

**CITY COUNCIL AGENDA MEMORANDUM**

**SUBJECT:**

Ordinance No. \_\_\_\_\_ authorizing:

- A) Amendment of the 2009 - 2015 Capital Investment Program (CIP) Plan to create three (3) new CIP projects entitled:
1. NE 4<sup>th</sup> Street Extension – 116<sup>th</sup> to 120<sup>th</sup> Avenues NE (Proposed CIP Plan No. PW-R-160) with an initial budget of \$3,600,000;
  2. 120<sup>th</sup> Avenue NE Improvements (Segment 1) – NE 4<sup>th</sup> to NE 8<sup>th</sup> Streets (Proposed CIP Plan No. PW-R-161) with an initial budget of \$8,600,000; and
  3. NE 6<sup>th</sup> Street Extension – I-405 Interchange to 120<sup>th</sup> Avenue NE (Proposed CIP Project No. PW-R-162) with an initial budget of \$1,000,000.
- B) Transfer a total of \$10,600,000 in Mobility & Infrastructure Initiative and Supplemental CIP funding from six (6) existing CIP projects to the new projects; and,
- C) Execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) to accept \$2,600,000 in federal Surface Transportation Program (STP) grant funds toward construction of Proposed CIP Plan No. PW-R-161.

**FISCAL IMPACT:**

This action will create three new projects with initial project budgets totaling \$13,200,000 related to the Mobility and Infrastructure Initiative as show below:

- NE 4<sup>th</sup> Extension (\$3.6M) - The initial allocation to the NE 4<sup>th</sup> Street Extension project will only fund work associated with the project design phase.
- 120<sup>th</sup> Ave NE Improvements (\$8.6M) – The allocation to the 120<sup>th</sup> Avenue NE Improvements project will fund the project design and property acquisition phases and will partially fund the project construction phase via the STP grant.
- NE 6<sup>th</sup> Street Extension (\$1.0M) - The allocation to the NE 6<sup>th</sup> Street Extension project will only fund a pre-design analysis.

Approval of this ordinance will provide the funding necessary for the initial project budgets identified above. These funding sources are summarized below and identified in Table 1:

- Transfer \$3,200,000 in Mobility and Infrastructure Initiative (CIP Plan No. G-80) ;
- Transfer \$7,400,000 in Supplemental CIP funding from five existing projects;
- Acceptance of a \$2,600,000 million federal STP grant - partially funds the construction phase of the 120<sup>th</sup> Avenue NE Improvements project (Proposed CIP Plan No. PW-R-161).

**Table 1**

Funding Source	Supp. CIP, Mobility, or Grant Funding (\$000)	Proposed Transfer Amounts (\$000)	Proposed NE 4 <sup>th</sup> St. (PW-R-160) (\$000)	Proposed NE 120 <sup>th</sup> Ave (PW-R-161) (\$000)	Proposed NE 6 <sup>th</sup> St. (PW-R-162) (\$000)
Neighborhood Sidewalks (PW-W/B-76)	3,000	500	0	500	0
Mid-Block Crossings (PW-W/B-77)	1,050	200	0	200	0
W. Lk. Samm. Pkwy. (PW-R-141)	1,000	0	0	0	0
NE 2 <sup>nd</sup> St. Enhancements (PW-R-159)	4,000	1,900	1,400	500	0
Downtown Great Streets (PW-R-158)	2,800	2,800	0	2,800	0
DIP Implementation (CD-19)	2,150	2,000	1,000	1,000	0
Supplemental CIP Subtotal	14,000	7,400	2,400	5,000	0
Mobility & Infrastructure (G-80)	6,069	3,200	1,200	1,000	1,000
New STP Grant	2,600	2,600	0	2,600	0
<b>Totals</b>		<b>13,200</b>	<b>3,600</b>	<b>8,600</b>	<b>1,000</b>

