44,086 | 44,086 | | 44,086 |
| 26 | 114 | | CUMULATIVE PK RES & DEV | 43,000 | 43,000 | | 43,000 |
| 27 | 116 | | CUMULATIVE ART RESERVE | 8,000 | 8,000 | | 8,000 |
| 28 | 120 | | EMS PROPERTY TAX RESERVE | 4,048,598 | 4,138,598 | | 4,138,598 |
| 29 | 121 | | TREE FUND RESERVE | 44,000 | 44,000 | | 44,000 |
| 30 | 128 | | PATHS AND TRAILS | - | - | | - |
| 31 | 144 | | SOLID WASTE MANAGEMENT | 90,980 | 90,980 | | 90,980 |
| 32 | 150 | | TRANSPORTATION BENEFIT DISTRICT (TBD) | - | - | | 460,000 |
| 33 | 198 | | REVENUE STABILIZATION FUND | - | - | | - |
| 34 | 199 | | PROGRAM DEVELOPMENT FUND | 2,164,238 | 2,164,238 | | 2,164,238 |
| 35 | 202-2009 | | LIMITED TAX GO REF BONDS | 794,820 | 794,820 | | 794,820 |
| 36 | 215-800 | | MZH DEBT SERVICE | 282,846 | 282,846 | | 282,846 |
| 37 | 217 | | ENERGY CONSERVATION | 98,049 | 98,049 | | 98,049 |
| 38 | 223 | | REC CENTER 2012 LTGO BONDS | 2,502,926 | 2,502,926 | | 2,502,926 |
| 39 | 330 | | REAL ESTATE EXCISE TAX 2 | 600,000 | 600,000 | | 959,500 |
| 40 | 331 | | REAL ESTATE EXCISE TAX 1 | 572,805 | 572,805 | | 572,805 |
| 41 | 333 | | CAPITAL DEVELOPMENT FUND | 420,220 | 420,220 | | 420,220 |
| 42 | 411 | | S/W UTILITY | 32,556,383 | 32,556,383 | 132,600 | 32,532,210 |
| 43 | 417-2008 | | UTILITY SYSTEM BONDS | 1,858,700 | 1,858,700 | | 1,827,225 |
| 44 | 419-2010 | | UTILITY SYSTEM BONDS | 850,226 | 850,226 | | 2,083,806 |
| 45 | 460 | | GOLF COURSE | 2,336,159 | 2,593,159 | | 2,593,159 |
| 46 | 510 | | EQUIP RENTAL RESERVE | 1,520,410 | 1,520,410 | | 1,520,410 |
| 47 | 511 | | EQUIPMENT RENTAL | 2,588,253 | 2,588,253 | | 2,588,253 |
| 48 | 512 | | CENTRAL STORES | - | - | | - |
| 49 | 513 | | JOINT SHOP OPERATIONS | 410,000 | 410,000 | | 410,000 |
| 50 | 515 | | SELF-INSURANCE | 1,530,000 | 1,530,000 | | 1,530,000 |
| 51 | 519 | | RESERVE RETIREMENT CNTRB | 68,400 | 68,400 | | 68,400 |
| 52 | | | 2013 - 2014 Total Budget | \$ 167,650,037 | \$ 167,085,060 | \$ 132,600 | \$ 169,082,492 |
| 53 | | | | | | | - |
| 54 | | | Capital Budget Changes | | | | - |
| 55 | 307 | | OLYMPIC VIEW DRIVE | | | | - |
| 56 | 311 | | OVERLAYS | | | | 1,495,500 |
| 57 | 312 | | SIDEWALKS | | | | - |
| 58 | 316-196th | | IMPROVEMENT PROJ/48th-37th | | | | 1,582,817 |
| 59 | 321 | | I-5 PEDESTRIAN BRIDGE | | | | - |
| 60 | 322 | | PARK ACQUISITION & DEVELOPMENT | | | | - |
| 61 | 324 | | POPLAR WAY EXTENSION BRIDGE | | | | - |
| 62 | 325 | | I-5 CITY CENTER EXIT | | | | - |
| 63 | 350 | | INTERURBAN TRAIL | | | | - |
| 64 | 440-2008 | | UTILITY BOND CONSTRUCTION | | | | (31,475) |
| 65 | 441-2010 | | UTILITY BOND CONSTRUCTION | | | | (266,420) |
| 66 | | | 2011 2012 Capital Budget Total | \$ - | \$ - | | \$ 2,780,422 |



On the, 24th day of June, 2013 the City Council of the City of Lynnwood, Washington, passed Ordinance No. 2992. A summary of the content of said ordinance, consisting of the title, provides as follows:

ORDINANCE NO. 2992

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 60TH AVENUE UTILITY AND ROADWAY REPAIRS PROJECT DESIGN PHASE; AND AUTHORIZING EXPENDITURES IN FUND 411; AND AS CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

The full text of this ordinance will be mailed upon request.

DATED this 28th day of June, 2013.



Lorenzo Hines Jr., Finance Director



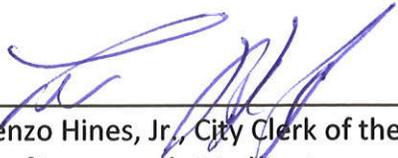
LYNNWOOD
WASHINGTON

CERTIFICATE

I, the undersigned, Lorenzo Hines Jr., the duly appointed City Clerk of the City of Lynnwood, Washington, hereby certify that the Ordinance hereto attached is a full, true and correct copy of Ordinance No. 2992 of the City of Lynnwood, Washington, entitled as follows:

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 60TH AVENUE UTILITY AND ROADWAY REPAIRS PROJECT DESIGN PHASE; AND AUTHORIZING EXPENDITURES IN FUND 411; AND AS CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

That said ordinance was passed by the Council of said City and was published and posted according to law; that said ordinance was duly published in the official newspaper of said City on June 28, 2013.

