

**CITY OF LYNNWOOD**

**ORDINANCE NO. 3083**

**AN ORDINANCE SUPERSEDING ORDINANCE 2991 OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR 53<sup>rd</sup> AVE W (208<sup>th</sup> STREET SW TO 206<sup>th</sup> 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.**

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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 53<sup>rd</sup> Avenue W (208<sup>th</sup> Street SW to 206<sup>th</sup> Street SW) Storm Treatment/Roadway Modifications Project (hereinafter "Project") will be a pilot project to treat stormwater runoff using best management practices; and

WHEREAS, 53<sup>rd</sup> Avenue W is located upstream of Hall Lake; and

WHEREAS, Project is included in the 2009 Surface Water Comprehensive Plan Project WQ-2 titled Street Edge Runoff Treatment Retrofit in the Hall Lake Basin; and

WHEREAS, Project is included in the City's Capital Facilities plan as project number 200900131 titled Street Edge Runoff Treatment Retrofit in the Hall Lake Basin; and

WHEREAS, the City of Lynnwood has adopted a 2010 Utility Rate structure that includes funding for this project titled Hall Lake Street Edge Retrofits (Design); and

WHEREAS, due to project scheduling conflicts, design funding was transferred to a new project task to develop a change order to the Interurban Trail Project to add the stormwater storage element from the 53<sup>rd</sup> Avenue W project to the trail project; 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	238,883
Construction	TBD
Total	238,883

B. The sum of \$238,883 is hereby appropriated, to the extent not previously appropriated, for Plans, Specifications, & Cost Estimates, for the Project as follows:

Prior Ord # / Current Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
		None		None	
		Sub Total Prior Activity		Sub Total Prior Activity	
June 2013 Update	411	Stormwater Utility	192,100	Design & Testing	192,100
Sept. 2014 Update	411	Stormwater Utility	46,783	Design	46,783
		<b>Current Total Appropriation</b>	<b>238,883</b>		<b>238,883</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>					
June 2013 Update	411	Stormwater Utility	192,100	Design & Testing	192,100
Sept. 2014 Update	411	Stormwater Utility	46,783	Design	46,783
		<b>Design - SubTotal</b>	<b>238,883</b>		<b>238,883</b>
<b>Right-of-Way</b>					
June 2013 Update		N/A	-	N/A	-
Sept. 2014 Update		N/A	-	N/A	-
		<b>Right of Way - SubTotal</b>	<b>-</b>		<b>-</b>
<b>Construction</b>					
June 2013 Update	TBD		-	Construction	-
Sept. 2014 Update	TBD		-	Construction	-
		<b>Construction - Sub Total</b>	<b>-</b>		<b>-</b>
Sept. 2014 Update		<b>Current Appropriation</b>	<b>238,883</b>		<b>238,883</b>

**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.

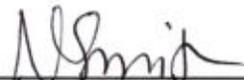
**Section 3. Severability.** If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent

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.

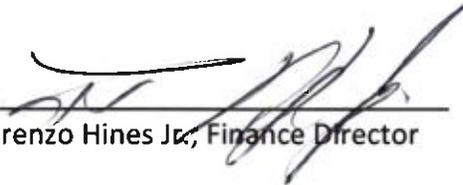
Section 4. Effective Date. This ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after publication.

PASSED BY THE CITY COUNCIL, the 13<sup>th</sup> day of October, 2014.

APPROVED:

  
\_\_\_\_\_  
Nicola Smith, Mayor

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
Lorenzo Hines Jr., Finance Director

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Rosemary Larson, City Attorney

FILED WITH ADMINISTRATIVE SERVICES: 10/13/2014  
PASSED BY THE CITY COUNCIL: 10/13/2014  
PUBLISHED: 10/28/2014  
EFFECTIVE DATE: 11/02/2014  
ORDINANCE NUMBER: 3083

<b>Financial Plan</b>				Target/Actual Expenses	Exp/Rev Difference	Target/Actual Revenue	Fund 411	Future Action Anticipated
Project: 53 <sup>rd</sup> Avenue W (208 <sup>th</sup> Street SW to 206 <sup>th</sup> Street SW) Storm Treatment/Roadway Modifications Last Update: 9/11/2013 Project Manager: Jesse Perrault Reviewed By: Jeff Elekes, P.E.				\$ 238,883	-	\$ 238,883	\$ 238,883	-
<b>Engineering</b>								
June 2013 Update	Pre Design Study			-		-	-	-
		Pre-Design Sub Total		-		-	-	-
	Design			182,800		182,800	182,800	
	Testing			9,300		9,300	9,300	
		Design Sub Total		192,100		192,100	192,100	
<b>September 2014 Update</b>	<b>Design (Final)</b>			46,783		46,783	46,783	
<b>Engineering Total</b>				238,883	-	238,883	238,883	-
<b>Construction Activity</b>								
Future Work to be Determined	Construction Future			Future				Future
City Construction Management	Construction Future			Future				Future
Outside Consultant Testing Etc.	Construction Future			Future				Future
<b>Construction Total</b>				-	-	-	-	-
<b>Expenses Total</b>				\$ 238,883		\$ 238,883	\$ 238,883	-





**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. 3083 of the City of Lynnwood, Washington, entitled as follows:

**AN ORDINANCE SUPERSEDING ORDINANCE 2991 OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR 53<sup>RD</sup> AVE W (208<sup>TH</sup> STREET SW TO 206<sup>TH</sup> 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.**

That said ordinance was passed by the Council on October 13, 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 October 28, 2014.



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



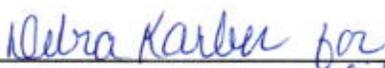
On the, 13th day of October, 2014 the City Council of the City of Lynnwood, Washington, passed ordinance 3083. A summary of the content of this ordinance, consisting of the title, provides as follows:

**ORDINANCE NO. 3083**

**AN ORDINANCE SUPERSEDING ORDINANCE 2991 OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR 53<sup>RD</sup> AVE W (208<sup>TH</sup> STREET SW TO 206<sup>TH</sup> 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.**

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

DATED this 28th day of October, 2014.

  
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Lorenzo Hines Jr., Finance Director & City Clerk