Additional resources are necessary to fully fund these three new projects. Potential revenue sources have been identified in the Mobility & Infrastructure Initiative Finance Plan including additional property tax levies, a Wilburton area local improvement district, transportation impact fees, additional grants, or by reallocating funds from the CIP (by deleting existing projects in order to fund these transportation projects). The NE 4<sup>th</sup> Street/120<sup>th</sup> Avenue project corridor was also selected by the Washington State Department of Revenue for use of Local Revitalization Financing (LRF) and will provide additional funding of \$12,500,000 over twenty five years. The Council will need to select a one or more funding mechanisms to complete these projects as part of the 2011-2012 budget deliberations. Table 2 below illustrates the proposed initial allocations for each project, the currently estimated cost to complete, and the resulting funding gap

**Table 2**

Project	Proposed Initial Allocation (\$000)	Estimated Total Project Cost (\$000)	Estimated Future Funds to Complete * (\$000)
Proposed NE 4 <sup>th</sup> St. (PW-R-160)	3,600	37,000 – 42,000	33,400 – 38,400
Proposed NE 120 <sup>th</sup> Ave (PW-R-161)	8,600	9,900	1,300
Proposed NE 6 <sup>th</sup> St. (PW-R-162)	1,000	TBD	TBD

\*Staff will return to Council to accept Local Revitalization Financing and amend the budget at a future date

**STAFF CONTACT:**

Goran Sparrman, Director, 425-452-4338

Eric Miller, Capital Programming Division Manager, 425-452-6146

Nancy LaCombe, Capital Projects Manager, 425-452-4382

*Transportation Department*

Matthew Terry, Director, 425-452-6191

*Planning and Community Development Department*

### **POLICY CONSIDERATION:**

The action supports the implementation of improvements including the extension of NE 4<sup>th</sup> Street between 116<sup>th</sup> and 120<sup>th</sup> Avenues NE, improvements to 120<sup>th</sup> Avenue NE between the proposed NE 4<sup>th</sup> Street Extension and NE 8<sup>th</sup> Street, and the extension of NE 6<sup>th</sup> Street between I-405 and 120<sup>th</sup> Avenue NE, all identified as a high priority projects in the Mobility and Infrastructure Initiative due to their connecting corridor roles between Downtown Bellevue and Wilburton/Bel-Red sub-areas. The project is consistent with policies in the 2008 update to the Wilburton/NE 8th Sub-Area Plan, including improving local access and circulation (S-WI-25) and improving pedestrian/bicycle facilities on arterial streets (S-WI-28). The subject of this ordinance is consistent with Comprehensive Plan Policy TR-105 (aggressively seek state and federal funds for transportation capital, maintenance, operational, service, and demand-oriented improvements).

### **BACKGROUND:**

On December 1, 2008, Council approved Ordinance No. 5851 adopting the 2009-2010 Budget and 2009-2015 CIP Plan, which included the Mobility and Infrastructure Initiative (MII) project (CIP Plan No. G-80). On January 20, 2009 Council approved Resolution No. 7874 endorsing the Mobility and Infrastructure Finance Plan, which included a variety of funding sources – including grants – to fund high priority capital projects supporting planned growth in Downtown Bellevue, the Wilburton sub-area, and the emerging Bel-Red Corridor.

The extension of NE 4th Street provides additional street capacity to support Wilburton area development, and provides an additional east access to and from Downtown. This new roadway will connect the Downtown, Wilburton, and Bel-Red areas in ways that reduce congestion on the NE 8th Street corridor. On October 5, 2009 the Council approved Resolution 7993 authorizing a design contract with PB Americas, Inc to prepare preliminary design documents for the project.

Widening of 120<sup>th</sup> Avenue NE, especially in Segment 1 between NE 4<sup>th</sup> and NE 8<sup>th</sup> Streets, was identified as a high priority project in the MII to help accommodate new circulation patterns created by the construction of the NE 4<sup>th</sup> Street Extension from 116<sup>th</sup> to 120<sup>th</sup> Avenues NE. Because 120<sup>th</sup> Avenue NE is an arterial that serves as a transition between growth centers and neighborhoods, the project will also improve pedestrian and bicycle facilities/connections and consider enhancements to limit impacts on the residential area to the east of 120<sup>th</sup> Avenue NE. On August 3, 2009 Council approved Resolution No. 7966 authorizing a design contract with INCA Engineers to prepare construction documents for the project.

