



ORDINANCE NO. 4050-24

An ORDINANCE creating a special improvement project entitled “Olympic Boulevard Fish Barrier at Pigeon Creek No. 2” Fund 336, Program 045, to accumulate all costs for the improvement.

WHEREAS,

- A.** The City of Everett is committed to a planned stormwater system infrastructure maintenance improvement and replacement program.
- B.** The City of Everett has identified the need and obtained funds to construct new facilities to increase capacity, reduce maintenance demands, and expedite habitat restoration.

NOW, THEREFORE, THE CITY OF EVERETT DOES ORDAIN:

Section 1. A special improvement project is hereby established as Fund 336, Program 045, entitled “Olympic Boulevard Fish Barrier at Pigeon Creek No. 2” 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 \$3,000,000 is hereby appropriated to Fund 336, Program 045, “Olympic Boulevard Fish Barrier at Pigeon Creek No. 2” as follows:

A. Estimated Project Costs	\$3,000,000
B. Source of Funds	
PROTECT Grant – Federal Funds	\$2,140,000
Fund 401 – Water/Sewer Utility Fund	<u>860,000</u>
Total Funds	\$3,000,000

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: 10/23/2024

VALID: 10/24/2024

PUBLISHED: 10/26/2024

EFFECTIVE DATE: 11/7/2024










ORD 4050-24_CB 2409-27 WSDOT-Olympic Blvd Fish Barrier at Pigeon Creek No. 2-Ordinance-TH-SD

Final Audit Report

2024-10-24

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