

ORDINANCE NO. 1457

AN ORDINANCE OF THE CITY OF RUSTON, WASHINGTON, AUTHORIZING EXECUTION OF THE INTERAGENCY AGREEMENT WITH THE WASHINGTON STATE DEPARTMENT OF ECOLOGY FOR SOIL REMEDIATION AS PART OF THE WINNIFRED STREET, N. 51ST STREET TO N. 54TH STREET TRANSPORTATION IMPROVEMENT PROJECT; AUTHORIZING ACCEPTANCE OF \$100,000 IN GRANT FUNDS TO IMPLEMENT THE SOIL REMEDIATION PORTION OF THIS PROJECT; AUTHORIZING THE MAYOR TO IMPLEMENT THE PROJECT; ESTABLISHING A PROJECT WITHIN THE WINNIFRED STREET PROJECT FUND (FUND 110); APPROPRIATING THESE UNANTICIPATED GRANT REVENUES TO THAT FUND; AMENDING THE 2015 BUDGET TO REFLECT THESE CHANGES; AND AUTHORIZING EXPENDITURES OF SAID FUNDS.

WHEREAS, the City applied to the Washington State Department of Ecology (“Ecology”) for a grant to the City of Ruston in the amount of \$100,000 for the soil remediation component of the Winnifred Street, N 51st Street to N. 54th Street Project (“Project”); and

WHEREAS, Ecology has approved the City’s Grant Application for this Project; and

WHEREAS, in order to formalize the Grant, Ecology requires the City to execute the Interagency Agreement (“IAA”) in the form attached to this Ordinance as Exhibit “1”; and

WHEREAS, these Grant Funds were not included in the City’s adopted 2015 Budget; and

WHEREAS, the 2015 Budget needs to be amended if the City Council accepts this Grant;

and

WHEREAS, the changes to the Budget needed to accept this Ecology Grant and appropriate the City’s requisite match are detailed below:

Account	Description	Original	Proposed	Difference	Change	Remark
110	Winnifred St. Project					
308 10 01 10	Beginning Balance		17,282.00	17,282.00	0.00%	Beginning Balance

334 03 10 10	Soil Remediation Grant From Ecology		100,000.00	100,000.00	0.00%	Grant in process
334 03 80 10	TIB Grant - Winnifred St. Project (Recode)	760,000.00	673,000.00	-87,000.00	88.60%	Portion paid in 2014
397 00 01 10	Transfer In From Capital Fund	40,000.00		-40,000.00	0.00%	Match transfer made in 2014
	Total Revenues	800,000.00	790,282.00	-9,718.00	98.80%	
595 10 63 00	Winnifred St. Project Engineering - Local Match	174,800.00	16,500.00	-158,300.00	9.40%	Corrected for remaining portion of local match
595 10 63 01	Winnifred St. Project Engineering - TIB Grant	9,200.00	40,500.00	31,300.00	440.20%	Corrected for remaining construction oversight portion
595 30 63 10	Winnifred St. Project Expenditures - TIB Grant	585,200.00	616,000.00	30,800.00	105.30%	Increased to match TIB portion
595 30 63 11	Winnifred St. Project Expenditures - Local Match	30,800.00		-30,800.00	0.00%	All match made in engineering expenses in 2014/2015
595 30 63 12	Winnifred St. Project - Soil Remediation		100,000.00	100,000.00	0.00%	Grant in process with Ecology
	Total Expenditures	800,000.00	773,000.00	-27,000.00	96.60%	
110	Winnifred St. Project Excess (Deficit) Balance		17,282.00			

WHEREAS, the City Council deems it in the best interest of the City of Ruston to accept these Grant Funds, authorize execution of the IAA, authorize the Mayor to implement the project expenditures, and to appropriate both the Grant Funds to execute the Project; and

WHEREAS, on May 5, 2015, the City Council held the first reading of this Ordinance; and

WHEREAS, on May 19, 2015, the City Council adopted this Ordinance at second reading during its regular meeting; **NOW, THEREFORE,**

THE CITY COUNCIL OF THE CITY OF RUSTON, WASHINGTON DOES ORDAIN AS FOLLOWS:

Section 1. Agreement Authorized. The Mayor is hereby authorized to execute the Inter-Agency Agreement with the Washington State Department of Ecology in substantially the form attached to this Ordinance as Exhibit "1" to accept \$100,000 in Grant Funds for the soil remediation component of the Winnifred Street, N. 51st Street to N. 54th Street Transportation Improvement Project.

Section 2. Expenditure and Implementation Authorized. The Mayor is hereby authorized to receive monies and to expend the same as authorized in said Inter-Agency Agreement and shall have all authority necessary to enter into agreements regarding the use thereof.

Section 3. At the time of execution of said Inter-Agency Agreement, acceptance of said funds, a budget line shall be added to the Winnifred Street Improvement Project Fund (Fund #110) into which all said monies shall be deposited.

Section 4. The approximate amount and anticipated source of revenue for the grant proposal and acceptance is detailed below in line 595 30 63 12 of Fund #110:

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334 03 10 10	Soil Remediation Grant From Ecology		100,000.00	100,000.00	0.00%	Grant in process
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Section 5. Upon execution of said Inter-Agency Agreement the budget for the soil remediation portion of the Winnifred Street Improvement Fund (Fund #110) shall be amended by creating a new budgetary line item (595 30 63 12) that appropriates revenue in the amount of the grant and acceptance herein authorized as described in Section 4 above. Provided, however, if the actual revenue received from the anticipated source specified in said Inter-Agency Agreement should be more or less than the anticipated amount set forth herein, the appropriation shall be adjusted to be equal to the amount actually received.

Section 6. Posting on Website Required. Pursuant to RCW 39.34.040, once this Inter-Agency Agreement has been executed by Ruston and the Washington State Department of Ecology, the City Clerk is directed to post a copy of this Agreement on the City's website.

Section 7. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 8. Publication. This Ordinance shall be published by an approved summary consisting of the title.

Section 9. Effective Date. This Ordinance shall be effective five days after publication as provided by law.

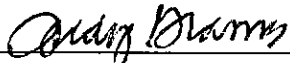
ADOPTED by the City Council of the City of Ruston and attested by the City Clerk in authentication of such passage on this 19th day of May, 2015.

APPROVED by the Mayor this 19th day of May, 2015.



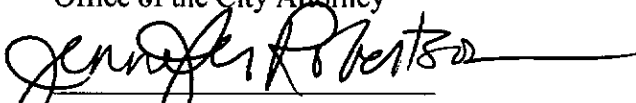
Bruce Hopkins, Mayor

ATTEST/AUTHENTICATED:



Judy Grams, City Clerk

APPROVED AS TO FORM:
Office of the City Attorney



Jennifer S. Robertson

FILED WITH THE CITY CLERK: 5/1/2015
PASSED BY THE CITY COUNCIL: _____
PUBLISHED: _____
EFFECTIVE DATE: _____
ORDINANCE NO: 1457

Exhibit "1"

**Inter-Agency Agreement with the Washington State
Department of Ecology for Grant Funds**