



LYNNWOOD
WASHINGTON

ORDINANCE NO. 3086

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE SCRIBER CREEK FLOOD REDUCTION STUDY PROJECT; AND SUPERSEDING ORDINANCE 3009; 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 has a Stormwater Utility Fund, in Fund 411, to help address public stormwater problems within the City of Lynnwood; and

WHEREAS, there is a history of repeating flooding problems throughout the Scriber Creek Basin on both public and private land; and

WHEREAS, a background of the flooding problems in the Scriber Creek Basin were summarized in the 2009 Stormwater Comprehensive Plan; and

WHEREAS, the City has received, and responded to, numerous complaints regarding flooding on private property within the basin; and

WHEREAS, it is in best interest of the City and the affected residents and business owners to work together to understand the viable solutions, respective costs and constraints associated with a series of basin-wide projects that will address the different issues that contribute to the ongoing public and private drainage problems within the basin;

WHEREAS, The City will need to study the basin in more detail to arrive at a series of cost-effective engineering improvements, and recommended implementation order, that will help solve recurring flooding problems within the basin while considering, and mitigating to the extent feasible for, any potential impacts of such improvements to the downstream system; and

WHEREAS, given the project has both public and private drainage problem elements, the City finds that the establishment of a Project Charter would be beneficial in order to outline the projects scope, objectives and participants prior to the commencement of the study, design and construction of improvements; and

WHEREAS, the Project Charter phase included public involvement and established a Citizen’s Advisory Committee to identify and engage stakeholders, establish project goals and objectives, and develop a suite of projects that the public will support for further evaluation; and

WHEREAS, the Citizen’s Advisory Committee’s Final Report and Recommendations to Lynnwood City Council, dated July 2014, contains a list of recommended projects, endorsed by the Advisory Committee, that the City of Lynnwood will use as guidance for the Study phase of the project; and

WHEREAS, the City has received fee-in-lieu of Stormwater Drainage Improvements from the Lynnwood Crossings project that will be used to help address ongoing flooding problems within the Scriber Creek Basin; and

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

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 09/26/2014, and summarized as follows:

| Project Phase | Amount |
|-----------------------|----------------|
| Project Charter | 56,000 |
| Flood Reduction Study | 302,100 |
| | |
| Total | 358,100 |

B. The sum of \$358,100 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 |
| Ord 3009 | 411 | Utility Fund (Fee-in-Lieu) | 56,000 | Project Charter-Scriber Creek Flood Reduction Study | 56,000 |
| Sep-14 | 411 | Utility Fund (Fee-in-Lieu) | 302,100 | Study – Scriber Creek Flood Reduction Study | 302,100 |
| Sep-14 | | Current Total Appropriation | 358,100 | | 358,100 |

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 |
| Planning | | | | | |
| Ord 3009 | 411 | Utility Fund (Fee-in-Lieu) | 56,000 | Project Charter-Scriber Creek Flood Reduction Study | 56,000 |
| Sep-14 | 411 | Utility Fund (Fee-in-Lieu) | 302,100 | Study - Scriber Creek Flood Reduction Study | - 302,100 |
| | | Planning - SubTotal | 358,100 | | 358,100 |
| Sep-14 | | Current Appropriation | 358,100 | | 358,100 |

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.

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. 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.

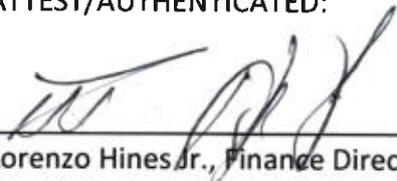
PASSED this 28th day of October, 2014, and signed in authentication of its passage this 30th day of October, 2014.

APPROVED:



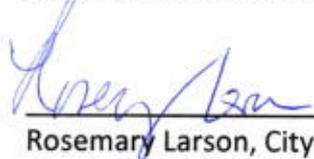
Nicola Smith, Mayor

ATTEST/AUTHENTICATED:



Lorenzo Hines Jr., Finance Director

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH ADMINISTRATIVE SERVICES: 10/27/2014
PASSED BY THE CITY COUNCIL: 10/27/2014
PUBLISHED: 10/31/2014
EFFECTIVE DATE: 11/05/2014
ORDINANCE NUMBER: 3086

Financial Plan

Project: Scriber Creek Flood Reduction Study

Update: 09/26/2013

Project Manager: Robert Victor

| | | | | Revenue Source(s) |
|--|-----------------------|-------------|----------------------|----------------------|
| | | | | Fund 411 |
| | Target/Actual Expense | Difference | Revenue Total | |
| Planning/Study Phase | | | | |
| Consultant Contract (Project Charter & Public Involvement) | \$ 56,000.00 | \$ - | \$ 56,000.00 | \$ 56,000.00 |
| Consultant Contract (Flood Reduction Study) | \$ 302,100.00 | | \$ 302,100.00 | \$ 302,100.00 |
| Project Charter Total | \$ 358,100.00 | \$ - | \$ 358,100.00 | \$ 358,100.00 |
| Expenses Total | \$ 358,100.00 | \$ - | \$ 358,100.00 | \$ 358,100.00 |



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. 3086 of the City of Lynnwood, Washington, entitled as follows:

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE SCRIBER CREEK FLOOD REDUCTION STUDY PROJECT; AND SUPERSEDING ORDINANCE 3009; 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 on October 27, 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 31, 2014.

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



On the, 27th day of October, 2014 the City Council of the City of Lynnwood, Washington, passed ordinance 3086. A summary of the content of this ordinance, consisting of the title, provides as follows:

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AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE SCRIBER CREEK FLOOD REDUCTION STUDY PROJECT; AND SUPERSEDING ORDINANCE 3009; 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 31st day of October, 2014.



Lorenzo Hines Jr., Finance Director

