



**ORDINANCE NO. 3125**

**AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 33<sup>RD</sup> AVENUE W EXTENSION PROJECT; AND SUPERSEDING ORDINANCES 3002 AND 3079; AND AUTHORIZING EXPENDITURES IN PROJECT FUND 355; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUND 011, FUND 110, FUND 121, FUND 411, GRANT FUNDS AND DEVELOPER FUNDS; 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 City is committed to a planned transportation and traffic improvement program as a part of the City Transportation Program and Capital Facilities Plan; and

WHEREAS, the 33<sup>rd</sup> Avenue W Extension Project (hereinafter "Project") is included in the City's Capital Facilities plan as project number ST2006087A; and

WHEREAS, the Project will provide a much needed second route to the western side of Alderwood Mall from the north; and

WHEREAS, the Project will provide critical access to Lynnwood Place, a significant mixed-use development project planned for construction adjacent to the Project; and

WHEREAS, the Lynnwood Place Environmental Impact Statement identified the Project as necessary traffic mitigation; and

WHEREAS, starting on January 1, 2011, the City began levying transportation impact fees in order to fund various transportation capacity projects, one of which is the Project; and

WHEREAS, the City has obtained a Transportation Improvement Board (TIB) grant for the Project;

WHEREAS, the City has previously approved Project financial plans in Ordinances 3002 and 3079;

**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 03/27/2017, and summarized as follows:

Project Phase	Amount
Design	<b>1,233,000</b>
Right of Way	<b>2,530,400</b>
Construction	<b>7,476,872</b>
<b>Total</b>	<b>11,240,272</b>

B. The sum of \$11,240,272 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
Ord. 3002	-	Developer	4,557,638	Design and Construction	4,557,638
Ord. 3079	-	Developer	(764,123)	Design and Construction	(764,123)
Ord. 3002	In kind	Edmonds School District	1,435,877	Right of Way	1,435,877
Ord. 3079	In kind	Edmonds School District	1,094,523	Right of Way	1,094,523
Ord. 3002	Grant	TIB	3,000,000	Design, Right of Way, and Construction	3,000,000
Ord. 3079	Grant	TIB	(25,933)	Design, Right of Way, and Construction	(25,933)
Ord. 3002	110/355	Traffic Impact Fees	210,000	Design and Construction	210,000
Ord. 3002	121/355	Tree Fund	45,485	Construction	45,485
Ord. 3002	411/355	Storm Utility	350,000	Construction	350,000
Ord. 3079	011/355	General Fund	1,000,000	Construction	1,000,000
	-	SubTotal Prior Activity	10,903,467	SubTotal Prior Activity	10,903,467
March 2015 Update	-	Developer	124,805	Construction	124,805
March 2015 Update	011/355	General Fund	212,000	Construction	212,000
March 2015 Update		<b>Current Total Appropriation</b>	<b>11,240,272</b>		<b>11,240,272</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>					
Ord. 3002	-	Developer	759,561	Design	759,561
Ord. 3079	-	Developer	(24,485)	Design	(24,485)
Ord. 3002	Grant	TIB	391,680	Design	391,680
Ord. 3079	Grant	TIB	56,688	Design	56,688
Ord. 3002	110/355	Traffic Impact Fees	81,759	Design	81,759
Ord. 3079	411/355	Traffic Impact Fees	(32,203)	Design	(32,203)
		<b>Design - SubTotal</b>	<b>1,233,000</b>		<b>1,233,000</b>
<b>Right of Way</b>					
Ord. 3002	In kind	Edmonds School District	1,435,877	Compensation	1,435,877
Ord. 3079	In kind	Edmonds School District	1,094,523	Compensation	1,094,523
Ord. 3002	Grant	TIB	764,123	Compensation	764,123
Ord. 3079	Grant	TIB	(764,123)	Compensation	(764,123)
		<b>Right of Way - SubTotal</b>	<b>2,530,400</b>		<b>2,530,400</b>
<b>Construction</b>					
Ord. 3002	-	Developer	3,798,077	Construction	3,798,077
Ord. 3079	-	Developer	(739,638)	Construction	(739,638)
Ord. 3002	Grant	TIB	1,844,197	Construction	1,844,197
Ord. 3079	Grant	TIB	681,502	Construction	681,502
Ord. 3002	110/355	Traffic Impact Fees	128,241	Construction	128,241
Ord. 3079	411/355	Traffic Impact Fees	32,203	Construction	32,203
Ord. 3002	121/355	Tree Fund	45,485	Construction	45,485
Ord. 3002	411/355	Storm Utility	350,000	Construction	350,000
Ord. 3079	011/355	General Fund	1,000,000	Construction	1,000,000
March 2015 Update	-	Developer	124,805	Construction	124,805
March 2015 Update	011/355	General Fund	212,000	Construction	212,000
		<b>Construction - SubTotal</b>	<b>7,476,872</b>		<b>7,476,872</b>
March 2015 Update		<b>Current Appropriation</b>	<b>11,240,272</b>		<b>11,240,272</b>

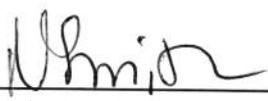
**Section 2. Modifications of the 2015-2016 Biennial Budget.** The required expenditures for operation of the various departments and funds of the City of Lynnwood for the fiscal years ending December 31, 2015 and 2016, are hereby modified and amended.