During the spring of 2009, the 120<sup>th</sup> Avenue NE (Segment 1) project was submitted to the 2009 King County Countywide competition for federal STP funding and was subsequently awarded a \$2.6 million grant. The grant parameters include a required 13.5 percent minimum financial match and “readiness to proceed” with construction by October, 2010.

The City has also received a funding commitment for State of Washington Local Revitalization Financing, (endorsed by Council on August 3, 2009 through Ordinance No. 5898) for \$12,500,000 to support these projects.

Other potential funding sources for the NE 4<sup>th</sup> Street/120<sup>th</sup> Avenue NE projects include, but are not limited to a proposed Local Improvement District (feasibility contract for the district approved by Council through Resolution No. 7876 on February 2, 2009), additional property taxes, transportation impact fees, additional grants, or from the existing CIP (by deleting existing projects or by committing out year revenue) in order to fund this transportation project. The

Council will need to select a funding mechanism to complete these projects as part of the 2011-12 budget deliberations.

**EFFECTIVE DATE:**

If approved, this Ordinance becomes effective on \_\_\_\_\_.

**OPTIONS:**

I. Adopt Ordinance No. \_\_\_\_\_ authorizing:

- B) Amendment of the 2009 - 2015 Capital Investment Program (CIP) Plan to create three (3) new CIP projects entitled:
  - 1. NE 4<sup>th</sup> Street Extension – 116<sup>th</sup> to 120<sup>th</sup> Avenues NE (Proposed CIP Plan No. PW-R-160) with an initial budget of \$3,600,000;
  - 2. 120<sup>th</sup> Avenue NE Improvements (Segment 1) – NE 4<sup>th</sup> to NE 8<sup>th</sup> Streets (Proposed CIP Plan No. PW-R-161) with an initial budget of \$8,600,000; and
  - 3. NE 6<sup>th</sup> Street Extension – I-405 Interchange to 120<sup>th</sup> Avenue NE (Proposed CIP Project No. PW-R-162) with an initial budget of \$1,000,000.
- B) Transfer a total of \$10,600,000 in Mobility & Infrastructure Initiative and Supplemental CIP funding from six (6) existing CIP projects to the new projects; and,
- C) Execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) to accept \$2,600,000 in federal Surface Transportation Program (STP) grant funds toward construction of Proposed CIP Plan No. PW-R-161.

II. Do not adopt Ordinance No. \_\_\_\_\_ and provide alternate direction to staff.

**RECOMMENDATION:**

Adopt Ordinance No. \_\_\_\_\_ authorizing:

- A) Amendment of the 2009 - 2015 Capital Investment Program (CIP) Plan to create three (3) new CIP projects entitled:
  - 1. NE 4<sup>th</sup> Street Extension – 116<sup>th</sup> to 120<sup>th</sup> Avenues NE (Proposed CIP Plan No. PW-R-160) with an initial budget of \$3,600,000;
  - 2. 120<sup>th</sup> Avenue NE Improvements (Segment 1) – NE 4<sup>th</sup> to NE 8<sup>th</sup> Streets (Proposed CIP Plan No. PW-R-161) with an initial budget of \$8,600,000; and
  - 3. NE 6<sup>th</sup> Street Extension – I-405 Interchange to 120<sup>th</sup> Avenue NE (Proposed CIP Project No. PW-R-162) with an initial budget of \$1,000,000.
- B) Transfer a total of \$10,600,000 in Mobility & Infrastructure Initiative and Supplemental CIP funding from six (6) existing CIP projects to the new projects; and,
- C) Execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) to accept \$2,600,000 in federal Surface Transportation Program (STP) grant funds toward construction of Proposed CIP Plan No. PW-R-161.

