

Next Ord: 1798-14
Next Res: 906-14

VISION STATEMENT

SEDRO-WOOLLEY IS A FRIENDLY CITY THAT IS CHARACTERIZED BY CITY GOVERNMENT AND CITIZENS WORKING TOGETHER TO ACHIEVE A PROSPEROUS, VIBRANT AND SAFE COMMUNITY

MISSION STATEMENT

TO PROVIDE SERVICES AND OPPORTUNITIES WHICH CREATE A COMMUNITY WHERE PEOPLE CHOOSE TO LIVE, WORK AND PLAY

CITY COUNCIL AGENDA

October 22, 2014

7:00 PM

Sedro-Woolley Municipal Building

Council Chambers

325 Metcalf Street

1. Call to Order
2. Pledge of Allegiance
3. Consent Calendar1-47

NOTE: Agenda items on the Consent Calendar are considered routine in nature and may be adopted by the council by a single motion, unless any Councilmember wishes an item to be removed. The Council on the regular agenda will consider any item so removed after the Consent Calendar.

- a. Approval of Agenda
- b. Minutes from Previous Meeting
- c. Finance
 - Claim Checks #180203 to #180281 plus EFT's in the amount of \$497,788.93
 - Payroll Checks #58324 to #58340 plus EFT's in the amount of \$219,575.80
- d. Public Works Trust Fund - Loan Repayment Date Amendment to Loan Agreement/Contract PW-05-691-PRE-105, PW-06-962-038 & PC08-951-039
- e. Interlocal Agreement with Sedro-Woolley School District No. 101 for construction of a new Babe Ruth sized ball field at Janicki Fields
- f. Possible Playground Equipment Purchase – Riverfront Park Improvements
4. Public Comment.....49

UNFINISHED BUSINESS

5. To consider funding a Transportation Benefit District (TBD) for street maintenance and improvement projects within the City.....51-69

NEW BUSINESS

6. Ordinances increasing sewer, storm drainage and solid waste utility rates by the Consumer Price Index (CPI) (*1st reading*).....71-82
7. Ordinance amending SWMC 5.06.020 imposing the City utility tax on domestic water (*1st reading*).....83-87
8. Property Tax Levy Ordinances (*1st reading*).....89-101
9. Ordinances amending SWMC 9.42.010 and SWMC 9.46.020 regarding disorderly conduct (*1st reading*).....103-108
10. Ordinance adding a new section to SWMC 10.44 regarding no parking on grass in City rights-of-way and unattended trailers. (*1st reading*).....109-112

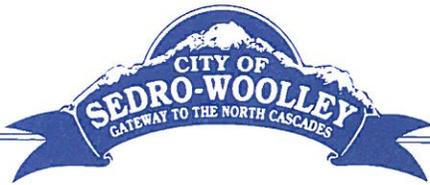
COMMITTEE REPORTS AND REPORTS FROM OFFICERS

EXECUTIVE SESSION

There may be an Executive Session immediately preceding, during or following the meeting.

OCT 22 2014

7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 1-3



DATE: October 22, 2014
TO: Mayor Anderson and City Council
FROM: Patsy Nelson, Finance Director
SUBJECT: 1) CALL TO ORDER; 2) PLEDGE OF ALLEGIANCE; 3) CONSENT
CALENDAR

1. CALL TO ORDER - The Mayor will call the October 22, 2014 Regular Meeting to Order. The Finance Director will note those in attendance and those absent.

___ Ward 1 Councilmember Kevin Loy
___ Ward 2 Councilmember Germaine Kornegay
___ Ward 3 Councilmember Brenda Kinzer
___ Ward 4 Councilmember Keith Wagoner
___ Ward 5 Councilmember Hugh Galbraith
___ Ward 6 Councilmember Rick Lemley
___ At-Large Councilmember Brett Sandström

2. PLEDGE OF ALLEGIANCE - The Mayor will lead the City Council and citizens in the Pledge of Allegiance to the United States of America.
3. CONSENT CALENDAR - Mayor will ask for Council approval of Consent Calendar items.

OCT 22 2014

7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 36

CITY OF SEDRO-WOOLLEY

Regular Meeting of the City Council
October 8, 2014 – 7:00 P.M. – Council Chambers

ROLL CALL: Present: Mayor Mike Anderson, Councilmembers: Kevin Loy, Germaine Kornegay, Brenda Kinzer, Keith Wagoner, Hugh Galbraith, Rick Lemley and Brett Sandström. Staff: Recorder Brue, Finance Director Nelson, Public Works Director Freiburger, Planning Director Coleman and Police Chief Tucker.

Pledge of Allegiance

Consent Calendar

- Approval of Agenda
- Minutes from Previous Meeting (including October 1, 2014 Worksession)
- Finance
 - Claim Checks #180102 – 180202 in the amount of \$321,532.73
 - Payroll Checks #58303 to #58323 Plus EFT's in the amount of \$260,487.02
- Amendment to Professional Service Contract for Hearing Examiner – Scott G. Thomas
- Interlocal Agreement with Sedro-Woolley School District No. 101 – Shared Funding for Construction of a New Radio Transceiver
- Supplemental Agreement No. 10 to Professional Services Agreement No. 2012-PS-14 for Design Phase Services for SR20/Cook Road Realignment and Extension Project – David Evans & Associates, Inc.

Councilmember Galbraith moved to approve the consent calendar A through F. Seconded by Councilmember Kornegay. Motion carried (7-0).

Public Comment

No comment received.

PUBLIC HEARING

Ordinance Amending Section 8.04 of the Sedro-Woolley Municipal Code to Allow for Every Other Week Residential Garbage Service

Public Works Director Freiburger reviewed the intent of every other week garbage service is to allow the ability to see how it would be accepted and how it will work with existing staffing. The pilot group will consist of 150 services and is a step forward in taking over the recycling when the current contract expires. There is an opportunity for an additional 150 services within the Carter Street area when that area is taken over by City services. Freiburger noted there were a lot of good questions asked at the worksession and there are still things they are looking at.

Council discussion ensued regarding wording within the draft ordinance on timing of the pilot project, addition of a sunset clause, ordinance necessary to change rates, length of pilot project, concept is to encourage recycling, a tool to stabilize rates for the future and current rate charts.

Mayor Anderson opened the public hearing at 7:10 P.M.

