



ORDINANCE NO. 3075

AN ORDINANCE SUPERSEDING ORDINANCE # 3019, WHICH SUPERSEDED #2960, WHICH SUPERSEDED ORDINANCE #2933, WHICH SUPERSEDED ORDINANCE #2784, ESTABLISHING PROJECT FUNDING FOR PROJECT FUND 318, AND PROVIDING FOR SPENDING AUTHORITY, BUDGET APPROPRIATIONS, AND TRANSFERS FROM FUNDS 411, 112, 330, 110, AND GRANTS, FOR THE 204TH STREET SW ROAD IMPROVEMENTS; FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SUMMARY PUBLICATION.

WHEREAS, the City of Lynnwood is committed to a planned transportation and traffic improvement program, as indicated in the City's Comprehensive Plan and further defined in the Capital Facilities Plan and in the annual update of the Transportation Improvement Plan (TIP); and

WHEREAS, the 204th Street SW Road Improvements (68th Avenue W to SR 99) are necessary to accommodate the growing traffic demands and enhance public safety, by providing intersection enhancements with re-channelization at various locations around the project, roadway improvements that include but are not limited to: stormwater facilities, utility relocation/improvements, and pedestrian and bicycle safety features; and

WHEREAS, the Edmonds Community College has developed a Campus Master Plan that encourages access to 204th Street SW and has agreed to support these improvements; and

WHEREAS, the project financial plan needs to be updated to reflect current project cost estimates and new and available revenue funding sources; and

WHEREAS, the Transportation Improvement Board (TIB), a Washington State Agency who administers limited transportation grants to projects that meet specific requirements, and are competitive, has awarded funding, for the construction only phase of the project, and the City Council adopted a financial plan in January 2012 for this project, which avoided the requirement to return the awarded grant in the event a financial plan was not adopted; and

WHEREAS, the TIB funds now need to be spent starting in 2014 for the construction phase of the project, and

WHEREAS, the City received a Community Development Block Grant for the construction phase only of the project, for the sidewalk portion of the project; and

WHEREAS, the City received a federal grant State Transportation Program (STP) Countywide for the construction phase only of the project; and

WHEREAS, the City received a State Grant from the Department of Commerce for the construction phase only of the project; and

WHEREAS, City staff now needs to award the construction contract, complete certain elements of the right-of-way phase, add elements for pedestrian safety to the project, consultant design support services during construction, and consultant construction management;

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 (Month, Day, Year), and summarized as follows:

Project Phase	Amount
Design	1,023,915
Right-of-Way	241,287
Construction	4,444,022
Total	5,709,224

B. The sum of \$5,709,224 is hereby appropriated, to the extent not previously appropriated, for the Project as follows:

Prior Ord # / Current Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
2060	318	Design/ROW/Construction		Design and Right-of-way and Construction	3,318,125
3019	441/318	Utility Fund	3,318,125		188,241
3019	440/318	Transportation Impact Fees	188,241		238,676
3019	Grant	Dept. of Commerce—grant	238,676		250,000
		Current Appropriation—SubTotal	250,000		3,995,042
Prior					
3019	110/318	Transportation Impact Fees		Study and Design	81,463
3019	330/318	REET	81,463	Design	146,060
3019	411/318	Utility Fund	146,060	Design and Right of Way	796,392
3019	Grant	TIB	796,392	Construction	1,268,552
3019	Grant/31 8	HUD Block Grant	1,268,552	Construction	225,000
3019	Grant/31 8	STP Countywide	225,000	Construction	913,500
3019	Grant/31 8	Dept. of Commerce	913,500	Construction	250,000
3019	411/318	Utility Fund	250,000	Construction	75,400
3019	110/318	Transportation Impact Fees	75,400	Construction	238,675
		Current Appropriation - SubTotal	238,675		3,995,042
Proposed					
July 2014 Update	411/318	Utility Fund		Design	46,088
July 2014 Update	In-Kind	Edmonds Com. College	46,088	Right of Way	139,405
July 2014 Update	In-Kind	Edmonds School District	139,405	Right of Way	45,815
July 2014 Update	110/318	Transportation impact Fees	45,815	Right of Way	9,979
July 2014 Update	Grant/31 8	TIB	9,979	Construction	252,948
July 2014 Update	Grant/31 8	HUD Block Grant	252,948	Construction	(133,067)
July 2014 Update	411/318	Utility Fund	(133,067)	Construction	742,120
July 2014 Update	330/318	REET	742,120	Construction	453,940
July 2014 Update	110/318	Transportation Impact Fees	453,940	Construction	156,954
		Current Appropriation - SubTotal	156,954		1,714,182
Total Project Appropriation					
			5,709,224		5,709,224

