



ORDINANCE NO. 3031

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 48TH AVENUE W SIDEWALK PROJECT; AND SUPERSEDING ORDINANCES 2892, 2914, 2945, 2988, AND 3008; AND AUTHORIZING EXPENDITURES IN PROJECT FUND 312; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUND 150, 411, 419, AND FUND 441; AND 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 is committed to a planned transportation and traffic improvement program as a part of the City Transportation Program and Capital Facilities Plan; and

WHEREAS, the 48th Avenue W Sidewalk Project (hereinafter "Project") is included in the City's Capital Facilities plan as project number 201000141; and

WHEREAS, the Project will improve pedestrian and bicyclist safety by providing new continuous concrete curb, gutter and sidewalk along 48th Avenue W; and

WHEREAS, in 2010 the City sold utility bonds for various projects, one of which is the Project; and

WHEREAS, the City has obtained a Community Development Block Grant (CDBG) and a Safe Routes to School Grant (SRTS) for the Project; and

WHEREAS, on October 10, 2012 the Lynnwood Transportation Benefit District Board adopted Ordinance 5, adopting the 2013 budget which allocated \$85,000 for the Project; and

WHEREAS, the City of Lynnwood has previously approved updates to the financial plan in Ordinances 2892, 2914, 2945, 2988 and 3008;

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 10/21/2013, and summarized as follows:

Project Phase	Amount
Design	297,184
Right of Way	29,939
Construction	992,377
Total	1,319,500

B. The sum of \$1,319,500 is hereby appropriated, to the extent not previously appropriated for completion of the Project as follows:

Prior Ord # / Current Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
#3008	312/150	Transportation Benefit Dist.	85,000	Construction	85,000
#3008	312/411	Storm Utility	434,500	Design/Construction	434,500
#3008	312/441/419	Utility Revenue Bond	200,000	Design/Right of Way/Construction	200,000
#3008	312	CDBG Grant	250,000	Construction	250,000
#3008	312	SRTS Grant	250,000	Design/Construction	250,000
#3008		SubTotal Prior Activity	1,219,500	SubTotal Prior Activity	1,219,500
Oct 2013 Update	312/411	Storm Utility	100,000	Construction	100,000
Oct 2013 Update		Current Total Appropriation	1,319,500		1,319,500

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					
#3008	312/441/419	Utility Revenue Bond	166,416	Design	166,416
#3008	312/411	Storm Utility	80,768	Design	80,768
#3008	312	SRTS Grant	50,000	Education and Enforcement	50,000
		Design - SubTotal	297,184		297,184
Right of Way					
#3008	312/441/419	Utility Revenue Bond	29,939	Design	29,939
		Right of Way - SubTotal	29,939		29,939
Construction					
#3008	312/150	Transportation Benefit Dist.	85,000	Construction	85,000
#3008	312/411	Storm Utility	353,732	Construction	353,732
#3008	312/441/419	Utility Revenue Bond	3,645	Construction	3,645
#3008	312	CDBG Grant	250,000	Construction	250,000
#3008	312	SRTS Grant	200,000	Construction	200,000
Oct 2013 Update	312/411	Storm Utility	100,000	Construction	100,000
		Construction - SubTotal	992,377		992,377
Oct 2013 Update		Current Appropriation	1,319,500		1,319,500

Section 2. Modifications of the 2013-2014 Biennial Budget. The required expenditures for operation of the various departments and funds of the City of Lynnwood for the fiscal years ending December 31, 2013 and 2014 are hereby modified and amended.

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.

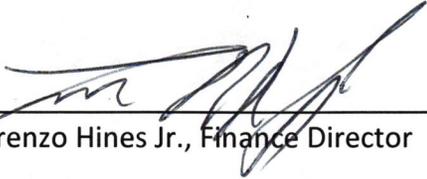
PASSED BY THE CITY COUNCIL, the 12th day of November, 2013, and signed in authentication of its passage this 14th day of November, 2013.