Brett Jackson – 936 Alexander, addressed the Council regarding the logic of less wear and tear on streets and efficiency. He also questioned the double use of trucks and wear and tear of trucks for added material. He reviewed his service at his duplex, size of current cans and if upgrading the size he would be paying more and be short on capacity. Jackson stated he doesn't think it will save as much as thought.

Leo Jacobs – Solid Waste Forman addressed Jackson's questions noting that recycling is easier on the trucks.

Ann Melder – 516 Township St. #4, questioned rumors that garbage and recycling ends up in same pile. She noted she is not in favor of the every other week pick up and her main concern is that people will get sloppy which will encourage more litter. She likes a clean community.

Finance Director Nelson read a note from Marlene English of 708 Sauk Mountain Drive into the record which states "Please accept this notice to comply for the residential every other week garbage service".

Dennis O'Neil – addressed the Council noting he agreed with Mr. Jackson and Mrs. Melder's statements. He addressed the mess in the alleys. He also addressed pride of ownership which is not felt by renters, additional pick-ups, missed garbage and door to door communication which should have been done before getting to this point. He also stated that 6 months for pilot program is a long time.

Councilmember Galbraith commented regarding rentals and extra garbage.

Councilmember Sandström stated that one reason Talcott Street was chosen is because there are three Councilmembers that live on Talcott as well as other city staff which will give a first hand experience.

Ann Melder – again to the podium, noted she would rather pay the extra money than go longer between pickups. She also spoke on the need for educating the public on recycling,

Troy Erwin – 124 Reed Street commended the Council for doing a trial period before setting in place. He spoke of the trial period in the winter and noted the summertime is a different situation and needs to be considered. Erwin also addressed the fuel surcharge and the need to establish training on how to handle garbage, noting most citizens want to do what's right by the City and their neighbors.

Katherine Probert – 504 Talcott St., expressed concern of people with health concerns and the ability to move a larger can.

Leo Jacobs noted the City has a handicap walk in service for disabled or elderly citizens available.

Mayor Anderson closed the public hearing at 7:37 P.M.

Discussion by Council ensued to include right sizing cans and concern of equipment needs if pilot project becomes permanent.

Councilmember Wagoner moved to approve Ordinance No. 1797-14 Amending the Residential Rate Schedule to Include an Every Other Week Rate and to add to Section 4 that it will expire on May 31st 2015. Seconded by Councilmember Kornegay. Motion carried (6-1 Councilmember Galbraith opposed).

Public Works Director Freiberger requested clarification on the length of the pilot program.

UNFINISHED BUSINESS

NEW BUSINESS

Possible Bid Award – 2014 Sanitary Sewer Manhole Repair Project

Public Works Director Freiberger addressed the preliminary award in the packet which addressed the budget and the staff recommendation to award the bid to the low bidder. The low bid is from Tellus LLC in the amount of \$11,609.45 including sales tax.

Councilmember Wagoner moved to award and authorize the Mayor to execute the attached Public Works Agreement No. 2014-PW-21 for the 2014 Sanitary Sewer Manhole Repair Project to Tellus LLC of Kennewick, WA in the amount of \$11,609.45 (including sales tax). Seconded by Councilmember Galbraith. Motion carried (7-0).

Public Works Director Freiberger addressed a late item addition for the 2014 Riverfront Pressurized Sewer System. He noted the preliminary estimate was under \$10,000 which is the signature authority limit of the City Administrator, however bids came in slightly above. He also spoke of the timing issue in order to complete the project prior to ground water setting in and recommended Council approval. He also reminded Council of previous discussions of the project and the failing septic systems that services Riverfront Park restrooms, caretakers cottage and would provide sewer to the camp host.

Council discussion was held regarding need to proceed and timing of the project.

Councilmember Sandström move to award and authorize the Mayor to execute the attached Public Works Agreement No. 2014-PW-17 for the 2014 Riverfront Pressurized Sewer System to Carmen's Construction LLC of Oak Harbor, WA in the amount of \$12,068.46 including sales tax. Seconded by Councilmember Lemley. Motion carried (7-0).

COMMITTEE REPORTS AND REPORTS FROM OFFICERS

Police Chief Tucker – reported on a busy week and the tragedy in community at the James Market. He noted they have apprehended 3 of the 4 suspects that are now in custody and will likely face charges of 1st degree murder. Tucker also noted there is still a lot of work to do. He also reported on the department working on a sex offense case as well as an incident that warranted a lock down at SWHS and elementary schools in town. He noted that he was out of town at a conference when these took place and commended Sgt. McIlraith on an exceptional job. Chief Tucker stated McIlraith had great contacts with the press. The suspect in the high school issue was found without incident and the lockdown went flawless. He also informed Council on an upcoming newspaper article and press conference highlighting the local SMART team in a “To Catch a Predator” operation. Chief Tucker stated he was proud of all the detectives who worked on this operation. He also noted at the Mayors request the purchase of more wearable video cameras will be forthcoming. The department will have 6 cameras which will help to provide citizen and officer accountability. He then addressed several code enforcement issues and the cleanup of certain nuisance properties.

Planning Director Coleman – presented an update on the UGA boundary application to the County. He noted the county denied the additional information submitted and are insisting on a full buildable lands analysis. Coleman noted frustration at the County level who wants to address the application as part of the 2016 modification. Coleman also addressed his request for buildable lands analysis as part of the 2015 budget and reported success on their code enforcement actions for an abandoned house at 1002 Cook Road. .

Public Works Director Freiberger – presented an update on minor finishes to the SR20/Cook Road project specifically noting upcoming tree planting, issues with the former left turn lanes and the need for improved signage. He also updated Council on Fruitdale Road repairs which is more extensive than thought. Some bank repairs to help with drainage problems have been completed but the road remains closed for the winter. Freiberger also reported on the cleanup of the North Reed Street property and noted they are in design for next year’s projects and consultant selection.

Leo Jacobs – noted he is still working on the recycle cans for the downtown area.

Finance Director Nelson – informed Council regarding a conference call with Standard & Poors for a sewer bond rating. She noted they are hopeful for the same or improved rating. She also announced the scheduling of the exit conference with the audit team on Tuesday October 21, 2014 at 10 AM.

Councilmember Kornegay – reported on her attendance at the Festival of Family Farms and announced the marriage of her daughter this past weekend.

