



**ORDINANCE NO. 3147**

**AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, SUPERSEDING ORDINANCE 2992, ESTABLISHING PROJECT FUNDING FOR THE 60<sup>th</sup> AVE W UTILITY REPLACEMENT PROJECT; AN ORDINANCE AUTHORIZING EXPENDITURES IN PROJECT 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 City of Lynnwood is committed to the maintenance and repair of the City of Lynnwood's Water and Sanitary Sewer system in an ongoing and proactive basis; and

WHEREAS, the roadway at 60<sup>th</sup> Avenue West adjacent to the Lynnwood Operations and Maintenance Center (LOMC) has visible signs of settlement in the roadway along the limits of the center's frontage; and

WHEREAS, the City's maintenance department has found that the Sanitary Sewer located adjacent to the LOMC has a sag in the sewer line, which is most likely due to settlement of the utility; and

WHEREAS, the Sanitary Sewer line in this area requires frequent maintenance due to deposits accumulating in the location of the sewer line sag; and

WHEREAS, the water main in the project area broke in 2012 due to settlement of the storm system in the project area; and

WHEREAS, the roadway settlement affects proper ingress and egress of maintenance equipment and vehicles into and out of the LOMC due to vehicular clearance issues caused by steep differential slopes between the roadway and driveway apron at the site; and

WHEREAS, it is in the City's best interest to ascertain the viable engineering solutions, understand the respective costs associated with addressing the different utilities and roadway

settlement issues in the project area, and design the most cost effective option of repairing the problems with the roadway and utilities; and

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

WHEREAS, additional design funds are now necessary to complete the design phase of the Project;

WHEREAS, ninety percent (90%) design has been completed for the Project and the City now desires to complete design and advertise the project to have the project constructed by the Summer of 2016.

WHEREAS, the City of Lynnwood has Utility Fund, Fund 411, to address ongoing utility maintenance and repairs; now, therefore

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 06/26/2015, and summarized as follows:

Project Phase	Amount
Design	<b>141,500</b>
Construction	-
Total	<b>141,500</b>

B. The sum of \$141,500 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
Ordinance 2992	411	Utility Fund	132,600	PS&E and Misc Fees	132,600
July 2015 Update	411	Utility Fund	8,900	Design Support	8,900
<b>Current Appropriation</b>					
July 2015 Update			<b>141,500</b>		<b>141,500</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>					
Ordinance 2992	411	Utility Fund	132,600	PS&E and Misc Fees	132,600
July 2015 Update	411	Utility Fund	8,900	Design Support	8,900
<b>Design - SubTotal</b>			<b>141,500</b>		<b>141,500</b>
<b>Construction</b>					
<b>Construction - SubTotal</b>			-		-
<b>Current Appropriation</b>					
July 2015 Update			<b>141,500</b>		<b>141,500</b>

D. The appropriation for the 60<sup>th</sup> Avenue Utility and Roadway Repair project shall not lapse and shall be carried forward from year to year until fully expended or the purpose has been accomplished or abandoned without necessity of re-appropriation.

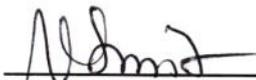
**Section 2. Modification of the (2015-2016) Biennial Budget.** The required expenditures for the operation of the various departments and funds of the City of Lynnwood for fiscal years ending December 31, (2015 and 2016), and hereby modified and amended, attached hereto and incorporated within.

**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 this 27<sup>th</sup> day of July, 2015, and signed in authentication of its passage this 28<sup>th</sup> day of July, 2015.

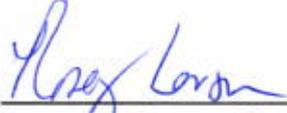
APPROVED:

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

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
Sonja Springer, Finance Director

APPROVED AS TO FORM:

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

FILED WITH ADMINISTRATIVE SERVICES: 07/28/2015  
PASSED BY THE CITY COUNCIL: 07/27/2015  
PUBLISHED: 07/30/2015  
EFFECTIVE DATE: 08/05/2015  
ORDINANCE NUMBER: 3147

