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:
### B. The sum of $5,706,224 is hereby appropriated, to the extent not previously appropriated, for the Project as follows:

<table>
<thead>
<tr>
<th>Prior Ord / Proposed Activity</th>
<th>Fund No.</th>
<th>Description</th>
<th>Revenue Amount</th>
<th>Description</th>
<th>Expenditure Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ordinance 2019</td>
<td>110/318</td>
<td>Transportation Impact Fees</td>
<td>81,463 Study and Design</td>
<td></td>
<td>81,463</td>
</tr>
<tr>
<td>Ordinance 2019</td>
<td>330/318</td>
<td>REET</td>
<td>145,060 Design</td>
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<td>145,060</td>
</tr>
<tr>
<td>Ordinance 2019</td>
<td>411/318</td>
<td>Utility Fund</td>
<td>796,392 Design and Right of Way</td>
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<tr>
<td>Ordinance 2019</td>
<td>Grant/318</td>
<td>Right of Way</td>
<td>1,266,552 Construction</td>
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<tr>
<td>Ordinance 2019</td>
<td>Grant/318</td>
<td>STP Countywide</td>
<td>225,000 Construction</td>
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<tr>
<td>Ordinance 2019</td>
<td>Grant/318</td>
<td>Dept. of Commerce</td>
<td>913,500 Construction</td>
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</tr>
<tr>
<td>Ordinance 2019</td>
<td>Grant/318</td>
<td>Dept. of Commerce</td>
<td>250,000 Construction</td>
<td></td>
<td>250,000</td>
</tr>
<tr>
<td>Ordinance 2019</td>
<td>411/318</td>
<td>Utility Fund</td>
<td>75,400 Construction</td>
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<tr>
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<td>110/318</td>
<td>Transportation Impact Fees</td>
<td>236,675 Construction</td>
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</tr>
</tbody>
</table>

**Current Appropriation - SubTotal**: 3,995,042

**Total Project Appropriation**: 6,047,224

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

<table>
<thead>
<tr>
<th>Prior Ord / Proposed Activity</th>
<th>Fund No.</th>
<th>Description</th>
<th>Revenue Amount</th>
<th>Description</th>
<th>Expenditure Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ordinance 2019</td>
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<td>Design ROW</td>
<td>1,041,126 Design and Right of Way</td>
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<tr>
<td>Ordinance 2019</td>
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<td>Utility Fund</td>
<td>120,047 Storm Drainage Design</td>
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<td>Ordinance 2019</td>
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<td>Design</td>
<td>5,375,132</td>
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<td>2,277,000 Construction</td>
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<tr>
<td>Ordinance 2019</td>
<td>Grant/318</td>
<td>Grant - Dept of Commerce</td>
<td>250,000 Construction</td>
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<td>Ordinance 2019</td>
<td>110/318</td>
<td>Transportation Impact Fees</td>
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<td>Utility Fund</td>
<td>88,194 Construction</td>
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<td>March 2015 Update</td>
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<td>Utility Fund</td>
<td>336,000 Construction</td>
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</tbody>
</table>

**Current Appropriation - SubTotal**: 3,866,042

**Total Construction - SubTotal**: 6,068,670

**Total Project Appropriation**: 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.

PASSED THIS 9th day of March, 2015, and signed in authentication of its passage this 11+7 day of March, 2015.

APPROVED:

Nicola Smith, Mayor

ATTEST/AUTHENTICATED:

Art Ceniza, Acting as City Clerk

APPROVED AS TO FORM:

Rosemary Larson, City Attorney
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 SUPERSEADING 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.

Art Ceniza, Acting as City Clerk
Affidavit of Publication

State of Washington  
County of Snohomish   

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 herein 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 State of Washington
My Commission Expires October 31, 2017

City of Lynnwood - LEGAL ADV | 14127890
DEBRA KAMER
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