

Project title: An Ordinance closing a special improvement project entitled "36th Street/BNSF Rail Line Non-Motorized Improvements" Fund 303, Program 078, as established by Ordinance No. 3251-11.

Council Bill #

CB1908-40

Agenda dates requested:

August 28, 2019

Briefing

Proposed action

Consent

Action

Ordinance X

Public hearing

Yes No X

Budget amendment:

X Yes No

PowerPoint presentation:

Yes No X

Attachments:

Proposed Ordinance

Department(s) involved:

Public Works, Admin

Contact person:

Ryan Sass

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Initialed by:


Department head

Administration

Council President

Consideration: Plans & Systems Ordinance

Project: 36th Street/BNSF Rail Line Non-Motorized Improvements

Partner/Supplier : WA State Department of Transportation

Location: 36th Street at BNSF Railroad

Preceding action: Ordinance No. 3251-11, approved 12/18/11

Fund: 303

Fiscal summary statement: The expenses for this project are as follows:

Preliminary Engineering Costs	\$ 363,554
Repayment of Federal Grant Funds	<u>323,390</u>
Total Expenses	\$ 686,944

Project summary statement:

In July 2007, the City engaged David Evans & Associates to undertake a design report for the purpose of establishing a pedestrian walkway on 36th Street from Smith Avenue to the Riverfront Development Area (RDA). The structure was to cross over the BNSF railroad tracks and under Interstate 5 terminating at a location to be determined in the commercial district that was then under development planning by the owner of the former landfill site, Oliver-McMillan (O-M).

The severe recession of 2008-2009 slowed development plans in the RDA considerably. O-M ultimately never completed their site plan for the area which was intended to include integrating the east end of the pedestrian bridge into their development plans and sold the property to Shelter Holdings, LLC. Shelter Holdings proposed a different development mix with less retail business and did not want the pedestrian bridge connection. Ultimately, the City was unable to obtain right-of-way and construction funding to advance the project to construction.

Federal funding rules dictate that if a project doesn't advance to construction within a 10-year timeframe, those grant funds will need to be repaid. This ordinance reflects repayment of \$323,390 for preliminary engineering costs financed by federal grant funds.

Recommendation (exact action requested of Council):

Adopt an Ordinance closing a special improvement project entitled "36th Street/BNSF Non-Motorized Improvements" Fund 303, Program 078, as established by Ordinance No. 3251-11.



ORDINANCE NO. _____

WHEREAS,

- A. The special improvement project entitled "36th Street/BNSF Rail Line Non-Motorized Improvements" Fund 303, Program 078, was established to provide identified improvements; and
- B. The purpose of the fund has been abandoned due to the lack of construction funding; and
- 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 special improvement project entitled "36th Street/BNSF Rail Line Non-Motorized Improvements" Fund 303, Program 078, as established by Ordinance No. 3251-11, be closed.

Section 2. That the final expenses and revenues for the "36th Street/BNSF Rail Line Non-Motorized Improvements" Fund 303, Program 078, are as follows:

A. Expenses

Preliminary Engineering Costs	\$ 363,554
FHWA Repayment	<u>323,390</u>
 Total Expenses	 <u>\$ 686,944</u>

B. Source of Funds

STPE-0420 (018) - Federal Grant	\$ 100,894
CM-STPE-0420 (018) Federal Grant	218,187
Fund 162 - CIP 4	345,020
Fund 119 - Street Improvements	<u>83,583</u>
 Total Source of Funds	 <u>\$ 686,944</u>

Section 3. There are no financial transactions remaining.

Cassie Franklin, Mayor

ATTEST:

Sharon Fuller, City Clerk

PASSED: _____

VALID: _____

PUBLISHED: _____

EFFECTIVE DATE: _____