**MOTION:**

Move to adopt Ordinance No. \_\_\_\_\_ authorizing:

- A) Amendment of the 2009 - 2015 Capital Investment Program (CIP) Plan to create three (3) new CIP projects entitled:
  - 1. NE 4<sup>th</sup> Street Extension – 116<sup>th</sup> to 120<sup>th</sup> Avenues NE (Proposed CIP Plan No. PW-R-160) with an initial budget of \$3,600,000;
  - 2. 120<sup>th</sup> Avenue NE Improvements (Segment 1) – NE 4<sup>th</sup> to NE 8<sup>th</sup> Streets (Proposed CIP Plan No. PW-R-161) with an initial budget of \$8,600,000; and

3. NE 6<sup>th</sup> Street Extension – I-405 Interchange to 120<sup>th</sup> Avenue NE (Proposed CIP Project No. PW-R-162) with an initial budget of \$1,000,000.
- B) Transfer a total of \$10,600,000 in Mobility & Infrastructure Initiative and Supplemental CIP funding from six (6) existing CIP projects to the new projects; and,
- C) Execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) to accept \$2,600,000 in federal Surface Transportation Program (STP) grant funds toward construction of Proposed CIP Plan No. PW-R-161.

**ATTACHMENTS:**

- Proposed CIP Plan Nos.:
  - PW-R-160
  - PW-R-161
  - PW-R-162
- Proposed Ordinance No. \_\_\_\_\_

**AVAILABLE IN COUNCIL OFFICE:**

Draft Local Agency Agreement

## PW-R-160 NE 4th Street Extension – 116th to 120th Avenues NE

Category: **Roadways**  
 Department: **Transportation**

Status: **Proposed**  
 Location:

### Programmed Funding

Programmed Funding	Appropriated To Date	FY 2009 Budget	FY 2010 Budget	FY 2011 Budget	FY 2012 Budget	FY 2013 Budget	FY 2014 Budget	FY 2015 Budget
3,600,000	-	200,000	3,400,000	-	-	-	-	-

### Description and Scope

This project will implement a new five lane arterial, with two travel lanes in each direction and a center turn lane where necessary, between 116th Avenue NE and 120th Avenue NE. The project will include bike lanes, curb, gutter and sidewalk on both sides, illumination, landscaping and irrigation, storm drainage and detention. The project will accommodate other utility infrastructure as needed. The final roadway alignment will be determined in coordination with existing and potential future development and with the ownership interests of the Burlington Northern Santa Fe (BNSF) railway corridor. The project will be designed not to preclude potential future uses of the BNSF corridor. The project will include a new signalized intersection at NE 4th Street/120th Avenue NE and will modify the existing signalized intersection at NE 4th Street/116th Avenue NE. Implementation of the project will be closely coordinated with the complementary 120th Avenue NE Improvements project (Segment 1; CIP Plan No. PW-R-161). A neighborhood protection plan, to address potential traffic impacts along NE 5th Street to the east of 120th Avenue NE, may be developed in coordination with the neighborhood.

The initial project budget is intended to fund work associated with the project design phase only.

### Rationale

The NE 4th Street Extension project is one of a number of high priority transportation investments that make up the Mobility and Infrastructure (M&I) Initiative. The M&I Initiative was formed to address unprecedented growth in Downtown Bellevue and to support planned growth in the Bel-Red and Wilburton areas. The NE 4th Street Extension project in association with a widened and improved 120th Avenue NE, the planned extension of NE 6th Street, the planned NE 15th/16th Street multi-modal corridor, and improvements to 124th Avenue NE will support increased connectivity between Downtown Bellevue, the new Bel-Red transit-oriented-development node, and the Overlake regional growth center. The new route will provide an alternate to and relieve congestion at key intersections including NE 8th Street at 112th Avenue NE and NE 8th Street at 116th Avenue NE. Improvements will enhance travel time and mobility options for passenger cars, transit, freight, pedestrians, and bicycles.