Councilmember Kinzer – questioned the schedule for removal of the hanging baskets.

Councilmember Wagoner – noted the Sedro-Woolley Cubs Football is still undefeated. Wagoner gave credit to Leo Jacobs for coming up with a new idea, win, lose, tie he commended the work Jacobs did.

Councilmember Lemley – questioned a barrier for Mrs. Siedel.

Councilmember Sandström – announced the upcoming Candidates Forum to be held October 15, 2014 at 6:00 P.M.

Mayor Anderson – announced the upcoming Boot to Burn event to be held on Saturday, October 25, 2014. Tickets are still available.

EXECUTIVE SESSION

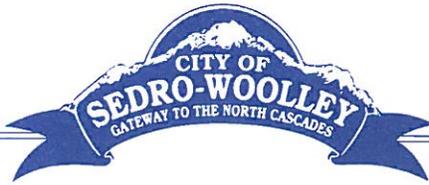
The meeting was adjourned to executive session at 8:20 P.M. for the purpose of personnel under RCW 42.30.110(1)(g) for approximately ten minutes with no action expected.

The meeting reconvened at 8:30 P.M.

Councilmember Galbraith moved to adjourn. Seconded by Councilmember Lemley. Motion carried (7-0).

OCT 22 2014

7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 3C



DATE: October 22, 2014
TO: Mayor Anderson and City Council
FROM: Patsy Nelson, Finance Director
SUBJECT: FINANCE - CLAIMS

Attached you will find the Claim Checks register proposed for payment for the period ending October 22, 2014.

Motion to approve Claim Checks #180203 to #180281 plus EFT's in the amount of \$497,788.93.

Motion to approve Payroll Checks #58324 to #58340 plus EFT's in the amount of \$219,575.80.

If you have any comments, questions or concerns, please contact me for information during the working day at 855-1661. This will allow me to look up the invoices that are stored in our office.

CHECK REGISTER

City Of Sedro-Woolley
MCAG #: 0647

10/09/2014 To: 10/22/2014

Time: 16:03:25 Date: 10/14/2014
Page: 1

Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
7714	10/22/2014	Claims	2		EFT US Bank -- Purchase Cards	3,408.33	
					621 - 389 50 00 000 - Unapplied Cash - Suspense	275.00	
					001 - 514 23 31 000 - Supplies	24.99	
					001 - 514 23 43 000 - Meals/Travel	79.00	
					001 - 517 90 49 001 - Employee Wellness (educ)	139.13	
					001 - 518 20 31 000 - Operating Supplies	39.13	
					001 - 518 20 31 000 - Operating Supplies	-39.13	
					001 - 518 80 35 000 - Small Tools/Minor Equip	27.11	
					001 - 521 20 48 010 - Repair & Maint - Auto	93.75	
					001 - 522 20 31 000 - Operating Supplies	57.95	
					001 - 522 45 43 000 - Travel & Meals	88.39	
					001 - 522 45 43 000 - Travel & Meals	10.00	
					001 - 522 45 49 000 - Training Facilities	138.27	
					001 - 522 45 49 000 - Training Facilities	24.47	
					001 - 523 20 31 000 - Office/Operating Supplies	46.90	
					001 - 558 60 43 000 - Travel	16.57	
					001 - 558 60 43 000 - Travel	9.12	
					001 - 558 60 43 000 - Travel	12.82	
					001 - 558 60 43 000 - Travel	443.68	
					001 - 558 60 43 000 - Travel	17.40	
					105 - 572 20 31 010 - Supplies	74.60	
					105 - 572 20 43 000 - Travel	48.45	
					105 - 572 20 43 000 - Travel	117.13	
					105 - 572 20 49 010 - Tuition/registration	100.00	
					101 - 576 80 35 000 - Small Tools & Minor Equip	126.62	
					101 - 576 80 48 016 - City Hall	1,599.28	
					101 - 576 80 48 021 - Equipment	101.57	
					105 - 594 72 64 001 - Books - Skagit County	65.52	
					105 - 594 72 64 001 - Books - Skagit County	141.03	
					105 - 594 72 64 001 - Books - Skagit County	-1.76	
					001 - 595 10 31 000 - Supplies	55.84	
					001 - 595 10 31 000 - Supplies	25.50	
7715	10/22/2014	Claims	2		EFT WA State Dept Of Revenue	11,413.28	
					001 - 521 20 31 002 - Office/Operating Supplies	17.93	
					001 - 522 20 26 000 - Uniforms	26.26	
					001 - 522 20 31 000 - Operating Supplies	16.45	
					401 - 535 80 31 000 - Office Supplies	30.26	
					401 - 535 80 44 010 - Taxes & Assessments	5,083.93	
					102 - 536 20 44 010 - Taxes And Assessments	392.75	
					412 - 537 80 31 000 - Operating Supplies	35.92	
					412 - 537 80 44 001 - Taxes & Assessments	5,724.90	
					105 - 572 20 44 010 - Taxes & Assessments	9.38	
					101 - 576 80 44 010 - Taxes And Assessments	59.10	
					105 - 594 72 64 000 - Books & Materials	16.40	
7716	10/22/2014	Claims	2	180203	A WorkSAFE Service, Inc.	52.00	
					001 - 521 20 41 001 - Professional Services	52.00	
7717	10/22/2014	Claims	2	180204	AT & T	151.49	
					001 - 512 50 42 020 - Telephone	0.76	
					001 - 514 23 42 020 - Telephone	18.18	
					001 - 515 30 42 001 - Telephone	10.60	
					001 - 518 80 42 020 - Telephone	0.76	
					001 - 521 20 42 020 - Telephone	66.66	
					001 - 522 20 42 020 - Telephone	9.09	
					001 - 524 20 42 020 - Telephone	3.03	
					401 - 535 80 42 020 - Telephone	1.51	
					412 - 537 80 42 020 - Telephone	4.54	
					001 - 558 60 42 020 - Telephone	21.21	
					105 - 572 20 42 020 - Telephone	3.03	
					001 - 595 10 42 020 - Telephone	12.12	

