



ORDINANCE NO. 4090-25

An Ordinance creating a special improvement project entitled "Later Phase Eclipse Mill Park", Fund 308, Program 083, to accumulate construction costs for the Eclipse Mill Park Project in the amount of \$4,400,000.

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 and debris deflector.
- D. Ordinance 3839-21 established Fund 354, Program 073 to accumulate design costs for the project in the amount of \$600,000.
- E. Ordinance 3986-23 was established amending Ordinance 3839-21, Fund 354, Program 073, to accumulate design, bid, and construction support services for the project in the amount of \$1,113,752.
- F. Additional funding is required to construct the Later Phase Eclipse Mill Park amenities.

NOW, THEREFORE, THE CITY OF EVERETT DOES ORDAIN:

Section 1. A special improvement project is hereby established as Fund 308, Program 083, and shall be entitled "Later Phase Eclipse Mill Park" to accumulate all construction costs for the improvement project.

Section 2. Authorization is hereby granted to the Parks and Facilities Department 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. The estimated cost of construction is \$4,400,000.

Section 4. The sum of \$4,400,000 is hereby appropriated to Fund 308, Program 083, "Later Phase

Eclipse Mill Park” as follows.

The sum of \$4,400,000 is hereby appropriated to Fund 308, Program 083, “Later Phase Eclipse Mill Park”

A. Use of Funds	
Construction	<u>\$4,400,000</u>
Total Costs	\$4,400,000
B. Source of Funds	
2025 LTGO Series B Bond Proceeds	<u>\$4,400,000</u>
Total Costs	\$4,400,000
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 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.



Cassie Franklin, Mayor



ATTEST:

Ashleigh Scott

Ashleigh Scott, City Clerk

PASSED: 05/14/2025

VALID: 05/16/2025

PUBLISHED: 05/17/2025

EFFECTIVE DATE: 05/30/2025