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					
2960	348	Design/ROW	1,041,125	Design and Right-of-way	1,041,125
3049	411/348	Utility Fund	430,047	Storm Drainage Design	430,047
3049		Design - SubTotal	1,471,172		1,471,172
Construction					
2960	348	Construction	2,277,000	Construction	2,277,000
3049	Grant/348	Grant - Dept. of Commerce	250,000	Construction	250,000
3049	440/348	Transportation Impact Fees	238,676	Construction	238,676
3049	411/348	Utility Fund	58,194	Construction	58,194
		Construction - SubTotal	2,823,870		2,823,870
		Current Appropriation - SubTotal	3,995,042		3,995,042
Prior Design Phase					
3019	110/318	Transportation Impact Fees	59,910	Study	59,910
3019	330/318	REET	146,060	Design	146,060
3019	411/318	Utility Fund	635,140	Design	635,140
3019	411/318	Utility Fund	161,252	Right of Way	161,252
3019	110/318	Transportation Impact Fees	21,553	Right of Way	21,553
		Design Phase SubTotal	1,023,915		1,023,915
Construction Phase					
3019	Grant/318	HUD Block Grant	91,933	Constr - Advanced Purchase Signal Equipment	91,933
3019	Grant/318	TIB	1,107,347	Constr - Bid Award	1,107,347
3019	Grant/318	STP Countywide	679,788	Constr - Bid Award	679,788
3019	Grant/318	Dept. of Commerce	223,248	Constr - Bid Award	223,248
3019	110/318	Transportation Impact Fees	204,311	Constr - Bid Award	204,311
3019	Grant/318	HUD Block Grant	72,786	Construction Contingency	72,786
3019	Grant/318	STP Countywide	95,800	Construction Contingency	95,800
3019	Grant/318	Dept. of Commerce	11,350	Construction Contingency	11,350
3019	411/318	Utility Fund	39,500	Construction Contingency	39,500
3019	110/318	Transportation Impact Fees	34,364	Construction Contingency	34,364

