



**Project title:** An Ordinance Closing a Special Improvement Project Entitled “Everett Municipal Building – Elevator Modernizations”, Fund 342, Program 030, as Established by Ordinance No. 3757-20

### City Council Agenda Item Cover Sheet

**Council Bill #**

CB 2207-29

**Agenda dates requested:**

Briefing

Proposed action 7/20/2022

Proposed action 7/27/2022

Consent

Action 8/03/2022

Ordinance **X**

Public hearing

Yes **X** No

**Budget amendment:**

Yes **X** No

**PowerPoint presentation:**

Yes **X** No

**Attachments:**

Closing Ordinance

**Department(s) involved:**

Parks & Facilities

**Contact person:**

Bob Leonard

**Phone number:**

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bleonard@everettwa.gov

**Initialed by:**

*RML*

Department head

Administration

Council President

**Project:** Everett Municipal Building – Elevator Modernizations

**Partner/Supplier:** Washington State Dept. of Enterprise Services / McKinstry

**Location:** 2930 Wetmore Avenue

**Preceding action:** Funding Ordinance – 5/27/2020- No. 3757-20

**Fund:** Fund 342, Program 030 (CIP-1)

**Fiscal summary statement:**

On May 27,2020 City Council adopted a funding Ordinance to fund the engineering design (Investment Grade Audit) for the Everett Municipal Building – Elevator Modernizations in the amount of \$30,000.

The source of funds for the project is CIP-1. The project was included in the City’s 2020 Budget and CIP-1 finance model. The 2020 budget estimate was \$1,200,000.

The Investment Grade Audit resulted in a total maximum project cost of \$1,858,086 and based on the estimated annual utility savings this project does not qualify for energy savings grants.

The cost of the engineering design is \$23,193.

The remaining amount of \$6,807 will be transferred back to CIP-1.

**Project summary statement:**

On March 4,2020 Council authorized an Interagency Agreement with the Washington State Department of Enterprise Services (DES) for an Energy Savings Performance Contracting Program (ESPC). The ESPC will provide an efficient and effective delivery of energy related projects with DES providing project management services. The cost of these services is calculated based on the total project value. A preliminary energy savings audit for the Everett Municipal Building – Elevator Modernization Project was submitted to the Department of Enterprise Services and the City (Facilities) by McKinstry, a DES approved Energy Services Company. After reviewing the McKinstry proposal DES and Facilities recommend proceeding with the engineering design phase of the project.

The funding Ordinance allowed for the engineering design (Investment Grade Audit) for the project. The purpose of the Investment Grade Audit was to deliver a maximum allowable project cost, description of how the energy savings will be guaranteed, and a schedule for project completion.

Based on the total maximum project cost of \$1,858,086 staff recommends closing the funding Ordinance and pursuing this project by including it in the Everett Municipal Building – Public Works Tenant Improvement Project.

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

Adopt an Ordinance closing a special improvement project entitled “Everett Municipal Building – Elevator Modernizations”, Fund 342, Program 030, as established by Ordinance No. 3757-20.



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

**An ORDINANCE closing a special improvement project entitled “Everett Municipal Building – Elevator Modernizations”, Fund 342, Program 030, as established by Ordinance No. 3757-20**

**WHEREAS,**

- A. The special improvement project “Everett Municipal Building – Elevator Modernizations”, Fund 342, Program 030, was established to accumulate the design and construction costs for the project in the amount of \$30,000.
- B. The results of the Energy Services Company - Investment Grade Audit do not warrant moving forward with the project.
- C. There are neither outstanding obligations of the fund to be paid nor uncollected revenues to be received.

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

**Section 1.** That the project entitled “Everett Municipal Building – Elevator Modernizations”, Fund 342, Program 030, be closed.

**Section 2.** Authorization is hereby granted to the Parks & Facilities Director under the administration of the Mayor, to assume full responsibility for conducting all tasks and performing all necessary steps to accomplish the actions authorized by this Ordinance.

**Section 3.** That the remaining balance of \$6,807 be transferred to CIP 1

**Section 4.** That the final revenues and expenses for the “Everett Municipal Building – Elevator Modernizations”, Fund 342, Program 030, are as follows:

**REVENUES**

CIP-1	<u>\$30,000</u>
<b>Total</b>	<b>\$30,000</b>

**EXPENSES**

Design	\$23,193
Transfers Out to CIP 1	<u>\$ 6,807</u>
<b>Total</b>	<b>\$30,000</b>

**Section 5.** 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 6.** 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 7.** 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 8.** 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.

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Cassie Franklin, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

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

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

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

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