**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 THIS 13<sup>th</sup> day of April, 2015, and signed in authentication of its passage this 15<sup>th</sup> day of April, 2015.

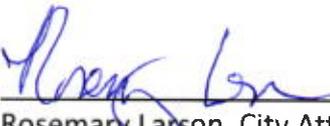
APPROVED

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

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
Art Ceniza, Interim Finance Director  
And City Clerk

APPROVED AS TO FORM:

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

FILED WITH ADMINISTRATIVE SERVICES: 04/14/2015  
PASSED BY THE CITY COUNCIL: 04/13/2015  
PUBLISHED: 04/16/2015  
EFFECTIVE DATE: 04/21/2015  
ORDINANCE NUMBER: 3125



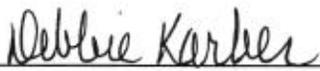
On the, 13th day of April, 2015 the City Council of the City of Lynnwood, Washington, passed ordinance 3125. A summary of the content of these ordinances, consisting of the title, provides as follows:

**ORDINANCE NO. 3125**

**AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 33<sup>RD</sup> AVENUE W EXTENSION PROJECT; AND SUPERSEDING ORDINANCES 3002 AND 3079; AND AUTHORIZING EXPENDITURES IN PROJECT FUND 355; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUND 011, FUND 110, FUND 121, FUND 411, GRANT FUNDS AND DEVELOPER FUNDS; 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 16th day of April, 2015.

  
Debbie Karber, Deputy City Clerk

# Everett Daily Herald

## Affidavit of Publication

State of Washington }  
County of Snohomish } ss

Deb Grigg 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 EDH626920 ORD. 3120-3125 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 04/16/2015 and ending on 04/16/2015 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$100.84.

*Deb Grigg*

Subscribed and sworn before me on this

16<sup>th</sup> day of April,  
2015

*[Signature]*

Notary Public in and for the State of Washington.

City of Lynnwood - LEGAL ADS | 14127890  
DEBBIE KARBER

**LYNNWOOD**  
WASHINGTON

CITY OF LYNNWOOD

On the 13th day of April, 2015 the City Council of the City of Lynnwood, Washington, passed ordinances: 3120 through 3125. A summary of the content of these ordinances, consisting of the title, provides as follows:

ORDINANCE NO. 3120  
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, MODIFYING ORDINANCE NO. 3091, A TWO YEAR BIENNUM BUDGET FOR THE CITY OF LYNNWOOD, WASHINGTON, FOR THE YEARS ENDING DECEMBER 31, 2015 AND 2016; BY CREATING AN INFORMATION TECHNOLOGY DEPARTMENT IN THE CITY'S BUDGET IN EXHIBIT A; AND PROVIDING FOR AN EFFECTIVE DATE, SEVERABILITY, AND SUMMARY PUBLICATION.

ORDINANCE NO. 3121  
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO COMPENSATION FOR CITY EMPLOYEES; AMENDING SECTIONS 2.48.175 AND 2.48.185 OF THE LYNNWOOD MUNICIPAL CODE; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND FOR SUMMARY PUBLICATION.

ORDINANCE NO. 3122  
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE DESIGN PHASE OF THE WATER LINES REPLACEMENT PROGRAM; AND AUTHORIZING EXPENDITURES IN UTILITY FUND 411 AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3123  
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING FUNDING FOR THE BIKELINK IMPROVEMENT PROJECT; AN ORDINANCE AUTHORIZING EXPENDITURES IN PROJECT FUND 128; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM GRANT FUNDS; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3124  
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE RECREATION CENTER PARKING LOT EXPANSION; AND AUTHORIZING EXPENDITURES IN PROJECT FUND 322; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUND 333; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3125  
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, ESTABLISHING PROJECT FUNDING FOR THE 33RD AVENUE W EXTENSION PROJECT; AND SUPERSEDING ORDINANCES 3092 AND 3079; AND AUTHORIZING EXPENDITURES IN PROJECT FUND 355; AND AUTHORIZING FUNDING TRANSFERS, ALLOCATIONS, AND REIMBURSEMENTS FROM FUND 011, FUND 110, FUND 121, FUND 411, GRANT FUNDS AND DEVELOPER FUNDS; 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 16th day of April, 2015.

Published: April 16, 2015  
Debbie Karber, Deputy City Clerk  
EDH626920

