



**Project title:** An Ordinance creating a special improvement project entitled "Forterra Restoration Plan," Fund 354, Program 083, for the continued implementation of a restoration plan for several publicly owned urban forested areas within the City of Everett

### City Council Agenda Item Cover Sheet

**Council Bill #**  
CB 2212 - 66

**Agenda dates requested:**  
12/7, 12/14 and 12/21

Briefing  
Proposed action 12/07/22  
Proposed action 12/14/22  
Consent  
Action 12/21/22  
Ordinance **X**  
Public hearing  
Yes  No

**Budget amendment:**  
Yes  No

**PowerPoint presentation:**  
Yes  No

**Attachments:**  
Ordinance

**Department(s) involved:**  
Parks and Facilities  
Administration

**Contact person:**  
Bob Leonard

**Phone number:**  
425-257-8335

**Email:**  
bleonard@everettwa.gov

**Initialed by:**  
*RML*

Department head

Administration

Council President

**Project:** Forterra Restoration Plan  
**Partner/Supplier:** Forterra NW  
**Location:** 901 Fifth Ave, Suite 2200, Seattle, WA 98164  
**Preceding action:** NA  
**Fund:** 354 (CIP3)

**Fiscal summary statement:**  
Expenditure request is not to exceed 58,500 from fund 354. CIP3 Funding is available in 2023 for this project.

**Project summary statement:**  
This funding Ordinance will allocate CIP3 dollars for the continued partnership with Forterra on the city's 20-year forest restoration plan. The City and Forterra will focus on forest restoration activity in urban-forested areas within Everett under the management of the Parks and Facilities Department including, but not limited to, work in Thornton A. Sullivan Park, Howarth Park, Hannabrook Park, South Everett Forest Preserve, Rotary Park, Forest Park, Johnston-Kelly Park, and Madison-Morgan Park. Total compensation is not to exceed \$58,500.

The intended outcome is to help preserve publicly owned urban forests in term of health, functionality, the public benefits urban forests provide, and long-term ecological sustainability.

**Recommendation (exact action requested of Council):**  
Adopt an Ordinance creating a special improvement project entitled "Forterra Restoration Plan," fund 354, program 083, for the continued implementation of a restoration plan for several publicly owned urban forested areas within the City of Everett.



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

An Ordinance creating a special improvement project entitled “Forterra Restoration Plan,” Fund 354, Program 083, for the continued implementation of a restoration plan for several publicly owned urban forested areas within the City of Everett

**WHEREAS,**

- A. The City desires to preserve publicly owned urban forests in terms of their health, functionality and the public benefits urban forests provide.
- B. The City values the organization and coordination of forest restoration projects and the volunteer recruitment and management that Forterra provides.

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

**Section 1.** A special improvement project is hereby established as Fund 354, Program 083, and shall be entitled “Forterra Restoration Plan” to accumulate all costs for the improvement project.

**Section 2.** Authorization is hereby given to accumulate costs and distribute payments from Fund 354, Program 083, for the improvement project.

**Section 3.** Authorization is hereby granted to the Parks and Facilities Director, under direction of the Mayor, to assume full and complete responsibility for conducting all tasks and doing all things necessary to accomplish the actions authorized in this ordinance.

The sum of \$58,500 is hereby appropriated to Fund 354, Program 083, “Forterra Restoration Plan” as follows:

A. Estimated Project Costs	
Forestry Services	\$58,500
<b>Total Estimated Costs</b>	<b><u>\$58,500</u></b>
B. Source Funds	
Fund 354-CIP3	\$58,500
<b>Total Estimated Funds</b>	<b><u>\$58,500</u></b>

**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:

\_\_\_\_\_  
Marista Jorve, City Clerk

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

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

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

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