### Environmental Impacts

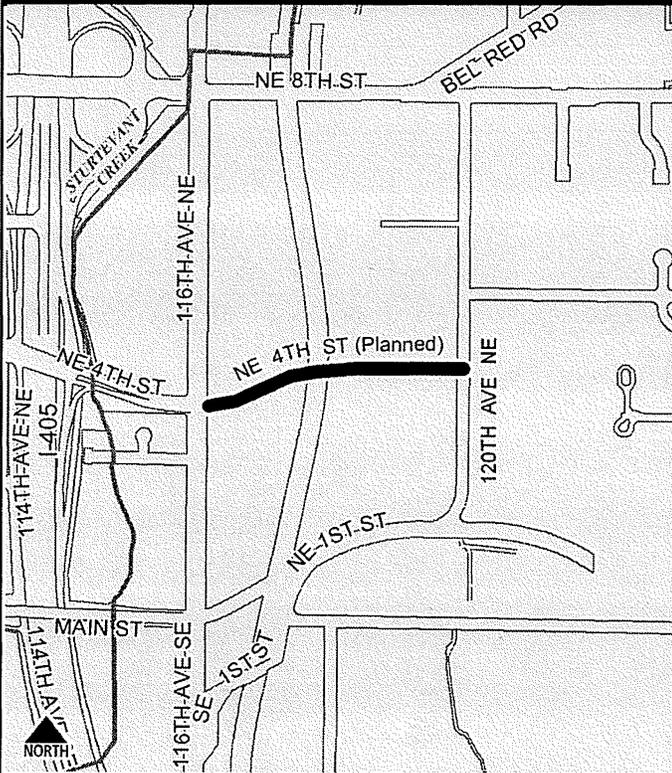
A project specific environmental determination, consistent with federal requirements, will be made during the project design phase. A citywide programmatic environmental review including this project was conducted as part of the citywide 2009-2020 Transportation Facilities Plan update. Programmatic impact and mitigation documentation is included in the 2009-2020 TFP Final Environmental Impact Statement, published in March 2009.

### Operating Budget Impacts

Ongoing maintenance and operations costs of the new facilities will be determined during the project's design phase.

Project Map

Schedule of Activities



Project Activities	From - To	Amount
Project Costs	2009-2010	3,600,000
<b>Total Budgetary Cost Estimate:</b>		3,600,000
Means of Financing		
Funding Source	Amount	
Mobility & Infrastructure Initiative – General Taxes	1,200,000	
Supplemental CIP LTGO Bonds	2,400,000	
<b>Total Programmed Funding:</b>		3,600,000
<b>Future Funding Requirements:</b>		0

**PW-R-161 120th Ave NE Improvements (Sgmt 1) – NE 4th to NE 8th St**

Category: **Roadways**  
 Department: **Transportation**

Status: **Proposed**  
 Location:

**Programmed Funding**

Programmed Funding	Appropriated To Date	FY 2009 Budget	FY 2010 Budget	FY 2011 Budget	FY 2012 Budget	FY 2013 Budget	FY 2014 Budget	FY 2015 Budget
8,600,000	-	200,000	5,800,000	2,600,000	-	-	-	-

**Description and Scope**

This project will widen 120th Avenue NE to five lanes, including two travel lanes in each direction with a center turn lane, turn pockets or planted medians, beginning south of NE 4th Street to south of NE 8th Street. The project will improve, or install where missing, bike lanes, curb, gutter and sidewalk on both sides, a traffic signal at the NE 6th Street intersection, illumination, landscaping, irrigation, storm drainage and detention. The project will be designed and constructed to accommodate intersections with the NE 4th Street Extension, the planned extension of NE 6th Street, and other utility infrastructure. The project will also be coordinated with the planned future extension and realignment of 120th Avenue NE between NE 8th Street and NE 12th Street (120th Avenue NE Improvements, Segment 2) and continued widening of 120th Avenue NE between NE 12th Street and Northrup Way (120th Avenue NE Improvements, Segment 3).

The initial project budget is intended to fund work associated with the project design phase, the right of way acquisition and partially fund the construction phase.

**Rationale**

The 120th Avenue Improvements project is one of a number of high priority transportation investments that make up the Mobility and Infrastructure (M&I) Initiative. The M&I Initiative was formed to address unprecedented growth in Downtown Bellevue and to support planned growth in the Bel-Red and Wilburton areas. The 120th Avenue Improvements project in association with the extension of NE 4th Street, the planned extension of NE 6th Street, the planned NE 15th/16th Street multi-modal corridor, and improvements to 124th Avenue NE will support increased connectivity between Downtown Bellevue, the new Bel-Red transit-oriented-development node, and the Overlake regional growth centers. The new route will provide an alternate to and relieve congestion at key intersections including NE 8th Street at 112th Avenue NE and NE 8th Street at 116th Avenue NE. Improvements will enhance travel time and mobility options for passenger cars, transit, freight, pedestrians and bicycles.

