

**Project title:** An Ordinance creating a special improvement project entitled “2023 Federal Pavement Maintenance Overlay” Fund 303, Program 127.

**Council Bill #**

CB 2207-33

**Agenda dates requested:**

8/3, 8/10, 8/17

Briefing

Proposed action 8/3, 8/10

Consent

Action 8/17

Ordinance (X)

Public hearing

Yes  No

**Budget amendment:**

Yes  No

**PowerPoint presentation:**

Yes  No

**Attachments:**

Proposed Ordinance

**Department(s) involved:**

Public Works, Admin

**Contact person:**

Tom Hood

**Phone number:**

(425) 257-8809

**Email:**

THood@everettwa.gov

**Initialed by:**

*RLS*

Department head

Administration

Council President

**Consideration:** Plans & Systems Ordinance

**Project:** 2023 Federal Pavement Maintenance Overlay

**Partner/Supplier:**

**Location:** Citywide

**Preceding action:** None

**Fund:** Fund 119 – Street Improvements

**Fiscal summary statement:**

The funding sources for this project include a Federal Surface Transportation Program (STP) grant of \$484,088 and local matching funds of \$1,715,912 from Fund 119 – Street Improvements, for a total estimated project cost of \$2,200,000.

**Project summary statement:**

This project will overlay the principal arterial of Broadway Avenue from 41st Street to Hewitt Avenue.

**Recommendation (exact action requested of Council):**

Adopt an Ordinance creating a special improvement project entitled “2023 Federal Pavement Maintenance Overlay” Fund 303, Program 127.



**ORDINANCE NO.** \_\_\_\_\_

**An ORDINANCE creating a special improvement project entitled “2023 Federal Pavement Maintenance Overlay” Fund 303, Program 127, to accumulate all costs for the improvement.**

**WHEREAS,**

- A.** The City of Everett is committed to a planned street preservation program.
- B.** The City of Everett has identified the need and obtained funds to construct certain preservation improvements to federal arterial street segments.

**NOW, THEREFORE, THE CITY OF EVERETT DOES ORDAIN:**

**Section 1.** A special improvement project is hereby established as Fund 303, Program 127, entitled “2023 Federal Pavement Maintenance Overlay” to accumulate all costs for the improvement. Authorization is hereby given to accumulate costs and distribute payments for the improvement project.

**Section 2.** Authorization is hereby granted for the “Public Works Director” or “City Engineer” under the direction of the Mayor, to assume full and complete responsibility for conducting all tasks and doing all things to accomplish the actions authorized in this ordinance.

**Section 3.** The sum of \$2,200,000 is hereby appropriated to Fund 303, Program 127, “2023 Federal Pavement Maintenance Overlay” as follows:

A. Estimated Project Costs	\$ 2,200,000
B. Source of Funds	
Federal Grant – STP	\$ 484,088
Fund 119 – Street Improvements	1,715,912
Total Funds	<u>\$ 2,200,000</u>

**Section 4.** The City Clerk and the codifiers of this Ordinance are authorized to make necessary corrections to this Ordinance including, but not limited to, the correction of scrivener’s/clerical errors, references, ordinance numbering, section/subsection numbers, and any internal references.

**Section 5.** The City Council hereby declares that should any section, paragraph, sentence, clause or phrase of this ordinance be declared invalid for any reason, it is the intent of the City Council that it would have passed all portions of this ordinance independent of the elimination of any such portion as may be declared invalid.

**Section 6.** The enactment of this Ordinance shall not affect any case, proceeding, appeal or other matter currently pending in any court or in any way modify any right or liability, civil or criminal, which may be in existence on the effective date of this Ordinance.

**Section 7.** It is expressly the purpose of this Ordinance to provide for and promote the health, safety and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this Ordinance. It is the specific intent of this Ordinance that no provision or any term used in this Ordinance is intended to impose any duty whatsoever upon the City or any of its officers or employees. Nothing contained in this Ordinance is intended nor shall be construed to create or form the basis of any liability on the part of the City, or its officers, employees or agents, for any injury or damage resulting from any action or inaction on the part of the City related in any manner to the enforcement of this Ordinance by its officers, employees or agents.

\_\_\_\_\_  
Cassie Franklin, Mayor

ATTEST:

\_\_\_\_\_  
Ashleigh Scott, Deputy City Clerk

PASSED: \_\_\_\_\_

VALID: \_\_\_\_\_

PUBLISHED: \_\_\_\_\_

EFFECTIVE DATE: \_\_\_\_\_