

ORDINANCE NO. 34-19

AN ORDINANCE of the City of Richland amending the 2019 Budget to provide for additional appropriations in the City's Streets Capital Construction Fund, Stormwater Utility Fund, General Fund, Public Works Admin & Engineering Fund, City Streets Fund, and General Government Construction Fund.

WHEREAS, on November 20, 2018, Richland City Council passed Ordinance No. 60-18 approving the 2019 Budget; and

WHEREAS, this Ordinance No. 34-19 will address six (6) separate budget amendments necessary to deliver effective and efficient service to Richland citizens; and

WHEREAS, the first amendment involves the Pavement Preservation Program (GWW Resurfacing and Streetscape) Project, which is included in the 2019 Budget and the 2019 – 2024 Capital Improvement Plan (CIP); and

WHEREAS, the GWW Resurfacing and Streetscape Project is funded by a combination of City funds and a Washington State Department of Transportation (WSDOT) grant; and

WHEREAS, the GWW Resurfacing and Streetscape Project bid documents were structured with a base bid and six (6) additive bid alternatives intended to allow the City to obtain the maximum benefit from available funds; and

WHEREAS, at its June 4, 2019 meeting, Richland City Council awarded a construction contract to Total Site Services, LLC that included the base bid and only bid alternative no. 1 because the bid prices for the remainder of the bid alternatives exceeded the City's available budget; and

WHEREAS, after reviewing the project's bid results, Washington State Department of Transportation (WSDOT) has increased the amount of grant funds available to the City; and

WHEREAS, acceptance of the additional grant funds will enable the City to expand the scope of the construction contract to include all of the available bid alternatives and to reduce City funds required to complete the project; and

WHEREAS, acceptance of the additional grant funds will allow the unused City funds budgeted for the GWW Resurfacing and Streetscaping Project to expand the scope of the 2020 Pavement Preservation Program, thus furthering the City's goals of improving its pavement conditions; and

WHEREAS, the second amendment concerns the expenditure of resources beyond those included in the 2019 Budget as a result of February's unanticipated snow storms; and

WHEREAS, increasing the Streets Fund operating budget is necessary to enable completion of planned maintenance work; and

WHEREAS, General Fund reserves are adequate to increase the budget capacity needed by the Streets Fund; and

WHEREAS, the third amendment concerns the City's application to the United States Department of Transportation (USDOT) for a Better Utilizing Investments to Leverage Development (BUILD) grant to fund significant transportation system improvements; and

WHEREAS, through Resolution No. 86-19, City Council authorized staff to prepare and submit a BUILD grant application for the SR-240/Aaron Drive Interchange Improvements Project; and

WHEREAS, consultant resources are required to prepare specific elements of the BUILD grant application; and

WHEREAS, although the 2019 Budget did not anticipate preparation of a BUILD grant application, the Public Works Administration and Engineering Division internal service fund has existing unappropriated capacity to support the consultant work required to complete the BUILD application; and

WHEREAS, the fourth amendment concerns the Stormwater Rehabilitation and Replacement Program identified in the 2019 – 2024 CIP; and

WHEREAS, the drainage system parallel to Keene Road has been identified as the highest priority rehabilitation need; and

WHEREAS, the estimated cost of the Keene Road storm drainage improvements exceed the 2019 budgeted capacity in this Program; and

WHEREAS, sufficient unappropriated funds are available in the Stormwater Utility Fund to support the budget required for the Keene Road storm drain improvements; and

WHEREAS, the fifth amendment involves demolition of the former City Hall site in preparation for economic redevelopment; and

WHEREAS, Ordinance No. 12-17 authorizes \$308,000 from Richland's Industrial Development Fund (IDF) for said demolition; and

WHEREAS, demolition of the former City Hall site is included in the scope of work for construction of the new City Hall; and

WHEREAS, Benton County oversees the Rural County Capital Program (RCCP) that provides funding to local governments based on a distribution formula and program requirements; and