APPROVED:



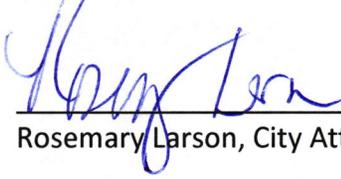
Don Gough, Mayor

ATTEST/AUTHENTICATED:



Lorenzo Hines Jr., Finance Director

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH ADMINISTRATIVE SERVICES: 11/06/2013
PASSED BY THE CITY COUNCIL: 11/12/2013
PUBLISHED: 11/19/2013
EFFECTIVE DATE: 11/24/2013
ORDINANCE NUMBER: 3031

A	B	C	D	E	F	G	H	I	J	K	L	M	N
1	Project Financial Plan												1
2	48th Ave W Sidewalk - 183rd PI SW to 180th St SW												2
3				Revenue									3
4	Project Fund: 312			Target/Actual	Diff	Target/Actual	Fund 441/419	Fund 411	Grant	Grant	Trans. Benefit		4
5	Last update: 10/21/13			Expense		Revenue	Utility Bond	Storm Utility	CDBG	SRTS	District		5
6	Prepared by: David Mach, P.E.												6
7	Reviewed by: Jeff Elekes, P.E.			1,219,500	-	1,219,500	200,000	434,500	250,000	250,000	85,000		7
8													8
9	Design												9
10	Plan/Specs			247,184	-	247,184	166,416	80,768	-	-	-		10
11	Education			30,000	-	30,000	-	-	-	30,000	-		11
12	Enforcement			20,000	-	20,000	-	-	-	20,000	-		12
13													13
14				297,184	-	297,184	166,416	80,768	-	50,000	-		14
15	Right of Way												15
16	Compensation			29,939	-	29,939	29,939	-	-	-	-		16
17				29,939	-	29,939	29,939	-	-	-	-		17
18	Construction												18
19	Construction Contract			661,978	-	661,978	3,645	208,333	250,000	200,000	-		19
20	Consultant CM and Testing			100,649	-	100,649	-	100,649	-	-	-		20
21	CM Support			25,000	-	25,000	-	-	-	-	25,000		21
22	Contingency			66,250	-	66,250	-	44,250	-	-	22,000		22
23	Contingency 2			138,000	-	138,000	-	100,000	-	-	38,000		23
23	Miscellaneous			500	-	500	-	500	-	-	-		23
24				992,377	-	992,377	3,645	453,732	250,000	200,000	85,000		24
25													25
26	Total Project			1,319,500	-	1,319,500	200,000	534,500	250,000	250,000	85,000		26
27													27
28													28



On the 12th day of November the City Council of the City of Lynnwood, Washington, passed Ordinance No. 3031. A summary of the content of said ordinance, consisting of the title, provides as follows:

ORDINANCE NO. 3031

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

DATED this 15th day of November, 2013.



Lorenzo Hines, Finance Director

Everett Daily Herald

Affidavit of Publication

STATE OF WASHINGTON }
COUNTY OF SNOHOMISH } ss

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 is a true copy of City Ordinances - Ordinance No. 3031 528097 a printed copy of which is hereunto 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:

1 issue(s), such publication commencing on 11/19/2013 and ending on 11/19/2013 and that said newspaper was regularly distributed to its subscribers during all of said period. The amount of the fee for such publication is \$ 27.60.

Karen E. Zema

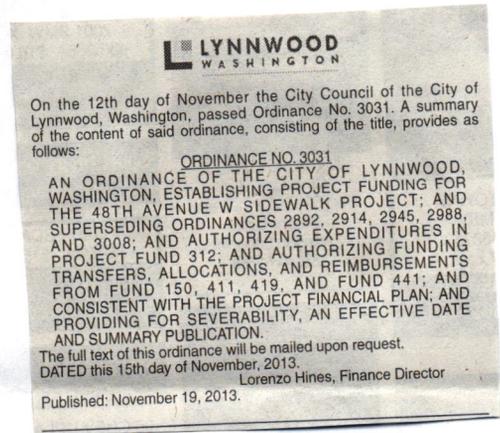
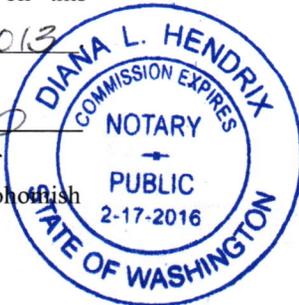
Subscribed and sworn before me on this

20th day of November, 2013

Diana Hendrix

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

City of Lynnwood EDH127890 - PO: ORD 3031
ORDERED BY: DEBBIE KARBBER





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. 3031 of the City of Lynnwood, Washington, entitled as follows:

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That said ordinance was passed by the Council on November 12, 2013 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 November 15, 2013.



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