



ORDINANCE NO. 3144

AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, SUPERSEDING ORDINANCE #2889, AND SUPERSEDING ORDINANCE #2964, AND SUPERSEDING ORDINANCE #3056, UPDATING THE FINANCIAL PLAN FOR THE POPLAR WAY EXTENSION BRIDGE PROJECT (33RD AVE W TO POPLAR WAY); 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 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 Poplar Way Extension Bridge project is included in the City's Capital Facilities plan as project number ST2006088A; and

WHEREAS, one of the City's goals for the transportation system, as identified in the Transportation Element of the City's Comprehensive plan, is to provide mobility options for residents, visitors and commuters through a balanced transportation system that supports the City's land use vision; and

WHEREAS, a critical element of the City's overall land use plan and vision to accommodate growth as required by the Growth Management Act (GMA) of 1990, while also preserving and protecting the character of existing residential neighborhoods, has been to develop and implement a planned City Center; and

WHEREAS, the GMA includes a "concurrency" requirement that requires the City to provide the necessary transportation improvements to support the planned development as it occurs; and

WHEREAS, one of the major transportation issues facing the City of Lynnwood in the future identified in the Transportation Element of the City's Comprehensive Plan, is the

impediment to circulation in the vicinity of Alderwood Mall/City Center area created by the physical location of I-5; and

WHEREAS, the Poplar Way Extension Bridge will provide an additional crossing of I-5 that will both alleviate traffic demand on the 196th Street SW Bridge and increase circulation within the vicinity of the Alderwood Mall/City Center area; and

WHEREAS, the City of Lynnwood performed a City Center Access Study to develop and prioritize a system of regional and local transportation infrastructure improvements to support, increase access to, and increase circulation within, the planned City Center; and

WHEREAS, the Poplar Way Extension Bridge project was identified as one of the highest priority local projects developed during the performance of the City Center Access Study; and

WHEREAS, as the City of Lynnwood has secured Federal STP and IMD grants for the project, in order to meet the City's provisional financing requirements of the Comprehensive Plan and Capital Facilities Plan in accordance with RCW 36.70A.070(c); and

WHEREAS, the City has established Fund 324 for the Poplar Way Extension Bridge project and has authorized the transfer of \$133,115 from Fund 325 and \$340,000 from Fund 411 by way of Ordinance #2889 in order to provide grant matching funds for the project; and

WHEREAS, the City entered into contracts #1883 and #2193 with Perteet Inc., to complete two phases of design for the Poplar Way Extension Bridge Contract; and

WHEREAS, the City received substantial material comments during the 30% plan review for the bridge which will require supplementing the second phase of the design contract #2193 with Perteet Inc. in the amount of \$180,835 to include additional design and engineering, not included in the original contract scope of work, in order to incorporate requested changes from WSDOT and City Departments; and

WHEREAS, Public Utility District #1 (PUD) has requested that the City of Lynnwood reimburse PUD for engineering staff time associated with plan review and redesign of the power distribution system needed to accommodate the Poplar Way Extension Bridge project on existing PUD property. This will require that the City execute a service agreement with PUD in the amount of \$45,955.00; and

WHEREAS, the Washington Department of Transportation has fully expended all administrative grant dollars allocated to their review of the Poplar Way Extension Bridge project and has requested that the City of Lynnwood supplement the Local Agency agreement to provide additional grant funds for administration in the amount of \$49,641; and

WHEREAS, the financial plan for the project has been updated to reflect these additional costs and the most recent cost estimates for each phase of the project and final expense information after completion of phase 1 design; and

WHEREAS, sufficient fund balances remain in existing IMD grants, STP grants and local match funds to cover these additional costs. The previously appropriated sum of \$3,426,015 will remain the same and remaining balances will be reallocated as detailed in the financial plan dated 03/18/2014; and

WHEREAS, the City received substantial material comments during the 60% plan review for the bridge which will require supplementing the second phase of the design contract #2193 with Perteet Inc. in the amount of \$86,103 to include additional design and engineering, not included in the original contract scope of work, in order to incorporate requested changes from WSDOT and City Departments; and

WHEREAS, a partial fund balance remaining in the existing IMD grant and local match funds will be combined with the additional funds from funds 411 and 331 to be transferred to fund 324 to cover these additional costs. \$22,759 will be transferred from fund 411 to fund 324 and \$63,344 will be transferred from fund 331 to fund 324. The new appropriated sum of \$3,512,118 will be reallocated as detailed in the financial plan dated 06/12/2015; 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 6/23/2015, and summarized as follows:

Project Phase	Amount
Design	3,512,117
ROW	-
Construction	TBD
Total	3,512,117

B. The sum of \$3,512,117 is hereby appropriated, to the extent not previously appropriated, for design for the Project as follows:

Prior Ord # / Current Activity	Fund No.	Revenue		Expenditures	
		Description	Amount	Description	Amount
Ord #3056		Prior Activity - SubTotal	3,426,014	PS&E Design	3,426,014
July 2015 Update	331/324	Real Estate Excise Tax Fund 331	63,344	PS&E Design	63,344
July 2015 Update	411/324	Utility Fund 411	22,759	PS&E Design	22,759
		Current Activity - SubTotal	86,103		86,103
		Current Total Appropriation	3,512,117		3,512,117

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					
Ord #3056			3,180,468		3,180,468
July 2015 Update		Reallocated Funds from ROW	245,546		245,546
July 2015 Update			86,103		86,103
		Design - SubTotal	3,512,117		3,512,117
ROW					
Ord #3056		Federal IMD Grant	192,224		192,224
Ord #3056		Utility Fund 411	53,322		53,322
July 2015 Update			(245,546)		(245,546)
		Design - SubTotal	-		-
Construction					
			TBD		TBD
		Construction - SubTotal	TBD		TBD
July 2015 Update		Current Appropriation	3,512,117		3,512,117

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 and incorporated herein.

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.

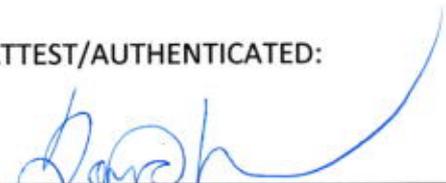
PASSED this 13th day of July, 2015, and signed in authentication of its passage this 21st day of July, 2015.

APPROVED:



Nicola Smith, Mayor

ATTEST/AUTHENTICATED:



Sonja Springer, Finance Director

APPROVED AS TO FORM:



Rosemary Larson, City Attorney

FILED WITH ADMINISTRATIVE SERVICES: 07/14/2015
PASSED BY THE CITY COUNCIL: 07/13/2015
PUBLISHED: 07/23/2015
EFFECTIVE DATE: 07/28/2015
ORDINANCE NUMBER: 3144



On the 13th day of July, 2015 the City Council of the City of Lynnwood, Washington, passed ordinance 3144. 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, SUPERSEDING ORDINANCE #2889, AND SUPERSEDING ORDINANCE #2964, AND SUPERSEDING ORDINANCE #3056, UPDATING THE FINANCIAL PLAN FOR THE POPLAR WAY EXTENSION BRIDGE PROJECT (33RD AVE W TO POPLAR WAY); 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 July, 2015.



Debbie Karber, Deputy City Clerk



LYNNWOOD
WASHINGTON

CERTIFICATE

I, the undersigned, Debra Karber, the duly appointed Deputy 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. 3144 of the City of Lynnwood, Washington, entitled as follows:

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That said ordinance was passed by the Council on July 13, 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 July 28, 2015.

Debra Karber, Deputy City Clerk