



LYNNWOOD
WASHINGTON

ORDINANCE NO. 3113

AN ORDINANCE SUPERSEDING ORDINANCE #3075, WHICH SUPERSEDED ORDINANCE # 3019, WHICH SUPERSEDED #2960, WHICH SUPERSEDED ORDINANCE #2933, WHICH SUPERSEDED ORDINANCE #2784, ESTABLISHING PROJECT FUNDING FOR PROJECT FUND 318, AND PROVIDING FOR SPENDING AUTHORITY, BUDGET APPROPRIATIONS, AND TRANSFERS FROM FUNDS 411,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; and

WHEREAS, the City has a project known as Waste Water Lift Station 16 and accompanying Forcemain, which has separate utility funding, that is intended to address waste water capacity issues in the City; and

WHEREAS, the proposed lift station 16 forcemain runs through the proposed roundabout at 204th Street SW & 68th Avenue W; and

WHEREAS, the City intends to build a portion of forcemain from future lift station 16 runs through the proposed roundabout at 204th Street SW & 68th Avenue W to avoid having to disrupt the new construction at a later date, as well as several other small changes; and

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 (March 2nd, 2015) and summarized as follows:

Project Phase	Amount
Design	1,023,916
Right-of-Way	241,287
Construction	4,782,022
Total	6,047,224

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

Prior Ord # / Proposed Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
Prior					
Ordinance 3019	110/318	Transportation Impact Fees	81,463	Study and Design	81,463
Ordinance 3019	330/318	REET	146,060	Design	146,060
Ordinance 3019	411/318	Utility Fund	796,392	Design and Right of Way	796,392
Ordinance 3019	Grant	TIB	1,268,552	Construction	1,268,552
Ordinance 3019	Grant/318	HUD Block Grant	225,000	Construction	225,000
Ordinance 3019	Grant/318	STP Countywide	913,500	Construction	913,500
Ordinance 3019	Grant/318	Dept. of Commerce	250,000	Construction	250,000
Ordinance 3019	411/318	Utility Fund	75,400	Construction	75,400
Ordinance 3019	110/318	Transportation Impact Fees	238,675	Construction	238,675
		Current Appropriation - SubTotal	3,996,042		3,996,042
Prior					
Ordinance 3075	411/318	Utility Fund	46,088	Design	46,088
Ordinance 3075	In-Kind	Edmonds Com. College	139,405	Right of Way	139,405
Ordinance 3075	In-Kind	Edmonds School District	45,815	Right of Way	45,815
Ordinance 3075	110/318	Transportation Impact Fees	9,979	Right of Way	9,979
Ordinance 3075	Grant/318	TIB	252,948	Construction	252,948
Ordinance 3075	Grant/318	HUD Block Grant	(133,067)	Construction	(133,067)
Ordinance 3075	411/318	Utility Fund	742,120	Construction	742,120
Ordinance 3075	330/318	REET	453,940	Construction	453,940
Ordinance 3075	110/318	Transportation Impact Fees	156,954	Construction	156,954
March 2015 Update	411/318	Utility Fund	338,000	Construction	338,000
		Current Appropriation - SubTotal	2,062,182		2,062,182
		Total Project Appropriation	6,047,224		6,047,224

C. The Funding Appropriation(s) and related changes, modifications, adjustments, if any, are provided in detail as follows:

Prior Ord # / Proposed Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
Design					
Ordinance 2060	318	Design/ROW	1,041,126	Design and Right-of-way	1,041,126
Ordinance 3010	411/318	Utility Fund	130,047	Storm-Drainage-Design	130,047
Ordinance 3010		Design - SubTotal	1,171,172		1,171,172
Construction					
Ordinance 2060	318	Construction	2,277,000	Construction	2,277,000
Ordinance 3010	Grant/318	Grant - Dept. of Commerce	250,000	Construction	250,000
Ordinance 3010	110/318	Transportation Impact Fees	238,676	Construction	238,676
Ordinance 3010	411/318	Utility Fund	58,104	Construction	58,104
		Construction - SubTotal	2,823,876		2,823,876
		Current Appropriation - SubTotal	3,996,042		3,996,042
Prior					
Design Phase					
Ordinance 3019	110/318	Transportation Impact Fees	59,910	Study	59,910
Ordinance 3019	330/318	REET	146,060	Design	146,060
Ordinance 3019	411/318	Utility Fund	635,140	Design	635,140
Ordinance 3019	411/318	Utility Fund	161,252	Right of Way	161,252
Ordinance 3019	110/318	Transportation Impact Fees	21,553	Right of Way	21,553
		Design Phase SubTotal	1,023,915		1,023,915
Design R/W Phase					
Ordinance 3075	411/318	Utility Fund	46,088	Design - Landscape/Ped Signal	46,088
Ordinance 3075	In-Kind	Edmonds Com. College	139,405	Right of Way	139,405
Ordinance 3075	In-Kind	Edmonds School District	45,815	Right of Way	45,815
Ordinance 3075	110/318	Transportation Impact Fees	9,979	Right of Way	9,979
		Design Phase SubTotal	241,287		241,287
Construction Phase					
Ordinance 3075	Grant/318	HUD Block Grant	91,933	Constr - Advanced Purchase Signal Equipment	91,933
Ordinance 3075	Grant/318	TIB	1,225,943	Constr - Bid Award	1,225,943
Ordinance 3075	Grant/318	STP Countywide	913,500	Constr - Bid Award	913,500
Ordinance 3075	Grant/318	Dept. of Commerce	250,000	Constr - Bid Award	250,000
Ordinance 3075	411/318	Utility Fund	550,932	Constr - Bid Award	550,932
Ordinance 3075	330/318	REET	26,046	Constr - Bid Award	26,046
Ordinance 3075	110/318	Transportation Impact Fees	166,933	Constr - Bid Award	166,933
Ordinance 3075	411/318	Utility Fund	13,335	Construction Contingency	13,335
Ordinance 3075	330/318	REET	300,000	Construction Contingency	300,000
Ordinance 3075	110/318	Transportation Impact Fees	25,000	City Staff - Construction Mgmt	25,000
Ordinance 3075	110/318	Transportation Impact Fees	75,000	City Staff - Removal Existing Signal	75,000
Ordinance 3075	110/318	Transportation Impact Fees	50,000	Design Support - On Call Consultant	50,000
Ordinance 3075	Grant/318	TIB	295,557	Construction Mgmt - Consultant	295,557
Ordinance 3075	411/318	Utility Fund	253,253	Construction Mgmt - Consultant	253,253
Ordinance 3075	330/318	REET	127,894	Construction Mgmt - Consultant	127,894
Ordinance 3075	110/318	Transportation Impact Fees	78,696	Construction Mgmt - Consultant	78,696
March 2015 Update	411/318	Utility Fund	338,000	Construction Mgmt - Consultant	338,000
		Construction Phase SubTotal	4,782,022		4,782,022
		Total Project Appropriation	6,047,224		6,047,224

