

**Subject: Ordinance #1541 – Amending the 2021 Budget, Authorizing the Acceptance of a Grant Agreement with the Washington State Transportation Improvement Board and Authorizing the Expenditure of Such Funds.**

**Proposed Council Action:**

This matter is set for First Reading. No Action is requested. Unless directed otherwise, This matter will return for Second Reading and Action on January 19, 2021.

**Dept. Origin:** Mayor's Office/Community Development

**Prepared by:** Jennifer Robertson, City Attorney's Office

**For Agenda of:** **January 5, 2021**

**Exhibits:** **Ordinance #1541**

	Initial & Date
<b>Concurred by Mayor:</b>	_____
<b>Approved by City Planner:</b>	_____
<b>Approved as to form by City Atty:</b>	<b><u>JSR12-30-20</u></b>
<b>Approved by Finance Director:</b>	_____

**INFORMATION / BACKGROUND**

The City of Ruston applied for grant money from the Washington State Transportation Improvement Board (TIB) for grant money to fund the 53<sup>rd</sup> Street Project – Pearl Street to Bennett Street. TIB has approved the City's Grant Application and awarded \$644,504.00 which will provide 94.999 percent of the award toward this Project. In order to formalize the Grant, TIB requires the City to approve the grant agreement. This action is proposed under Resolution No. 723.

Under the Grant Application, the City agreed to provide matching funds in the amount of five percent of the total grant award (\$33,922), which also must be appropriated in the 2021 budget. Neither the Grant Funds nor the match were included in the City's adopted 2021 Budget. Therefore, the 2021 Budget needs to be amended if the City Council accepts this Grant.

The changes to the Budget needed to accept this TIB Grant is detailed below:

<b>Fund</b>	<b>BARS Code</b>	<b>Title</b>	<b>Amount</b>
101	334.03.80.12	TIB Grant Funds – 53 <sup>rd</sup> St. Project	644,504.00
		<i>Net Revenue Increase</i>	644,504.00
101	595.44.63.00	53 <sup>rd</sup> St. Project, Phase 1 & 2, TIB Grant	644,504.00
101	595.44.63.01	53 <sup>rd</sup> St. Project, Phase 1 & 2, Match	33,922.00
		<i>Net Expenditure Increase</i>	678,426.00
		<i>Net Expenditure Increase</i>	678,426.00

Fund 101 is the City's Street Fund.

In addition to appropriating the funds, the Ordinance authorizes the Mayor to expend the funds. The approval of the Grant Agreement is addressed in Resolution No. 723 which is on for Council adoption on January 5, 2021.

**FISCAL CONSIDERATION**

By accepting this grant, the City obtains \$644,504 to do both Phase I and Phase II of the 53<sup>rd</sup> Street Project (Pearl Street to Bennett Street) and is obligated to expend 5 percent in matching funds (\$33,921).

**RECOMMENDATION / MOTION**

This matter is on for First Reading. Unless directed otherwise, this will return to Council for Second Reading and Action on January 19, 2021.

**ORDINANCE NO. 1541**

**AN ORDINANCE OF THE CITY OF RUSTON, WASHINGTON, AUTHORIZING ACCEPTANCE OF GRANT FUNDING IN THE AMOUNT OF \$644,504.00 FROM THE WASHINGTON STATE TRANSPORTATION IMPROVEMENT BOARD FOR THE 53<sup>RD</sup> STREET PROJECT; APPROPRIATING THESE UNANTICIPATED GRANT REVENUES AND MATCHING FUNDS TO FUND 101; AND AUTHORIZING EXPENDITURES OF SAID FUNDS.**

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WHEREAS, the City of Ruston applied for grant money from Washington State Transportation Improvement Board (TIB) for the 53<sup>rd</sup> Street Project; and

WHEREAS, TIB has approved the City’s Grant Application and awarded \$644,504.00 which will provide 95 percent of the costs of the 53<sup>rd</sup> Street Project (Pearl St. to Bennett St.); and