	A	B	C	D	E	F	G	H
1	<b>Project Financial Plan</b>							
2	<b>Citywide Safety Improvements</b>							
3	Project# PWWC000500							
4							Fund Number	411
5	Project Fund: 411				Target/Actual		Target/Actual	
6	Last update: June 26, 2015				Expense	Diff	Revenue	Utility Fund
7	Prepared by: Ngan Ha Yang, P.E.							
8	Reviewed by: Jeff Elekes, P.E.				141,500	-	141,500	141,500
9		Ord.						
10	Prior Ordinance(s) Ord. #2992	<b>Design</b>						
11		Design Contract (PS&E)			129,600	-	129,600	129,600
12		Environmental Review/Permitting & Bidding			3,000	-	3,000	3,000
13		WSDOT			-	-	-	-
14		Miscellaneous			-	-	-	-
15		Total			132,600	-	132,600	132,600
16		<b>Right_of_Way</b>				-		
17		Right of Way			-	-	-	-
18		Total			-	-	-	-
19		<b>Construction</b>				-		
20	Bid Estimate			-	-	-	-	
26	Total			-	-	-	-	
27	Total Prior Ordinance(s)			132,600	-	132,600	132,600	
28	July 2015 Update	<b>Design</b>						
29		Plan/Specs			8,900	-	8,900	8,900
30		Total			8,900	-	8,900	8,900
31		Total July 2015 Update			8,900	-	8,900	8,900
32	<b>Total Project Target Expense/Revenue</b>				141,500	-	141,500	141,500



On the 27th day of July, 2015 the City Council of the City of Lynnwood, Washington, passed ordinance 3147. A summary of the content of this ordinance, consisting of the title, provides as follows:

**ORDINANCE NO. 3147**

**AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, SUPERSEDING ORDINANCE 2992, ESTABLISHING PROJECT FUNDING FOR THE 60<sup>th</sup> AVE W UTILITY REPLACEMENT PROJECT; AN ORDINANCE AUTHORIZING EXPENDITURES IN PROJECT 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 30<sup>th</sup> day of July, 2015.

  
Debbie Karber, Deputy 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 EDH648315 ORD. 3146 3147 3148 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 07/30/2015 and ending on 07/30/2015 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$55.30

Kathleen Landis

Subscribed and sworn before me on this

31 day of July,  
2015

Debra Ann Grigg

Notary Public in and for the State of Washington

City of Lynnwood - LEGAL ADS | 14127890  
DEBBIE KARBBER

**LYNNWOOD**  
WASHINGTON

CITY OF LYNNWOOD

On the 27th day of July, 2015 the City Council of the City of Lynnwood, Washington, passed ordinances: 3146, 3147 and 3148. A summary of the content of these ordinances, consisting of the title, provides as follows:

**ORDINANCE NO. 3146**  
AN ORDINANCE AMENDING THE COMPREHENSIVE ARTERIAL AND STREET PLAN FOR THE CITY OF LYNNWOOD; ADOPTING A SIX YEAR COMPREHENSIVE TRANSPORTATION PROGRAM: 2016-2021 FOR THE CITY OF LYNNWOOD TO BE FILED WITH THE DIRECTOR OF HIGHWAYS AND THE TRANSPORTATION IMPROVEMENT BOARD; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND FOR SUMMARY PUBLICATION.

**ORDINANCE NO. 3147**  
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, SUPERSEDING ORDINANCE 2992, ESTABLISHING PROJECT FUNDING FOR THE 60th AVE W UTILITY REPLACEMENT PROJECT; AN ORDINANCE AUTHORIZING EXPENDITURES IN PROJECT FUND 411; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

**ORDINANCE NO. 3148**  
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, UPDATING PROJECT FUNDING FOR THE ASH WAY & MAPLE ROAD IMPROVEMENTS PROJECT; 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 30th day of July, 2015.

Published: July 30, 2015. Debbie Karber, Deputy City Clerk  
EDH648315

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



**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. 3147 of the City of Lynnwood, Washington, entitled as follows:

### **ORDINANCE NO. 3147**

**AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, SUPERSEDING ORDINANCE 2992, ESTABLISHING PROJECT FUNDING FOR THE 60<sup>th</sup> AVE W UTILITY REPLACEMENT PROJECT; AN ORDINANCE AUTHORIZING EXPENDITURES IN PROJECT 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 July 27, 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 30, 2015.

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Debra Karber, Deputy City Clerk