WHEREAS, demolition of the former City Hall site meets RCCP program requirements; and

WHEREAS, RCCP funds in the amount of \$308,000 are available in Richland's current allocation; and

WHEREAS, wherever eligible, RCCP funds will be utilized by the project ahead of Richland's IDF funds for the demolition of the former City Hall site; and

WHEREAS, on August 17, 2018, Richland City Council approved Resolution No. 38-17 amending the Swift Corridor: City Hall CIP line item for design build that represents the maximum expense allowed for the construction contract's Guaranteed Maximum Price (GMP), plus approved change orders, and the additional revenue herein (\$308,000 RCCP) increases the design build maximum expense to \$17,700,000, which reflects the additional expense to demolish the former City Hall site; and

WHEREAS, the sixth amendment concerns funding for litigation; and

WHEREAS, the City is currently litigating several cases not covered by the City's risk pool that require specialized expertise from outside counsel; and

WHEREAS, due to the unanticipated number and complexity of these matters, the legal services budget appropriated for 2019 is exhausted; and

WHEREAS, sufficient unappropriated funds are available in the General Fund to support the required budget adjustment of \$150,000; and

WHEREAS, pursuant to RCW 35.33.091, a public hearing was held on July 2, 2019 regarding the increase in appropriations from beginning fund balance in the Stormwater Utility Fund and General Fund.

NOW, THEREFORE, BE IT ORDAINED by the City of Richland as follows:

Section 1. Facts Constituting Emergency. The expenses contained within this ordinance were not anticipated when the 2019 Budget was approved.

Section 2. Declaration of Public Emergency. Due to circumstances described above, the City Council declares that a public emergency exists in the Streets Capital Construction Fund, Stormwater Utility Fund, Public Works Administration & Engineering

Fund and City Streets Fund, and General Fund.

Section 3. Amendment of the 2019 Budget. The 2019 Budget is hereby amended to provide additional appropriations in the Streets Capital Construction Fund, Stormwater Utility Fund, Public Works Administration & Engineering Fund, City Streets Fund, General Government Construction Fund and General Fund as follows:

Street Capital Construction Fund

Current Appropriation: \$ 31,241,206
Increase in Appropriation: \$ 1,677,900
Amended Appropriation: \$ 32,919,106

Stormwater Capital Projects Fund

Current Appropriation: \$ 4,482,581
Increase in Appropriation: \$ 430,000
Amended Appropriation: \$ 4,912,581

General Fund

Current Appropriation: \$ 59,992,259
Increase in Appropriation: \$ 243,558
Amended Appropriation: \$ 60,085,817

City Streets Fund

Current Appropriation: \$ 3,523,297
Increase in Appropriation: \$ 93,558
Amended Appropriation: \$ 3,616,855

Public Works Administration & Engineering Fund

Current Appropriation: \$ 3,908,331
Increase in Appropriation: \$ 4,800
Amended Appropriation: \$ 3,913,131

General Government Construction Fund

Current Appropriation: \$ 5,249,311
Increase in Appropriation: \$ 308,000
Amended Appropriation: \$ 5,557,311

Section 4. Staff is authorized to execute documents necessary to activate the additional grant funds identified herein for use on the Pavement Preservation Program (GWW Resurfacing and Streetscape) project.

Section 5. Staff is authorized to execute a construction contract change order with Total Site Services, LLC to add bid alternatives numbers 2, 3, 4, 5 and 6 to the scope of the George Washington Way Pavement Preservation Project. This authorized change order shall not reduce the change order capacity authorized in Resolution No. 76-19.

Section 6. This ordinance shall take effect the day following its publication in the official newspaper of the City of Richland.

PASSED by the City Council of the City of Richland, Washington, at a regular meeting on the 16th day of July, 2019.



ROBERT J. THOMPSON
Mayor

ATTEST:



DEBBY BARHAM, Deputy City Clerk

APPROVED AS TO FORM:



HEATHER KINTZLEY, City Attorney

Date Published: July 21, 2019