CHECK REGISTER

City Of Sedro-Woolley
MCAG #: 0647

10/09/2014 To: 10/22/2014

Time: 16:03:25 Date: 10/14/2014
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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
7718	10/22/2014	Claims	2	180205	ATV Accessories	317.91	
					412 - 537 80 31 000 - Operating Supplies	96.57	
					001 - 595 10 31 000 - Supplies	221.34	
7719	10/22/2014	Claims	2	180206	All-Phase Electric	51.19	
					103 - 542 30 31 000 - Operating Supplies	51.19	
7720	10/22/2014	Claims	2	180207	Alpine Fire & Safety	289.68	
					001 - 521 20 31 002 - Office/Operating Supplies	289.68	
7721	10/22/2014	Claims	2	180208	Aramark Uniform Services	25.68	
					401 - 535 80 49 000 - Laundry	8.23	
					401 - 535 80 49 000 - Laundry	8.23	
					103 - 542 30 49 000 - Misc-Laundry	4.61	
					103 - 542 30 49 000 - Misc-Laundry	4.61	
7722	10/22/2014	Claims	2	180209	Assoc Petroleum Products	5,673.23	
					001 - 518 20 32 000 - Auto Fuel	218.51	
					001 - 521 20 32 000 - Auto Fuel	1,754.56	
					001 - 522 20 32 000 - Auto Fuel/Diesel	822.60	
					401 - 535 80 32 000 - Auto Fuel/Diesel	121.52	
					103 - 542 30 32 000 - Auto Fuel/Diesel	153.69	
					501 - 548 30 31 000 - Operating Supplies	1,963.81	
					101 - 576 80 32 000 - Auto Fuel/Diesel	638.54	
7723	10/22/2014	Claims	2	180210	Association Of WA Cities	3,079.44	
					001 - 521 20 27 000 - Retired Medical	3,079.44	
7724	10/22/2014	Claims	2	180211	Bioscience Inc	1,725.00	
					401 - 535 50 48 010 - Maintenance Of Lines	1,725.00	
7725	10/22/2014	Claims	2	180212	Brim Tractor Company Inc	1,347.57	
					101 - 576 80 48 021 - Equipment	1,347.57	
7726	10/22/2014	Claims	2	180213	Capital One Commercial	780.66	
					001 - 522 50 48 010 - Repairs/Maint-Dorm	525.06	
					412 - 537 80 31 000 - Operating Supplies	255.60	
7727	10/22/2014	Claims	2	180214	Carl's Towing Inc	193.13	
					001 - 521 20 41 001 - Professional Services	193.13	
7728	10/22/2014	Claims	2	180215	Cascade Natural Gas Corp	449.05	
					001 - 521 20 47 000 - Public Utilities	10.60	
					001 - 522 50 47 000 - Public Utilities	34.31	
					401 - 535 80 47 000 - Public Utilities	43.18	
					412 - 537 80 47 000 - Public Utilities	27.68	
					103 - 542 63 47 000 - Public Utilities	10.60	1
					103 - 542 63 47 000 - Public Utilities	6.88	
					105 - 572 20 47 000 - Public Utilities	0.95	
					101 - 576 80 47 010 - Community Center	31.46	
					101 - 576 80 47 020 - Senior Center	49.49	
					101 - 576 80 47 050 - Hammer Square	15.35	
					101 - 576 80 47 052 - Bingham Caretaker	16.05	
					101 - 576 80 47 052 - Bingham Caretaker	22.93	
					101 - 576 80 47 070 - City Hall	179.57	
7729	10/22/2014	Claims	2	180216	William Chambers	58.95	
					001 - 518 80 42 021 - Internet Services	58.95	
7730	10/22/2014	Claims	2	180217	John Coleman	105.28	
					001 - 558 60 43 000 - Travel	105.28	
7731	10/22/2014	Claims	2	180218	Comcast	140.70	
					001 - 518 80 42 021 - Internet Services	140.70	

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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
7732	10/22/2014	Claims	2	180219	Concrete Nor'west Inc	364.99	
					103 - 542 30 48 000 - Repair/Maint-Streets	364.99	
7733	10/22/2014	Claims	2	180220	Crystal Springs	30.87	
					401 - 535 80 31 010 - Operating Supplies	30.87	
7734	10/22/2014	Claims	2	180221	Data Base Records Destruction LLC	109.08	
					001 - 512 50 31 000 - Supplies	22.39	
					001 - 514 23 31 000 - Supplies	22.39	
					001 - 521 20 31 002 - Office/Operating Supplies	44.78	
					001 - 524 20 31 000 - Off/Oper Supps & Books	6.50	
					001 - 558 60 31 000 - Supplies/Books	6.51	
					001 - 595 10 31 000 - Supplies	6.51	
7735	10/22/2014	Claims	2	180222	Databar	2,479.59	
					425 - 531 50 42 010 - Postage	99.17	
					401 - 535 80 42 015 - Postage	1,611.74	
					412 - 537 80 42 010 - Postage	768.68	
7736	10/22/2014	Claims	2	180223	Dwayne Lane's North Cascade Ford	172.73	
					001 - 521 20 48 010 - Repair & Maint - Auto	172.73	
7737	10/22/2014	Claims	2	180224	E & E Lumber	191.32	
					001 - 521 20 31 002 - Office/Operating Supplies	53.36	
					001 - 521 20 31 002 - Office/Operating Supplies	38.00	
					401 - 535 80 31 010 - Operating Supplies	28.54	
					103 - 542 30 31 000 - Operating Supplies	4.06	
					101 - 576 80 48 009 - Hammer Square	40.79	
					101 - 576 80 48 015 - Library	15.45	
					101 - 576 80 48 016 - City Hall	11.12	
7738	10/22/2014	Claims	2	180225	Eco-3	175.00	
					001 - 595 10 49 010 - Tuition/Registration	175.00	
7739	10/22/2014	Claims	2	180226	Edge Analytical Inc	396.00	
					401 - 535 80 41 000 - Professional Services	47.00	
					401 - 535 80 41 000 - Professional Services	146.00	
					401 - 535 80 41 000 - Professional Services	35.00	
					401 - 535 80 41 000 - Professional Services	168.00	
7740	10/22/2014	Claims	2	180227	Enterprise Office Systems	186.41	
					001 - 512 50 31 000 - Supplies	67.10	
					001 - 521 20 31 002 - Office/Operating Supplies	119.31	
7741	10/22/2014	Claims	2	180228	Debbie Fagot	100.00	
					001 - 589 00 99 999 - ASP Prior Year Outstanding	100.00	
7742	10/22/2014	Claims	2	180229	Fastenal Company	541.72	
					412 - 537 80 31 000 - Operating Supplies	133.77	
					412 - 537 80 35 000 - Small Tools & Minor Equip	407.95	
7743	10/22/2014	Claims	2	180230	Frontier Building Supply	90.41	
					103 - 542 30 35 000 - Small Tools/Minor Equip	90.41	
7744	10/22/2014	Claims	2	180231	Frontier	1,535.66	
					001 - 512 50 42 020 - Telephone	38.52	
					001 - 513 10 42 020 - Telephone	57.78	
					001 - 514 23 42 020 - Telephone	57.78	
					001 - 515 30 42 001 - Telephone	25.68	
					001 - 518 80 42 020 - Telephone	19.26	
					001 - 521 20 42 020 - Telephone	192.16	
					001 - 521 20 42 020 - Telephone	61.81	