**Environmental Impacts**

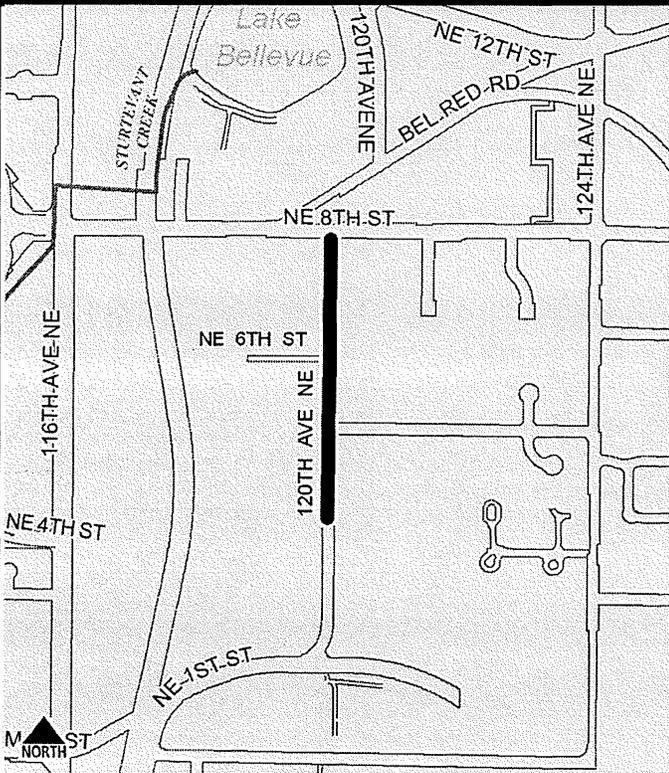
A project specific environmental determination, consistent with federal requirements, will be made during the project design phase. A citywide programmatic environmental review including this project was conducted as part of the citywide 2009-2020 Transportation Facilities Plan update. Programmatic impact and mitigation documentation is included in the 2009-2020 TFP Final Environmental Impact Statement, published in March 2009.

**Operating Budget Impacts**

Ongoing maintenance and operations costs of the new facilities will be determined during the project's design phase.

**Project Map**

**Schedule of Activities**



Project Activities	From - To	Amount
Project Costs	2009-2010	8,600,000
<b>Total Budgetary Cost Estimate:</b>		<b>8,600,000</b>
<b>Means of Financing</b>		
<b>Funding Source</b>		<b>Amount</b>
Mobility & Infrastructure Initiative – General Taxes		1,000,000
Federal Grants		2,600,000
Supplemental CIP LTGO Bonds		5,000,000
<b>Total Programmed Funding:</b>		<b>8,600,000</b>
<b>Future Funding Requirements:</b>		<b>0</b>

**PW-R-162 NE 6th St Extension – I-405 HOV Interchange to 120th Ave NE**

Category: Roadways  
Department: Transportation

Status: Proposed  
Location:

**Programmed Funding**

Programmed Funding	Appropriated To Date	FY 2009 Budget	FY 2010 Budget	FY 2011 Budget	FY 2012 Budget	FY 2013 Budget	FY 2014 Budget	FY 2015 Budget
1,000,000	-	20,000	980,000	-	-	-	-	-

**Description and Scope**

This project will conduct a pre-design analysis for the extension of NE 6th Street from its current termini in the median of I-405 to the east over the northbound lanes of I-405 and 116th Avenue NE to a new intersection with 120th Avenue NE. HOV/Transit vehicles would be allowed on the segment between 112th Avenue NE and the Burlington Northern Santa Fe (BNSF) railway corridor. General purpose traffic would be allowed along the segment between the BNSF corridor and 120th Avenue NE to access parcels abutting the extension. Improvements may include two lanes in each direction with turn lanes at the signalized intersections with the I-405 HOV ramps and 120th Avenue NE; illumination; landscaping and irrigation along the at-grade segments; storm drainage and detention; and other utility infrastructure. The project may also include a new, up to 14-foot wide, non-motorized pathway adjacent to the south side of NE 6th Street between 112th Avenue NE and 120th Avenue NE. Future uses or connections to the BNSF corridor will not be precluded. The project will also be coordinated with existing and potential development in the vicinity, with the Sound Transit East Link project, the I-405 Master Plan, and with the 120th Avenue NE Improvements project (Segment 1; CIP Plan No. PW-R-161).