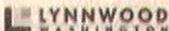


Lorenzo Hines, Jr., City Clerk of the
City of Lynnwood, Washington

Affidavit of Publication

STATE OF WASHINGTON,
COUNTY OF SNOHOMISH }

S.S.



On the, 24th day of June, 2013 the City Council of the City of Lynnwood, Washington, passed the following ordinances: 2989, 2990, 2991, 2992, 2993, 2994, 2995, 2996, 2997, 2998 and 2999. A summary of the content of these ordinances, consisting of the title, provides as follows:

ORDINANCE NO. 2989

AN ORDINANCE AMENDING THE COMPREHENSIVE ARTERIAL AND STREET PLAN FOR THE CITY OF LYNNWOOD; ADOPTING A SIX YEAR COMPREHENSIVE TRANSPORTATION PROGRAM: 2014-2019 FOR THE CITY OF LYNNWOOD TO BE FILED WITH THE DIRECTOR OF HIGHWAYS AND THE TRANSPORTATION IMPROVEMENT BOARD; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND FOR SUMMARY PUBLICATION.

ORDINANCE NO. 2990

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, PROVIDING FOR SUBMISSION OF A PROPOSITION TO THE QUALIFIED VOTERS OF THE CITY OF LYNNWOOD AT THE NOVEMBER 2013 ELECTION, THAT WOULD PERMIT THE CITY TO LEVY THE PREVIOUSLY AUTHORIZED EMERGENCY SERVICES PROPERTY TAX LEVY RATE OF \$0.50 PER \$1000 ASSESSED VALUE FOR COLLECTION IN 2014 THROUGH 2023 AS PERMITTED BY LAW; SETTING FORTH THE BALLOT PROPOSITION; AND DIRECTING THE CITY FINANCE DIRECTOR TO PROVIDE THE COUNTY AUDITOR WITH A CERTIFIED COPY OF THIS ORDINANCE.

ORDINANCE NO. 2991

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR 53RD AVE W (208TH STREET SW TO 208TH STREET SW) STORM TREATMENT/ROADWAY MODIFICATIONS; AND AUTHORIZING EXPENDITURES IN UTILITY FUND 411; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 2992

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 60TH AVENUE UTILITY AND ROADWAY REPAIRS PROJECT DESIGN PHASE; AND AUTHORIZING EXPENDITURES IN FUND 411; AND AS CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 2993

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR LIFT STATION 10 FLOOD PROTECTION; AND AUTHORIZING EXPENDITURES IN UTILITY FUND 411; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 2994

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE LIFT STATION 10 WET WELL MODIFICATIONS 2013; AND AUTHORIZING EXPENDITURES IN UTILITY FUND 411; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 2995

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE WATER MODIFICATIONS AND REPAIRS 2013; AND AUTHORIZING EXPENDITURES IN UTILITY FUND 411; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 2996

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE WASTE WATER TREATMENT PLANT (WWTP) BUILDING REPAIR AND RENOVATIONS; AND AUTHORIZING EXPENDITURES IN UTILITY FUND 411; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 2997

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, PROVIDING FOR THE FUNDING OF THE SCADA PHASE 2 SYSTEM MODIFICATIONS CONSULTANT CONTRACT, AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE 2998

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ADOPTING A MORATORIUM ON THE ACCEPTANCE AND FILING OF APPLICATIONS FOR, AND THE LICENSING, ESTABLISHMENT, LOCATION, OPERATION, MAINTENANCE AND CONTINUATION OF MARIJUANA BUSINESSES AND MARIJUANA OPERATIONS UNDER WASHINGTON STATE INITIATIVE NO. 502; SETTING A DATE FOR A PUBLIC HEARING ON THE MORATORIUM; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY; AND ESTABLISHING AN EFFECTIVE DATE.

ORDINANCE NO. 2999

AN INTERIM ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ADOPTING A MORATORIUM ON THE ACCEPTANCE AND FILING OF APPLICATIONS FOR, AND THE LICENSING, ESTABLISHMENT, LOCATION, OPERATION, MAINTENANCE AND CONTINUATION OF MEDICAL CANNABIS COLLECTIVE GARDENS; DEFINING "MEDICAL CANNABIS COLLECTIVE GARDENS;" SETTING A DATE FOR A PUBLIC HEARING ON THE MORATORIUM; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY; AND ESTABLISHING AN EFFECTIVE DATE.

The full text of these ordinances will be mailed upon request.
DATED this 28th day of June, 2013.

Lorenzo Hines Jr., Finance Director

Published: June 26, 2013.

The undersigned, being first duly sworn on oath deposes and says that she is Principal Clerk of THE HERALD, a daily newspaper printed and published in the City of Everett, County of Snohomish, and State of Washington; that said newspaper is a newspaper of general circulation in said County and State; that said newspaper has been approved as a legal newspaper by order of the Superior Court of Snohomish County and that the notice

Ordinance Summaries, _____

Ord. Nos: 2989, 2990, 2991, 2992, _____

2993, 2994, 2995, 2996, 2997, _____

2998 and 2999
a printed copy of which is herunto attached, was published in said newspaper proper and not in supplement form, in the regular and entire edition of said paper on the following days and times, namely:

June 28, 2013 _____

and that said newspaper was regularly distributed to its subscribers during all of said period.

Waco Harris

Principal Clerk

Subscribed and sworn to before me this 28th _____

day of June, 2013 _____

Diana Hendrix

Notary Public in and for the State of Washington, residing at Everett, Snohomish County.



Account Number: 127890

Order Number: 0001825274