



ORDINANCE NO. 3986-23

An Ordinance Amending Ordinance No. 3839-21 Entitled a Special Improvement Project "Later Phase Eclipse Mill Park Project and Riverfront Trail Improvement Project", Fund 354, Program 073, to accumulate design and construction support services for the project.

WHEREAS,

- A. The City of Everett is committed to a planned parks capital improvement program as part of the City of Everett Parks & Recreation Comprehensive Plan.
- B. The City of Everett is committed to the construction of the Later Phase Eclipse Mill Park Project in advance of the Eclipse Mill Park by Shelter Holdings.
- C. The Later Phase Eclipse Mill Park Project shall include stabilization of the Snohomish riverbank, river overlook, gangway and personal watercraft floating boarding dock, debris deflector and access trail in the lowland park area.
- D. The City of Everett also recognizes the need for trail improvements to the Riverfront Trail located within the Riverfront Revenue Development Area (RDA). To include riverbank restoration and a trail and boardwalk system connecting two existing trail sections.
- E. Additional funding is required to complete design and construction support services.

NOW, THEREFORE, THE CITY OF EVERETT DOES ORDAIN:

Section 1. Section 4 of ordinance No. 3839-21 which reads as follows:

The sum of \$600,000 is hereby appropriated to Fund 354, Program 073, "Later Phase Eclipse Mill Project and Riverfront Trail Improvement Project" as follows:

F. Estimated Project Costs	
Design	\$ 600,000
Total Estimated Costs	\$ 600,000

G. Source of Funds	
Fund 354 - CIP-4	\$ 600,000

- H. The appropriation shall not lapse but shall be carried forward form year to year until fully expended or the purpose has been accomplished or abandoned without the necessity of reappropriation.

Be and the same is hereby amended to read as follows:

The sum of the increased amount \$513,752.00 is hereby appropriated to fund 354, Program 073 “Later Phase Eclipse Mill Park Project and Riverfront Trail Improvement”.

A. Use of Funds

Design	\$ 600,000.00
Additional Design Services (100% PS&E, Bid Documentation)	\$ 195,850.00
Bid Services Support and Construction Support Services	<u>\$ 317,902.00</u>
Total Costs	\$1,113,752.00

B. Source of Funds

Fund 354 - CIP-4	\$1,113,752.00
------------------	----------------


- C. The appropriation shall not lapse but shall be carried forward from year to year until fully expended or the purpose has been accomplished or abandoned without the necessity of reappropriation.

Section 2. 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 3. 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 4. 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 5. 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: 12/13/2023

VALID: 12/15/2023

PUBLISHED: 12/19/2023

EFFECTIVE DATE: 12/30/2023



Ordinance No. 3986-23

Final Audit Report

2023-12-15

Created:	2023-12-14
By:	Marista Jorve (mjorve@everettwa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAyiekgWSIKNdFkWwzNycotrmryWebsN3o

"Ordinance No. 3986-23" History

-  Document created by Marista Jorve (mjorve@everettwa.gov)
2023-12-14 - 4:22:29 PM GMT
-  Document emailed to Cassie Franklin (cfranklin@everettwa.gov) for signature
2023-12-14 - 4:23:18 PM GMT
-  Email viewed by Cassie Franklin (cfranklin@everettwa.gov)
2023-12-15 - 4:01:41 PM GMT
-  Document e-signed by Cassie Franklin (cfranklin@everettwa.gov)
Signature Date: 2023-12-15 - 4:01:52 PM GMT - Time Source: server
-  Document emailed to Marista Jorve (mjorve@everettwa.gov) for signature
2023-12-15 - 4:01:53 PM GMT
-  Document e-signed by Marista Jorve (mjorve@everettwa.gov)
Signature Date: 2023-12-15 - 4:41:36 PM GMT - Time Source: server
-  Agreement completed.
2023-12-15 - 4:41:36 PM GMT