Prior Ord # / Current Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
3019	Grant/31 8	HUD Block Grant	1,600	City Staff - Removal Existing Signal	1,600
3019	Grant/31 8	STP Countywide	37,500	City Staff - Removal Existing Signal	37,500
3019	411/318	Utility Fund	35,900	City Staff - Removal Existing Signal	35,900
3019	Grant/31 8	TIB	18,355	Design Support - On Call Consultant	18,355
3019	Grant/31 8	HUD Block Grant	25,532	Design Support - On Call Consultant	25,532
3019	Grant/31 8	STP Countywide	6,113	Design Support - On Call Consultant	6,113
3019	Grant/31 8	TIB	142,850	Construction Mgmt - Consultant	142,850
3019	Grant/31 8	HUD Block Grant	33,149	Construction Mgmt - Consultant	33,149
3019	Grant/31 8	STP Countywide	94,299	Construction Mgmt - Consultant	94,299
3019	Grant/31 8	Dept. of Commerce	15,402	Construction Mgmt - Consultant	15,402
		Construction Phase SubTotal	2,971,127		2,971,127
		Current Appropriation SubTotal	3,995,042		3,995,042
Proposed					
Construction Phase					
July 2014 Update	Grant/31 8	HUD Block Grant	(91,933)	Constr - Advanced Purchase Signal Equipment	(91,933)
July 2014 Update	Grant/31 8	TIB	(1,107,347)	Constr - Bid Award	(1,107,347)
July 2014 Update	Grant/31 8	STP Countywide	(679,788)	Constr - Bid Award	(679,788)
July 2014 Update	Grant/31 8	Dept. of Commerce	(223,248)	Constr - Bid Award	(223,248)
July 2014 Update	110/318	Transportation Impact Fees	(204,311)	Constr - Bid Award	(204,311)
July 2014 Update	Grant/31 8	HUD Block Grant	(72,786)	Construction Contingency	(72,786)
July 2014 Update	Grant/31 8	STP Countywide	(95,800)	Construction Contingency	(95,800)
July 2014 Update	Grant/31 8	Dept. of Commerce	(11,350)	Construction Contingency	(11,350)
July 2014 Update	411/318	Utility Fund	(39,500)	Construction Contingency	(39,500)
July 2014 Update	110/318	Transportation Impact Fees	(34,364)	Construction Contingency	(34,364)
July 2014 Update	Grant/31 8	HUD Block Grant	(1,600)	City Staff - Removal Existing Signal	(1,600)
July 2014 Update	Grant/31 8	STP Countywide	(37,500)	City Staff - Removal Existing Signal	(37,500)
July 2014 Update	411/318	Utility Fund	(35,900)	City Staff - Removal Existing Signal	(35,900)
July 2014 Update	Grant/31 8	TIB	(18,355)	Design Support - On Call Consultant	(18,355)
July 2014 Update	Grant/31 8	HUD Block Grant	(25,532)	Design Support - On Call Consultant	(25,532)
July 2014 Update	Grant/31 8	STP Countywide	(6,113)	Design Support - On Call Consultant	(6,113)
July 2014 Update	Grant/31 8	TIB	(142,850)	Construction Mgmt - Consultant	(142,850)
July 2014 Update	Grant/31 8	HUD Block Grant	(33,149)	Construction Mgmt - Consultant	(33,149)
July 2014 Update	Grant/31 8	STP Countywide	(94,299)	Construction Mgmt - Consultant	(94,299)
July 2014 Update	Grant/31 8	Dept. of Commerce	(15,402)	Construction Mgmt - Consultant	(15,402)
		Construction Phase SubTotal	(2,971,127)		(2,971,127)

Prior Ord # / Current Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
Design Phase					
July 2014 Update	411/318	Utility Fund	46,088	Design - Landscape/Ped Signal	46,088
July 2014 Update	In-Kind	Edmonds Com. College	139,405	Right of Way	139,405
July 2014 Update	In-Kind	Edmonds School District	45,815	Right of Way	45,815
July 2014 Update	110/318	Transportation Impact Fees	9,979	Right of Way	9,979
		Design Phase SubTotal	241,287		241,287
Construction Phase					
July 2014 Update	Grant/31 8	HUD Block Grant	91,933	Constr - Advanced Purchase Signal Equipment	91,933
July 2014 Update	Grant/31 8	TIB	1,225,943	Constr - Bid Award	1,225,943
July 2014 Update	Grant/31 8	STP Countywide	913,500	Constr - Bid Award	913,500
July 2014 Update	Grant/31 8	Dept. of Commerce	250,000	Constr - Bid Award	250,000
July 2014 Update	411/318	Utility Fund	550,932	Constr - Bid Award	550,932
July 2014 Update	330/318	REET	26,046	Constr - Bid Award	26,046
July 2014 Update	110/318	Transportation Impact Fees	166,933	Constr - Bid Award	166,933
July 2014 Update	411/318	Utility Fund	13,335	Construction Contingency	13,335
July 2014 Update	330/318	REET	300,000	Construction Contingency	300,000
July 2014 Update	110/318	Transportation Impact Fees	25,000	City Staff - Construction Mgmt	25,000
July 2014 Update	110/318	Transportation Impact Fees	75,000	City Staff - Removal Existing Signal	75,000
July 2014 Update	110/318	Transportation Impact Fees	50,000	Design Support - On Call Consultant	50,000
July 2014 Update	Grant/31 8	TIB	295,557	Construction Mgmt - Consultant	295,557
July 2014 Update	411/318	Utility Fund	253,253	Construction Mgmt - Consultant	253,253
July 2014 Update	330/318	REET	127,894	Construction Mgmt - Consultant	127,894
July 2014 Update	110/318	Transportation Impact Fees	78,696	Construction Mgmt - Consultant	78,696
		Construction Phase SubTotal	4,444,022		4,444,022
		Total Project Appropriation	5,709,224		5,709,224