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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
			001 - 521 20 42 020		Telephone	53.94	
			001 - 522 20 42 020		Telephone	70.62	
			001 - 524 20 42 020		Telephone	19.26	
			401 - 535 80 42 020		Telephone	51.36	
			401 - 535 80 42 020		Telephone	241.09	
			102 - 536 20 42 020		Telephone	74.99	
			412 - 537 80 42 020		Telephone	25.68	
			412 - 537 80 42 020		Telephone	93.29	
			103 - 542 30 42 020		Telephone	6.42	
			001 - 558 60 42 020		Telephone	19.26	
			105 - 572 20 42 020		Telephone	32.10	
			105 - 572 20 42 020		Telephone	146.87	
			101 - 576 80 42 020		Telephone	12.84	
			101 - 576 80 47 070		City Hall	66.38	
			101 - 576 80 47 070		City Hall	123.63	
			001 - 595 10 42 020		Telephone	44.94	
7745	10/22/2014	Claims	2	180232	Gaylord Bros	554.06	
					105 - 572 20 31 010 - Supplies	554.06	
7746	10/22/2014	Claims	2	180233	Guardian Security	1,185.00	
					001 - 521 20 41 001 - Professional Services	210.00	
					001 - 522 50 49 050 - Fire/Theft Protection	165.00	
					401 - 535 80 31 010 - Operating Supplies	210.00	
					101 - 576 80 31 004 - Operating Sup - Comm Cente	165.00	
					101 - 576 80 31 005 - Operating Sup - Senior Ctr	165.00	
					101 - 576 80 31 006 - Operating Sup - City Hall	270.00	
7747	10/22/2014	Claims	2	180234	Humane Society Of Skagit	330.00	
					001 - 521 20 41 021 - Humane Society	198.00	
					001 - 521 20 41 021 - Humane Society	132.00	
7748	10/22/2014	Claims	2	180235	Ingram Library Services	382.79	
					105 - 594 72 64 000 - Books & Materials	324.42	
					105 - 594 72 64 001 - Books - Skagit County	58.37	
7749	10/22/2014	Claims	2	180236	JNR Paving Inc.	895.13	
					101 - 576 80 48 004 - Community Center	895.13	
7750	10/22/2014	Claims	2	180237	KCDA Purchasing Cooperative	403.13	
					001 - 514 23 31 000 - Supplies	261.05	
					001 - 524 20 31 000 - Off/Oper Supps & Books	46.61	
					001 - 524 20 31 000 - Off/Oper Supps & Books	0.75	
					001 - 558 60 31 000 - Supplies/Books	46.61	
					001 - 558 60 31 000 - Supplies/Books	0.75	
					001 - 595 10 31 000 - Supplies	46.62	
					001 - 595 10 31 000 - Supplies	0.74	
7751	10/22/2014	Claims	2	180238	Teresa Keene	2,500.00	
					001 - 515 30 41 001 - Prosecuting Attorney	2,500.00	
7752	10/22/2014	Claims	2	180239	Lakeside Industries	2,400.32	
					103 - 542 30 48 000 - Repair/Maint-Streets	2,400.32	
7753	10/22/2014	Claims	2	180240	Loggers And Contractors	277.70	
					412 - 537 50 48 010 - Repairs/Maint-Building	277.70	
7754	10/22/2014	Claims	2	180241	William R McCann	3,000.00	
					001 - 515 93 41 000 - Indigent Defender	3,000.00	
7755	10/22/2014	Claims	2	180242	Jack R Moore	681.05	
					001 - 524 20 41 000 - Professional Services	681.05	
7756	10/22/2014	Claims	2	180243	Motor Trucks Inc	68.27	
					412 - 537 50 48 000 - Repairs/maint-equip	68.27	

