



**ORDINANCE 3033**

**AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE ASH WAY & MAPLE ROAD IMPROVEMENTS PROJECT; AND AUTHORIZING EXPENDITURES IN UTILITY FUND 411; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.**

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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 Ash Way and Maple Road Intersection Improvements are necessary to reduce flooding and enhance public safety, by providing intersection enhancements and roadway improvements including stormwater facilities; and

WHEREAS, the design will be prepared in partnership with Snohomish County. Additional funding and City Council approval will be required to complete the construction of Ash Way and Maple Road Intersection Improvements; and

WHEREAS, Snohomish County shall be the lead agency in the management of the design and construction for the project improvements for the intersection whereby the project is proportioned as 34% City costs and 66% costs by Snohomish County, with 510 feet being in the City and 990 feet being in Snohomish County; and

WHEREAS, the City and Snohomish County have jurisdiction over specific sections of the roadway corridor, the City and Snohomish County intend to enter into a separate interlocal agreement to manage the construction of this project; and.

WHEREAS, the City and Snohomish County can achieve cost savings and benefits in the public's interest by having the County manage the design for the road improvement of Ash Way and Maple Road on behalf of the City,

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 11/12/2013, and summarized as follows:

Project Phase	City
	Amount
Predesign	113,200
Design	178,400
Right of Way	-
Construction	1,193,300
<b>Total</b>	<b>1,484,900</b>

B. The sum of \$178,400 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
Prior Ord. 2905	441/419	SubTotal Prior Activity Pre-Design Flood Study	113,200	SubTotal Prior Activity Pre-Design Flood	113,200
Nov 2013 Update	411	Design	178,400	Design	178,400
	411	Construction Future Estimate	1,193,300	Construction Future Estimate	1,193,300
				Design County Project Management	
Nov 2013 Update		Construction Future Estimate		Construction Future Estimate	
		<b>Current Total Appropriation</b>	<b>1,484,900</b>		<b>1,484,900</b>

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
<b>Design</b>					
Prior Ord. 2905	441/419	Pre-Design Study Completed	113,200	Pre-Design Study Completed	113,200
Nov 2013 Update	411	Design	178,400	Design	178,400
		<b>Design - SubTotal</b>	<b>291,600</b>		<b>291,600</b>
<b>Right of Way</b>					
		<b>Right of Way - SubTotal</b>	<b>-</b>		<b>-</b>
<b>Construction</b>					
<b>Future Estimates</b>	411	Construction Future Estimate	887,900	Construction	887,900
	411	Contingency Future Estimate	177,500	Contingency	177,500
	411	Construction Management Future Estimate	127,900	Construction	127,900
	411	Consultant Support	Future	Construction	Future
	411	Testing	Future		Future
		<b>Construction - SubTotal</b>	<b>1,193,300</b>		<b>1,193,300</b>
		<b>Current Appropriation</b>	<b>Future</b>		<b>Future</b>

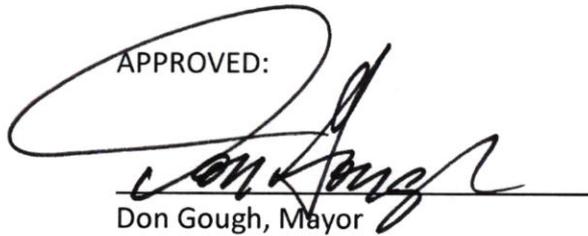
**Section 2. Modifications of the 2013-2014 Biennial Budget.** The required expenditures for operation of the various departments and funds of the City of Lynnwood for the fiscal years ending December 31, 2013 and 2014 are hereby modified and amended.

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.

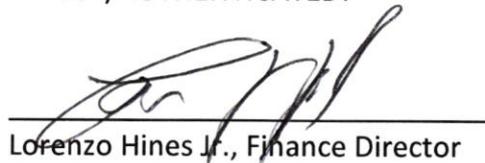
PASSED BY THE CITY COUNCIL, the 25<sup>th</sup> day of November, 2013, and signed in authentication of its passage this 2nd day of December, 2013.

APPROVED:



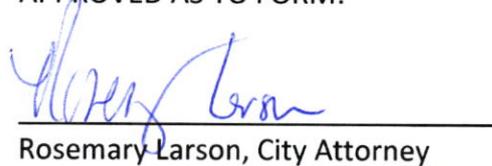
Don Gough, Mayor

ATTEST/AUTHENTICATED:



Lorenzo Hines Jr., Finance Director

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH ADMINISTRATIVE SERVICES:	11/22/2013
PASSED BY THE CITY COUNCIL:	11/25/2013
PUBLISHED:	11/29/2013
EFFECTIVE DATE:	12/04/2013
ORDINANCE NUMBER:	3033



On the 25<sup>th</sup> day of November the City Council of the City of Lynnwood, Washington, passed Ordinance No. 3033. A summary of the content of said ordinance, consisting of the title, provides as follows:

**ORDINANCE NO. 3033**

**AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE ASH WAY & MAPLE ROAD IMPROVEMENTS PROJECT; AND AUTHORIZING EXPENDITURES IN UTILITY FUND 411; AND 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 29<sup>th</sup> 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 3032 and 3033 530614

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 11/29/2013 and ending on 11/29/2013 and that said newspaper was regularly distributed to its subscribers during all of said period. The amount of the fee for such publication is \$ 48.16.

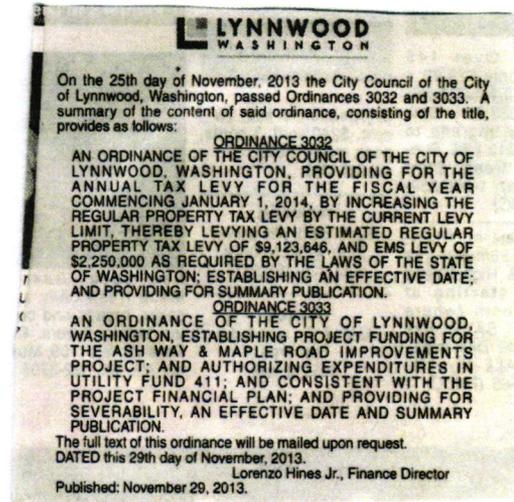
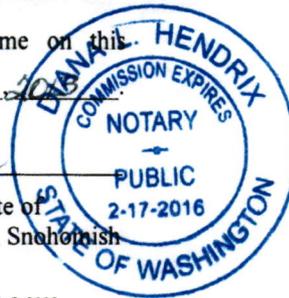
Karen E. Zeman

Subscribed and sworn before me on this 2<sup>nd</sup> day of December 2013

Diana Hendrix

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

City of Lynnwood EDH127890 - PO: ORD 3032 & 3033  
ORDERED BY: DEBBIE KARBER





**LYNNWOOD**  
WASHINGTON

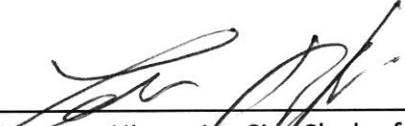
## **CERTIFICATE**

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. 3033 of the City of Lynnwood, Washington, entitled as follows:

### **ORDINANCE NO. 3033**

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That said ordinance was passed by the Council on November 25, 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 29, 2013.

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