Note: The TIB grant award is for \$1,500,000 at a 50% match ratio for construction only. The current estimate for construction is such that \$1,268,552 is 50% of the current cost estimate.

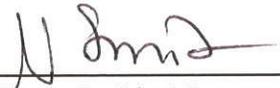
- A. An updated financial plan and ordinance(s) will periodically come back to Council as appropriate to reflect changes in project expenditure/revenue information.
- B. The appropriations for the 204th Street SW Improvements shall not lapse and shall be carried forward from year to year until fully expended or the purpose has been accomplished or abandoned without the necessity of reappropriation.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase or word of this ordinance.

Section 3. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

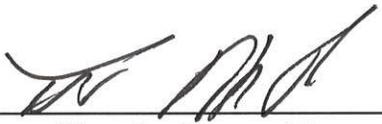
PASSED this 28th day of July, 2014 and signed in authentication of its passage this 30th day of July, 2014.

APPROVED:



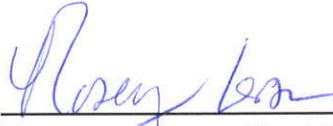
Nicola Smith, Mayor

ATTEST/AUTHENTICATE:



Lorenzo Hines Jr., Finance Director

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH THE CITY CLERK: 07/29/2014
PASSED BY THE CITY COUNCIL: 07/28/2014
PUBLISHED: 08/01/2014
EFFECTIVE DATE: 08/06/2014
ORDINANCE NO. 3075



On the, 28th day of July, 2014 the City Council of the City of Lynnwood, Washington, passed ordinance 3075. A summary of the content of this ordinance, consisting of the title, provides as follows:

ORDINANCE NO. 3075

AN ORDINANCE SUPERSEDING ORDINANCE # 3019, WHICH SUPERSEDED #2960, WHICH SUPERSEDED ORDINANCE #2933, WHICH SUPERSEDED ORDINANCE #2784, ESTABLISHING PROJECT FUNDING FOR PROJECT FUND 318, AND PROVIDING FOR SPENDING AUTHORITY, BUDGET APPROPRIATIONS, AND TRANSFERS FROM FUNDS 411, 112, 330, 110, AND GRANTS, FOR THE 204TH STREET SW ROAD IMPROVEMENTS; FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SUMMARY PUBLICATION.

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

DATED this 1st day of August, 2014.



Lorenzo Hines Jr., Finance Director



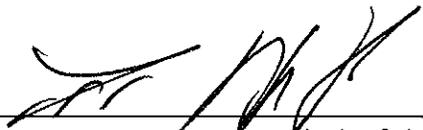
LYNNWOOD
WASHINGTON

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. 3075 of the City of Lynnwood, Washington, entitled as follows:

AN ORDINANCE SUPERSEDING ORDINANCE # 3019, WHICH SUPERSEDED #2960, WHICH SUPERSEDED ORDINANCE #2933, WHICH SUPERSEDED ORDINANCE #2784, ESTABLISHING PROJECT FUNDING FOR PROJECT FUND 318, AND PROVIDING FOR SPENDING AUTHORITY, BUDGET APPROPRIATIONS, AND TRANSFERS FROM FUNDS 411, 112, 330, 110, AND GRANTS, FOR THE 204TH STREET SW ROAD IMPROVEMENTS; FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SUMMARY PUBLICATION.

That said ordinance was passed by the Council on July 28, 2014 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 August 1, 2014.