CHECK REGISTER

City Of Sedro-Woolley
MCAG #: 0647

10/09/2014 To: 10/22/2014

Time: 16:03:25 Date: 10/14/2014
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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
7757	10/22/2014	Claims	2	180244	Patsy Nelson	396.58	
					001 - 514 23 43 000 - Meals/Travel	396.58	
7758	10/22/2014	Claims	2	180245	Neofunds By Newpost	1,200.00	
					001 - 512 50 42 010 - Postage	292.33	
					001 - 514 23 42 010 - Postage	306.36	
					001 - 515 30 42 000 - Postage	47.98	
					001 - 521 20 42 010 - Postage	225.75	
					001 - 522 20 42 010 - Postage	17.45	
					001 - 524 20 42 000 - Postage	12.86	
					425 - 531 50 31 000 - Operating Supplies	7.73	
					401 - 535 80 42 015 - Postage	100.49	
					102 - 536 20 42 010 - Postage	13.29	
					412 - 537 80 42 010 - Postage	46.38	
					001 - 558 60 42 010 - Postage	54.82	
					001 - 595 10 42 000 - Postage	74.56	
7759	10/22/2014	Claims	2	180246	Northend Truck Equipment Inc	2,977.22	
					103 - 542 30 48 010 - Repair/Maintenance-Equip	2,977.22	
7760	10/22/2014	Claims	2	180247	O'Reilly Auto Parts	5.14	
					001 - 521 20 48 010 - Repair & Maint - Auto	5.14	
7761	10/22/2014	Claims	2	180248	Oasys	2,196.91	
					001 - 514 23 45 000 - Operating Rentals/Leases	1,129.38	
					001 - 524 20 31 000 - Off/Oper Supps & Books	355.85	
					001 - 558 60 31 000 - Supplies/Books	355.84	
					001 - 595 10 31 000 - Supplies	355.84	
7762	10/22/2014	Claims	2	180249	Oliver-Hammer Clothes	368.86	
					103 - 542 30 35 010 - Safety Equipment	184.43	
					103 - 542 30 35 010 - Safety Equipment	184.43	
7763	10/22/2014	Claims	2	180250	Overhead Door Company	657.51	
					001 - 522 50 48 030 - Repair/Maint-Station	657.51	
7764	10/22/2014	Claims	2	180251	Pat Rimmer Tire Ctr Inc	4,976.15	
					412 - 537 50 48 000 - Repairs/maint-equip	21.70	
					412 - 537 50 48 000 - Repairs/maint-equip	1,997.74	
					103 - 542 30 48 010 - Repair/Maintenance-Equip	353.55	
					103 - 542 30 48 010 - Repair/Maintenance-Equip	2,292.35	
					103 - 542 30 48 010 - Repair/Maintenance-Equip	78.12	
					103 - 542 30 48 010 - Repair/Maintenance-Equip	183.86	
					101 - 576 80 48 021 - Equipment	48.83	
7765	10/22/2014	Claims	2	180252	Petty Cash-Debra Peterson	54.82	
					105 - 572 20 31 010 - Supplies	28.35	
					105 - 594 72 64 001 - Books - Skagit County	26.47	
7766	10/22/2014	Claims	2	180253	Public Utility Dis No1	1,493.91	
					001 - 521 20 47 000 - Public Utilities	24.19	
					401 - 535 80 47 000 - Public Utilities	217.28	
					102 - 536 20 47 000 - Public Utilities	54.70	
					412 - 537 80 47 000 - Public Utilities	44.02	
					103 - 542 63 47 000 - Public Utilities	47.41	
					105 - 572 20 47 000 - Public Utilities	27.58	
					101 - 576 80 47 000 - Riverfront	241.11	
					101 - 576 80 47 040 - Train	20.80	
					101 - 576 80 47 050 - Hammer Square	91.48	
					101 - 576 80 47 051 - Bingham / Memorial	145.72	
					101 - 576 80 47 053 - Other Utilities	40.63	
					101 - 576 80 47 070 - City Hall	538.99	
7767	10/22/2014	Claims	2	180254	Puget Sound Energy	9,608.00	

CHECK REGISTER

City Of Sedro-Woolley
MCAG #: 0647

10/09/2014 To: 10/22/2014

Time: 16:03:25 Date: 10/14/2014
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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
			103 - 542 63 47 000		Public Utilities	9,608.00	
7768	10/22/2014	Claims	2	180255	Rick's Refrigeration Inc	264.74	
			412 - 537 80 31 000		Operating Supplies	264.74	
7769	10/22/2014	Claims	2	180256	Scientific Supply	44.92	
			401 - 535 80 31 010		Operating Supplies	44.92	
7770	10/22/2014	Claims	2	180257	Sedro-Woolley Auto Parts	184.30	
			103 - 542 30 31 000		Operating Supplies	42.99	
			103 - 542 30 31 000		Operating Supplies	107.32	
			103 - 542 30 48 010		Repair/Maintenance-Equip	33.99	
7771	10/22/2014	Claims	2	180258	Sedro-Woolley Chamber Of	6,638.06	
			108 - 557 30 41 011		Chamber Of Commerce	6,638.06	
7772	10/22/2014	Claims	2	180259	Sjostrom Law Office	1,157.36	
			001 - 515 30 41 000		Professional Services	96.00	
			425 - 531 50 31 000		Operating Supplies	42.46	
			401 - 535 80 49 040		Misc-Filing Fees/Lien Exp	689.88	
			412 - 537 80 49 020		Misc-Filing Fees/Lien Exp	329.02	
7773	10/22/2014	Claims	2	180260	Skagit Co Dist Court	1,050.00	
			001 - 512 50 51 000		Municipal Court Prob.	1,050.00	
7774	10/22/2014	Claims	2	180261	Skagit County Auditor	608.00	
			401 - 535 80 49 040		Misc-Filing Fees/Lien Exp	304.00	
			412 - 537 80 49 020		Misc-Filing Fees/Lien Exp	304.00	
7775	10/22/2014	Claims	2	180262	Skagit Farmers Supply	264.49	
			001 - 521 20 48 010		Repair & Maint - Auto	26.01	
			103 - 542 30 31 010		Operating Supplies-Propane	29.22	
			103 - 542 30 31 010		Operating Supplies-Propane	15.18	
			103 - 542 30 31 010		Operating Supplies-Propane	-1.09	
			101 - 576 80 48 004		Community Center	195.17	
7776	10/22/2014	Claims	2	180263	Skagit Law Group, PLLC	510.00	
			112 - 515 30 41 112		Legal Services	200.00	
			425 - 531 50 31 000		Operating Supplies	4.00	
			401 - 535 80 49 040		Misc-Filing Fees/Lien Exp	65.00	
			412 - 537 80 49 020		Misc-Filing Fees/Lien Exp	31.00	
			109 - 594 21 62 000		Seizure - Real Property	210.00	
7777	10/22/2014	Claims	2	180264	Skagit Publishing	333.13	
			001 - 511 60 31 001		Legal Publications	102.50	
			001 - 558 60 41 011		Advertising Reimbuseable	230.63	
7778	10/22/2014	Claims	2	180265	Skagit Surveyors &	1,887.50	
			001 - 595 10 41 000		Professional Services	1,737.50	
			104 - 595 30 63 030		Const Third St Overlay TIB	150.00	
7779	10/22/2014	Claims	2	180266	Sparkle Shop Laundries	261.11	
			001 - 521 20 26 010		Uniform Cleaning	231.27	
			001 - 521 20 26 010		Uniform Cleaning	29.84	
7780	10/22/2014	Claims	2	180267	Staples Business Advantage	41.84	
			001 - 514 23 31 000		Supplies	73.28	
			001 - 521 20 31 002		Office/Operating Supplies	-31.44	
7781	10/22/2014	Claims	2	180268	Stiles & Stiles	2,864.00	
			001 - 512 50 41 010		Municipal Court Judge	2,864.00	
7782	10/22/2014	Claims	2	180269	Stowes	184.41	
			001 - 521 20 26 000		Uniforms/Accessories	184.41	
7783	10/22/2014	Claims	2	180270	Brian Straathof	1,950.00	