WHEREAS, these Grant Funds were not included in the City’s adopted 2021 Budget; and

WHEREAS, the 2021 Budget must be amended if the City Council accepts this Grant; and

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

<u>Fund</u>	<u>BARS Code</u>	<u>Title</u>	<u>Amount</u>
101	334.03.80.12	TIB Grant Funds – 53 <sup>rd</sup> St. Project	644,504.00
<i>Net Revenue Increase</i>			644,504.00
101	595.44.63.00	53 <sup>rd</sup> St. Project, Phase 1 & 2, TIB Grant	644,504.00
101	595.44.63.01	53 <sup>rd</sup> St. Project, Phase 1 & 2, Match	33,922.00
<i>Net Expenditure Increase</i>			678,426.00
<i>Net Expenditure Increase</i>			678,426.00

WHEREAS, the City Council deems it in the best interest of the City of Ruston to accept these Grant Funds, authorize acceptance of the Grant Agreement, authorize the Mayor to expend the funds, and to appropriate the Grant Funds for the 53<sup>rd</sup> Street Project; and

WHEREAS, approval of the Grant Agreement is under Resolution #723; and

WHEREAS, on January 5, 2021, the City Council held the first reading of this Ordinance; and

WHEREAS, on January 19, 2021, the City Council adopted this Ordinance during its regular meeting at the second reading; **NOW, THEREFORE,**

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

**Section 1. Grant Funds Accepted.** The Mayor is hereby authorized to accept the Grant Funds in the amount of \$644,504.00 for the 53<sup>rd</sup> Street Project (Pearl Street to Bennett Street).

**Section 2. Expenditure and Implementation Authorized.** The Mayor of the City is hereby authorized to receive monies and to expend the same as authorized in said Grant Agreement.

**Section 3.** At the time of execution of said Grant Agreement, acceptance of said funds, the project shall be designated as part of the Street Fund in Fund #101 BARS 595.44.63.00 into which all said monies shall be deposited.

**Section 4.** At the time of acceptance of said Grant Agreement and acceptance of said funds, the City shall use the City Matching Funds in the amount of \$33,922.00 from the Street Fund (Fund #101 BARS 595.44.63.01).

**Section 5.** The approximate amount and anticipated source of revenue for the grant proposal and acceptance, including required City Match is detailed below:

<u>Fund</u>	<u>BARS Code</u>	<u>Title</u>	<u>Amount</u>
101	334.03.80.12	TIB Grant Funds – 53 <sup>rd</sup> St. Project	644,504.00
<i>Net Revenue Increase</i>			644,504.00
101	595.44.63.00	53 <sup>rd</sup> St. Project, Phase 1 & 2, TIB Grant	644,504.00
101	595.44.63.01	53 <sup>rd</sup> St. Project, Phase 1 & 2, Match	33,922.00
<i>Net Expenditure Increase</i>			678,426.00
<i>Net Expenditure Increase</i>			678,426.00

**Section 6.** Upon the effective date of this Ordinance, the budget for the Street Fund (Fund #101, BARS 595.44.63.00) shall be amended by appropriating revenue in the amount of the grant and acceptance herein authorized as described in Section 5 above.

**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. Corrections.** Upon the approval of the city attorney, the city clerk, and/or code publisher is authorized to make any necessary technical corrections to this ordinance, including but not limited to the correction of scrivener’s/clerical errors, references, ordinance numbering, section/subsection numbers, and any reference thereto.

**Section 10. 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 January, 2021.

\_\_\_\_\_  
Bruce Hopkins, Mayor

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
Judy Grams, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Jennifer S. Robertson  
Office of the City Attorney

FILED WITH THE CITY CLERK: \_\_\_\_\_  
PASSED BY THE CITY COUNCIL: \_\_\_\_\_  
PUBLISHED: \_\_\_\_\_  
EFFECTIVE DATE: \_\_\_\_\_  
ORDINANCE NO: 1541