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



On the, 28th day of July, 2014 the City Council of the City of Lynnwood, Washington, passed ordinances 3072 through 3076. A summary of the content of these ordinances, consisting of the title, provides as follows:

ORDINANCE NO. 3072

AN ORDINANCE AMENDING OF THE CITY OF LYNNWOOD, WASHINGTON ADOPTING FINDINGS OF FACT, EXTENDING INTERIM ZONING CONTROLS FOR PROHIBITION OF MARIJUANA BUSINESSES, FACILITIES, AND LICENSES IN SINGLE FAMILY AND MULTIFAMILY RESIDENTIAL AREAS; PROVIDING A TERM OF SIX MONTHS, PROVIDING FOR A WORK PROGRAM FOR PERMANENT ZONING AND/OR LICENSING CONTROLS, ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SEVERABILITY.

ORDINANCE NO. 3073

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR REPLACEMENT OF THE POOL CONTROLLERS; AND AUTHORIZING EXPENDITURES IN THE GENERAL FUND; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3074

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING ADDITIONAL PROJECT FUNDING FOR CONSTRUCTION OF ANCILLARY INFRASTRUCTURE NECESSARY TO THE INTERURBAN TRAIL 208th STREET SW CROSSING IMPROVEMENTS ALONG 208th STREET SW BETWEEN 52nd AVENUE W AND 54th AVENUE W; AND SUPERSEDING ORDINANCE 3059; AND AUTHORIZING EXPENDITURES IN PROJECT FUND 350; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUND 411; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3075

AN ORDINANCE SUPERSEDING ORDINANCE # 3019, WHICH SUPERSEDED #2960, WHICH SUPERSEDED ORDINANCE #2933, WHICH SUPERSEDED ORDINANCE #2784, ESTABLISHING PROJECT FUNDING FOR PROJECT FUND 318, AND PROVIDING FOR SPENDING AUTHORITY, BUDGET APPROPRIATIONS, AND TRANSFERS FROM FUNDS 411, 112, 330, 110, AND GRANTS, FOR THE 204TH STREET SW ROAD IMPROVEMENTS; FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SUMMARY PUBLICATION.

ORDINANCE NO. 3076

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR REBUILD OF THE TRAFFIC SIGNAL AT 198th STREET SW AND SCRIBER LAKE ROAD; AND SUPERSEDING ORDINANCE 3046, WHICH SUPERSEDED ORDINANCE 2959; AND AUTHORIZING EXPENDITURES IN PROJECT FUND 309; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUNDS 199 AND 331; 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 1st day of August, 2014.

Lorenzo Hines Jr., Finance Director

Published: August 1, 2014. EDH579079

E1

Everett Daily Herald

Affidavit of Publication

State of Washington }

County of Snohomish } ss

Michael Gates being first duly sworn, upon oath deposes and says: that he/she is the legal representative of the Everett Daily Herald a daily newspaper. The said newspaper is a legal newspaper by order of the superior court in the county in which it is published and is now and has been for more than six months prior to the date of the first publication of the Notice hereinafter referred to, published in the English language continually as a daily newspaper in Snohomish County, Washington and is and always has been printed in whole or part in the Everett Daily Herald and is of general circulation in said County, and is a legal newspaper, in accordance with the Chapter 99 of the Laws of 1921, as amended by Chapter 213, Laws of 1941, and approved as a legal newspaper by order of the Superior Court of Snohomish County, State of Washington, by order dated June 16, 1941, and that the annexed is a true copy of 579079 Ord. No. 3072, 3073, 3074, 3075, 3076 EDH as it was published in the regular and entire issue of said paper and not as a supplement form thereof for a period of 1 issue(s), such publication commencing on 08/01/2014 and ending on 08/01/2014 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$95.32.

Debra Ann Grigg

Subscribed and sworn before me on this

1 day of August
2014

Debra Ann Grigg

Notary Public in and for the State of Washington.

City of Lynnwood - LEGAL ADS | 14127890
DEBBIE KARBBER
MULTIPLE ORDINANCES

DEBRA ANN GRIGG
Notary Public
State of Washington
My Commission Expires
October 31, 2017