CHECK REGISTER

City Of Sedro-Woolley
MCAG #: 0647

10/09/2014 To: 10/22/2014

Time: 16:03:25 Date: 10/14/2014
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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
			621 - 389 50 00 000		Unapplied Cash - Suspense	-1,950.00	
7784	10/22/2014	Claims	2	180271	Strider Const Co Inc	381,541.41	
			104 - 595 30 63 030		Const Third St Overlay TIB	280,559.60	
			104 - 595 30 63 031		Const Third St Overlay PUD	66,550.91	
			104 - 595 61 63 035		Const Third St Sidewalks TIB	25,024.14	
			104 - 595 61 63 035		Const Third St Sidewalks TIB	9,406.76	
7785	10/22/2014	Claims	2	180272	Taste Of Home	31.98	
			105 - 594 72 64 001		Books - Skagit County	31.98	
7786	10/22/2014	Claims	2	180273	True North Emergency Equip	111.06	
			001 - 522 20 48 000		Repairs/Maint-Equip	111.06	
7787	10/22/2014	Claims	2	180274	True Value	265.54	
			001 - 522 20 31 000		Operating Supplies	14.09	
			001 - 522 20 31 000		Operating Supplies	1.29	
			001 - 522 20 31 000		Operating Supplies	4.33	
			401 - 535 80 31 010		Operating Supplies	3.24	
			101 - 576 80 31 001		Operating Sup - Riverfront	14.07	
			101 - 576 80 31 003		Operating Sup - Parks Shop	8.67	
			101 - 576 80 31 006		Operating Sup - City Hall	194.91	
			101 - 576 80 48 003		Bingham Caretaker	24.94	
7788	10/22/2014	Claims	2	180275	Util Underground Loc Ctr	56.98	
			401 - 535 80 31 010		Operating Supplies	56.98	
7789	10/22/2014	Claims	2	180276	Valley Auto Supply	103.05	
			101 - 576 80 48 021		Equipment	103.05	
7790	10/22/2014	Claims	2	180277	WA St Dept Of Transport	4,573.50	
			104 - 595 30 63 080		Const-SR20 Cook Realign TI	2,286.75	
			104 - 595 61 63 050		Const SR20/Cook Sidewalks '	2,286.75	
7791	10/22/2014	Claims	2	180278	WA State Criminal Justice	150.00	
			001 - 521 40 49 000		Tuition/Registration	150.00	
7792	10/22/2014	Claims	2	180279	Washington Federal	19,793.46	
			104 - 595 30 63 030		Const Third St Overlay TIB	14,766.29	
			104 - 595 30 63 031		Const Third St Overlay PUD	3,215.02	
			104 - 595 61 63 035		Const Third St Sidewalks TIB	1,317.06	
			104 - 595 61 63 035		Const Third St Sidewalks TIB	495.09	
7793	10/22/2014	Claims	2	180280	Washington State Patrol	66.00	
			001 - 521 20 51 000		Intergov Svc-Gun Permits	66.00	
7794	10/22/2014	Claims	2	180281	Wood's Logging Supply Inc	603.19	
			401 - 535 50 48 010		Maintenance Of Lines	3.20	
			401 - 535 50 48 010		Maintenance Of Lines	538.16	
			401 - 535 50 48 010		Maintenance Of Lines	61.83	
			001 Current Expense Fund			29,058.08	
			101 Parks & Facilities Fund			7,621.24	
			102 Cemetery Fund			535.73	
			103 Street Fund			19,234.76	
			104 Arterial Street Fund			406,058.37	
			105 Library Fund			1,804.93	
			108 Stadium Fund			6,638.06	
			109 Special Investigation Fund			210.00	
			112 Code Enforcement Fund			200.00	
			401 Sewer Fund			11,676.44	
			412 Solid Waste Fund			10,959.15	
			425 Stormwater			153.36	
			501 Equipment Replacement Fund			1,963.81	



OCT 22 2014

7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 3d

STATE OF WASHINGTON
DEPARTMENT OF COMMERCE

1011 Plum Street SE • PO Box 42525 • Olympia, Washington 98504-2525 • (360) 725-4000

www.commerce.wa.gov

September 15, 2014

Contracts Administrator
Sedro-Woolley, City of
325 Metcalf Street
Sedro-Woolley, WA 98284

RE: Public Works Trust Fund

Loan Repayment Date Amendment to Loan Agreement/Contract PW-05-691-PRE-105

Dear Sir or Madam,

Enclosed are two copies of the amendment for your Public Works Loan Agreement modifying the annual repayment date from July 1 to June 1. This action is being taken at the direction of the legislature and the Office of Financial Management to better align the billing and budget projections with the state's biennial budget cycle. **Your new repayment date will now be June 1.**

- For 2015, your billing cycle is July 1, 2014 through May 31, 2015 and includes **11 months** of principle and interest.
- For 2016 and thereafter, your billing cycle is from June 1 through May 31 and includes 12 months of principle and interest.

All other instructions regarding your loan repayments are the same and billings will be mailed out thirty days earlier as well to meet this new repayment date.

Please sign and return both copies of the amendment to our office no later than November 14, 2014.

Department of Commerce
Attn: Contracts Administration Unit
P. O. Box 42525
Olympia, WA 98504-2525

If you have any questions, concerns or need additional information, please do not hesitate to call me at (360) 725-3022 or email me at mark.barkley@commerce.wa.gov.