**Rationale**

The NE 6th Street Extension project is one of a number of high priority transportation investments that make up the Mobility and Infrastructure (M&I) Initiative. The M&I Initiative was formed to address unprecedented growth in Downtown Bellevue and to support planned growth in the Bel-Red and Wilburton areas. The NE 6th Street Extension project, in association with the NE 4th Street Extension, a widened and improved 120th Avenue NE, the planned NE 15th/16th Street multi-modal corridor, and improvements to 124th Avenue NE, will support increased connectivity between Downtown Bellevue, the new Bel-Red transit-oriented-development node, and the Overlake regional growth center. The new route will provide an alternative to and relieve congestion at key intersections including NE 8th Street at 112th Avenue NE and NE 8th Street at 116th Avenue NE. Improvements will enhance travel time and mobility options for passenger cars, transit, freight, pedestrians and bicycles.

**Environmental Impacts**

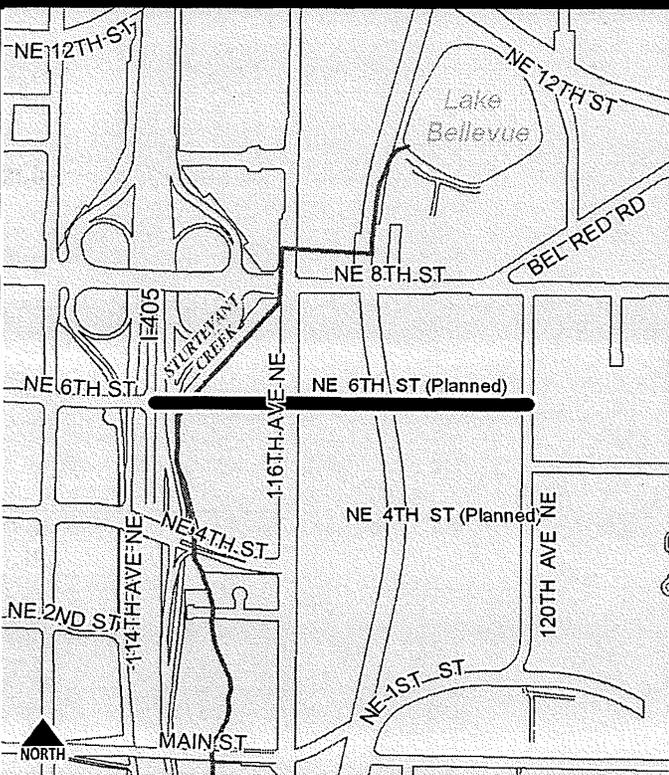
A project specific environmental determination, consistent with federal requirements, will be made during the project design phase. A citywide programmatic environmental review including this project was conducted as part of the citywide 2009-2020 Transportation Facilities Plan update. Programmatic impact and mitigation documentation is included in the 2009-2020 TFP Final Environmental Impact Statement, published in March 2009.

**Operating Budget Impacts**

Ongoing maintenance and operations costs of the new facilities will be determined during the project's design phase.

**Project Map**

**Schedule of Activities**



Project Activities	From - To	Amount
Project Costs	2009-2010	1,000,000
<b>Total Budgetary Cost Estimate:</b>		<b>1,000,000</b>
<b>Means of Financing</b>		
<b>Funding Source</b>		<b>Amount</b>
Mobility & Infrastructure Initiative – General Taxes		1,000,000
<b>Total Programmed Funding:</b>		<b>1,000,000</b>
<b>Future Funding Requirements:</b>		<b>0</b>

