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06/05/92

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4369

AN ORDINANCE authorizing and directing submittal of a proposal to and acceptance of a grant award contract with the Inter-agency Committee for Outdoor Recreation; creating a new project within the Grant Control Fund; amended the budget for Grant Control Fund by appropriating unanticipated and future revenues to that fund.

WHEREAS the City Council of the City of Bellevue has approved a Comprehensive Park and Recreation Plan for Enatai Beach Park Phase I Development.

WHEREAS the City Council of the City of Bellevue considers it in the best interest of the public to reestablish the natural shoreline and provide a public water front park; and,

WHEREAS under the provisions of the state and federal funding assistance has been authorized and made available to aid in financing the cost of land for parks and habitat conservation areas and the construction of outdoor recreational facilities of local public bodies; and,

WHEREAS any fund assistance so received will be used for the development of Enatai Beach Park Phase I Development; and,

WHEREAS the City's share of the project will be derived from CIP Project No. P-AD-33; and,

WHEREAS the City does hereby certify that the City is responsible to support all non-cash commitments to the local share should they not materialize, and

WHEREAS any facility developed with financial aid through the Interagency Committee for Outdoor Recreation will be placed in use as an outdoor recreation facility or habitat conservation area and retained in such use in perpetuity unless as otherwise provided and agreed to by the City Council, the Interagency Committee for Outdoor Recreation, and any affected federal agency; and,

WHEREAS adequate notification has been given and the opportunity provided for public input and published notices have identified affected flood plains and/or wetlands, if applicable; and,

ORIGINAL

2197C
06/05/92

WHEREAS the site plan has been adopted by the Bellevue City Council; and,

WHEREAS the City of Bellevue certifies that the City is the owner of the land to be developed and based on current knowledge, provides assurance there are no encumbrances on the land that would restrict the recreation or habitat conservation use of the land as proposed in this application.

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

Section 1. The City Manager or his designee is hereby authorized and directed to submit an application to and to execute a grant award contract with the Interagency Committee for Outdoor Recreation for the Enatai Beach Park Phase I Development (CIP Project No. P-AD-33), a copy of which Agreement has been given Clerk's Receiving No. 17903.

Section 2. The appropriate administrative officials of the City are hereby authorized to receive monies and to expend the same as authorized in said grant award contract.

Section 3. There shall be established at the time of execution and acceptance of said grant award contract, a project within the Grant Control Fund, in which all of said monies shall be deposited.

Section 4. The City Manager or his designated representative shall have responsibility for the administration of said grant monies and shall have all authority necessary to enter into agreements regarding the use thereof.

Section 5. The approximate amount and anticipated source of revenue for the grant proposal and acceptance is:

Interagency Committee for Outdoor Recreation	$ 300,000.00

Section 6. Upon execution and acceptance of said grant award contract, the budget for the Grant Control Fund is hereby amended by appropriating to that fund anticipated revenues in excess of estimated revenue in the amount of the grant proposal and acceptance herein authorized to the Grant Control Fund, currently anticipated in the following amount:

Description	Amount Appropriated
Grant Control Fund Enatai Beach Park Phase I Development	$ 300,000.00

ORIGINAL

2197C
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Provided, however, if the actual revenue received from the anticipated source specified in said grant award 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 7. The City Clerk is directed to transmit a certified copy of this ordinance to the Auditor of the State of Washington, Division of Municipal Corporations.

Section 8. This ordinance shall take effect and be in force five days after its passage and legal publication.

PASSED by the City Council this 15th day of June, 1992, and signed in authentication of its passage this 15th day of June, 1992.

(SEAL)

Cary Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Lori Molander, Assistant City Attorney

Attest:

Marie K. O'Connell, City Clerk

Published June 19, 1992