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.

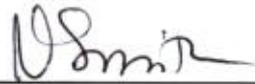
- A. An updated financial plan and ordinance(s) will periodically come back to Council as appropriate to reflect changes in project expenditure/revenue information.
- B. The appropriations for the 204th Street SW Improvements shall not lapse and shall be carried forward from year to year until fully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

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.

11+1 PASSED THIS 9th day of March, 2015, and signed in authentication of its passage this 11+1 day of March, 2015.

APPROVED:



Nicola Smith, Mayor

ATTEST/AUTHENTICATED:



Art Ceniza, Acting as City Clerk

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH THE CITY CLERK: 03/10/2015
PASSED BY THE CITY COUNCIL: 03/09/2015
PUBLISHED: 03/12/2015
EFFECTIVE DATE: 03/17/2014
ORDINANCE NO. 3113



On the, 9th day of March, 2015 the City Council of the City of Lynnwood, Washington, passed ordinance 3113. A summary of the content of this ordinance, consisting of the title, provides as follows:

ORDINANCE NO. 3113

AN ORDINANCE SUPERSEDING ORDINANCE #3075, WHICH SUPERSEDED 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 12th day of March, 2015.

A handwritten signature in black ink, appearing to read 'Art Ceniza', is written over a horizontal line.

Art Ceniza, Acting as City Clerk

Everett Daily Herald

Affidavit of Publication

State of Washington }
County of Snohomish } ss

Kathleen Landis 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 EDH620349 ORD. 3112-3116 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 03/12/2015 and ending on 03/12/2015 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$77.38.

Kathleen Landis

Subscribed and sworn before me on this

12 day of March
2015

Debra Ann Grigg

Notary Public in and for the State of Washington.

City of Lynnwood - LEGAL ADS (14)27890
DEBBIE KARBEN

Public Notices

LYNNWOOD
WASHINGTON

On the 9th day of March, 2015 the City Council of the City of Lynnwood, Washington, passed ordinances: 3112 through 3116. A summary of the content of these ordinances, consisting of the title, provides as follows:

ORDINANCE NO. 3112

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO THE MULTIPLE-UNIT HOUSING PROPERTY TAX EXEMPTION, AMENDING LMC 3.82.060 AND 3.82.070, AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3113

AN ORDINANCE SUPERSEDING ORDINANCE #3075, WHICH SUPERSEDED 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. 3114

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PRE-DESIGN FUNDING FOR THE 194TH STREET SW EXTENSION IMPROVEMENT PROJECT; AN ORDINANCE AUTHORIZING EXPENDITURES IN PROJECT FUND 310; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUND 110; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN, AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3115

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, MODIFYING ORDINANCE NO. 3091, A TWO YEAR BIENNIAL BUDGET FOR THE CITY OF LYNNWOOD, WASHINGTON, FOR THE YEARS ENDING DECEMBER 31, 2015 AND 2016; BY MAKING ADJUSTMENTS TO THE CITY'S BUDGET, IN EXHIBIT A; AND PROVIDING FOR AN EFFECTIVE DATE, SEVERABILITY, AND SUMMARY PUBLICATION.

ORDINANCE NO. 3116

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, MODIFYING ORDINANCE NO. 3091, A TWO YEAR BIENNIAL BUDGET FOR THE CITY OF LYNNWOOD, WASHINGTON, FOR THE YEARS ENDING DECEMBER 31, 2015 AND 2016; BY MAKING ADJUSTMENTS TO THE CITY'S BUDGET, IN EXHIBIT A; AND PROVIDING FOR AN EFFECTIVE DATE, SEVERABILITY, AND SUMMARY PUBLICATION.

The full text of this ordinance will be mailed upon request. DATED this 12th day of March, 2015.

Art Caniza Acting as City Clerk
Published: March 12, 2015 EDH620349

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



LYNNWOOD
WASHINGTON

CERTIFICATE

I, the undersigned, Art Ceniza, the duly appointed Acting 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. 3113 of the City of Lynnwood, Washington, entitled as follows:

AN ORDINANCE SUPERSEDING ORDINANCE #3075, WHICH SUPERSEDED 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 March 9, 2015 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 March 12, 2015.

Art Ceniza, Acting as City Clerk of the
City of Lynnwood WA