CITY OF BELLEVUE, WASHINGTON

**DRAFT**

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE authorizing 1) the amendment of the 2009-2015 Capital Investment Program Plan to create three (3) new CIP projects as follows: a) NE 4th Street Extension - 116<sup>th</sup> to 120<sup>th</sup> Avenues NE (Proposed CIP Plan No. PW-R-160) with an initial project budget of \$3,600,000, b) 120<sup>th</sup> Avenue NE Improvements (Segment 1) - NE 4<sup>th</sup> to NE 8<sup>th</sup> Streets (Proposed CIP Plan No. PW-R-161) with an initial budget of \$8,600,000, and c) NE 6<sup>th</sup> Street Extension - I-405 Interchange to 120<sup>th</sup> Avenue NE (Proposed CIP Plan No. PW-R-162) with an initial project budget of \$1,000,000, 2) the transfer of a total of \$10,600,000 in Mobility & Infrastructure Initiative and Supplemental CIP funding from six (6) existing CIP projects, identified by the City Manager or his designee, to these new projects; and 3) the execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) to accept \$2,600,000 in federal Surface Transportation Program (STP) grant funds toward construction of CIP project 120<sup>th</sup> Avenue NE Improvements (Segment 1) - NE 4<sup>th</sup> to NE 8<sup>th</sup> Streets (Proposed CIP Plan No. PW-R-161).

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

Section 1. The City's 2009-2015 Capital Investment Program (CIP) Plan adopted by Ordinance No. 5851 on December 1, 2008, as previously amended, is hereby further amended to create three (3) new CIP projects as follows; a) NE 4th Street Extension - 116<sup>th</sup> to 120<sup>th</sup> Avenues NE (Proposed CIP Plan No. PW-R-160) with an initial project budget of \$3,600,000, b) 120<sup>th</sup> Avenue NE Improvements (Segment 1) - NE 4<sup>th</sup> to NE 8<sup>th</sup> Streets (Proposed CIP Plan No. PW-R-161) with an initial project budget of \$8,600,000, and c) NE 6<sup>th</sup> Street Extension - I-405 Interchange to 120<sup>th</sup> Avenue NE (Proposed CIP Plan No. PW-R-162) with an initial project budget of \$1,000,000.

Section 2. The City's 2009-2015 CIP Plan adopted by Ordinance No. 5851 on December 1, 2008 as previously amended is hereby further amended to transfer a total of \$10,600,000 in Mobility & Infrastructure Initiative and Supplemental CIP funding from six (6) existing CIP projects, identified by the City Manager or his designee, to these new projects.

Section 3. The City Manager or his designee is hereby authorized to execute a grant agreement (and supplements if necessary) with the Washington State

Department of Transportation (WSDOT) to accept \$2,600,000 in federal Surface Transportation Program (STP) grant funds toward construction of the 120<sup>th</sup> Avenue NE Improvements (Segment 1) - NE 4<sup>th</sup> to NE 8<sup>th</sup> Streets (Proposed CIP Plan No. PW-R-161), a copy of which grant agreement shall be substantially in the form given Clerk's Receiving No. \_\_\_\_\_.

Section 4. The appropriate Administrative officials of the City are hereby authorized to receive the grant monies.

Section 5. The City Manager or his designee shall have responsibility for the administration of said grant monies.

Section 6. If the actual revenue received from the anticipated sources specified in said grant agreement shall be more or less than the anticipated amount set forth herein, the amount budgeted to the plan shall be adjusted to be equal to the amount actually received.

Section 7. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

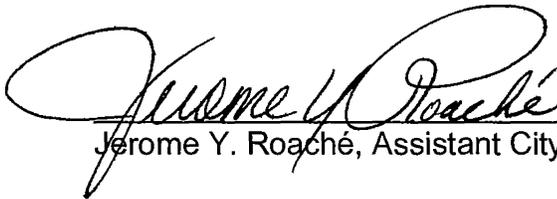
Passed by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2010 and signed in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

(SEAL)

\_\_\_\_\_  
Don Davidson, DDS  
Mayor

Approved as to form:

Lori M. Riordan, City Attorney

  
\_\_\_\_\_  
Jerome Y. Roaché, Assistant City Attorney

Attest:

\_\_\_\_\_  
Myrna L. Basich, City Clerk

Published \_\_\_\_\_