Sincerely,

Mark K. Barkley

Mark K. Barkley
Managing Director
Contracts Administration Unit

SEP 16 2014

AMENDMENT FACE SHEET

Loan Number: PW-05-691-PRE-105
Amendment Number: Y
Washington State Department of Commerce
PUBLIC WORKS BOARD
Loan Contract

1. Contractor Sedro-Woolley, City of 325 Metcalf Street Sedro-Woolley, WA 98284		2. Contractor Doing Business As (optional) N/A	
3. Contractor Representative (only if updated) N/A		4. Public Works Board Representative (only if updated) N/A	
5. Original Contract Amount \$ 706,500.00	6. Amendment Amount N/A	7. New Contract Amount N/A	
8. Amendment Funding Source Federal: <input type="checkbox"/> State: <input checked="" type="checkbox"/> Other: <input type="checkbox"/> N/A: <input type="checkbox"/>		9. Amendment Start Date October 15 th , 2014	10. Contract End Date June 1, 2025
11. Federal Funds (as applicable): N/A		Federal Agency: N/A	CFDA Number: N/A
12. Amendment Purpose: The purpose of this amendment is to formally alter the day and month in which loan payments are due from July 1 to June 1. The Board, defined as the Washington State Public Works Board, and Borrower/Contractor acknowledge and accept the terms of this Agreement/Contract As Amended and attachments and have executed this Contract on the date below to start as of the date shown above. The rights and obligations of both parties to this Agreement/Contract As Amended are governed by this Agreement/Contract Amendment and the following other documents incorporated by reference: Amendment Terms and Conditions including all attachments. A copy of this Agreement/Contract Amendment shall be attached to and made a part of the original Agreement/Contract between the Board and the Borrower/Contractor. Any reference in the original Contract to "Agreement" or "Contract" shall mean the "Agreement As Amended" or "Contract As Amended," respectively.			
FOR THE BORROWER/CONTRACTOR _____ Signature _____ Print Name _____ Title _____ Date		FOR PUBLIC WORKS BOARD _____ Stan Finkelstein, Public Works Board Chair _____ Date APPROVED AS TO FORM ONLY This 15 th Day of July, 2013 _____ Bob Ferguson Attorney General _____ Signature on File Kathryn Wyatt Assistant Attorney General	

AMENDMENT TERMS AND CONDITIONS

Washington State Department of Commerce
PUBLIC WORKS BOARD
Loan Contract

Contractor/Borrower: Sedro-Woolley, City of
Contract Number: PW-05-691-PRE-105
Amendment Number: Y

The Public Works Board (or its successors), a department of the State of Washington, (hereafter referred to as the "Board") and the Contractor, listed on the Face Sheet; agree to amend the above listed contract by revising all clauses contained therein that reference (in whole or in part) the annual Loan Repayment month and Loan End Date month.

The Loan Repayment and Loan End Date months shall be revised to read "June 1" instead of "July 1" as the month and day in which all loan repayments are to be made. The final payment shall be on or before June 1, 2025, of an amount sufficient to bring the loan balance to zero.



STATE OF WASHINGTON
DEPARTMENT OF COMMERCE

1011 Plum Street SE • PO Box 42525 • Olympia, Washington 98504-2525 • (360) 725-4000

www.commerce.wa.gov

September 15, 2014

Contracts Administrator
Sedro-Woolley, City of
325 Metcalf Street
Sedro-Woolley, WA 98284

RE: Public Works Trust Fund

Loan Repayment Date Amendment to Loan Agreement/Contract PW-06-962-038

Dear Sir or Madam,

Enclosed are two copies of the amendment for your Public Works Loan Agreement modifying the annual repayment date from July 1 to June 1. This action is being taken at the direction of the legislature and the Office of Financial Management to better align the billing and budget projections with the state's biennial budget cycle. **Your new repayment date will now be June 1.**

- For 2015, your billing cycle is July 1, 2014 through May 31, 2015 and includes **11** months of principle and interest.
- For 2016 and thereafter, your billing cycle is from June 1 through May 31 and includes 12 months of principle and interest.

All other instructions regarding your loan repayments are the same and billings will be mailed out thirty days earlier as well to meet this new repayment date.

Please sign and return both copies of the amendment to our office no later than November 14, 2014.

Department of Commerce
Attn: Contracts Administration Unit
P. O. Box 42525
Olympia, WA 98504-2525

If you have any questions, concerns or need additional information, please do not hesitate to call me at (360) 725-3022 or email me at mark.barkley@commerce.wa.gov.

Sincerely,

Mark K. Barkley

Mark K. Barkley
Managing Director
Contracts Administration Unit

SEP 16 2014

AMENDMENT FACE SHEET

Loan Number: PW-06-962-038
Amendment Number: Y
Washington State Department of Commerce
PUBLIC WORKS BOARD
Loan Contract

1. Contractor Sedro-Woolley, City of 325 Metcalf Street Sedro-Woolley, WA 98284		2. Contractor Doing Business As (optional) N/A	
3. Contractor Representative (only if updated) N/A		4. Public Works Board Representative (only if updated) N/A	
5. Original Contract Amount \$ 6,650,000.00	6. Amendment Amount N/A	7. New Contract Amount N/A	
8. Amendment Funding Source Federal: <input type="checkbox"/> State: <input checked="" type="checkbox"/> Other: <input type="checkbox"/> N/A: <input type="checkbox"/>		9. Amendment Start Date October 15 th , 2014	10. Contract End Date June 1, 2026
11. Federal Funds (as applicable): N/A		Federal Agency: N/A	CFDA Number: N/A
12. Amendment Purpose: The purpose of this amendment is to formally alter the day and month in which loan payments are due from July 1 to June 1. The Board, defined as the Washington State Public Works Board, and Borrower/Contractor acknowledge and accept the terms of this Agreement/Contract As Amended and attachments and have executed this Contract on the date below to start as of the date shown above. The rights and obligations of both parties to this Agreement/Contract As Amended are governed by this Agreement/Contract Amendment and the following other documents incorporated by reference: Amendment Terms and Conditions including all attachments. A copy of this Agreement/Contract Amendment shall be attached to and made a part of the original Agreement/Contract between the Board and the Borrower/Contractor. Any reference in the original Contract to "Agreement" or "Contract" shall mean the "Agreement As Amended" or "Contract As Amended," respectively.			
FOR THE BORROWER/CONTRACTOR _____ Signature _____ Print Name _____ Title _____ Date		FOR PUBLIC WORKS BOARD _____ Stan Finkelstein, Public Works Board Chair _____ Date APPROVED AS TO FORM ONLY This 15 th Day of July, 2013 _____ Bob Ferguson Attorney General _____ Signature on File Kathryn Wyatt Assistant Attorney General	

AMENDMENT TERMS AND CONDITIONS

Washington State Department of Commerce
PUBLIC WORKS BOARD
Loan Contract

Contractor/Borrower: Sedro-Woolley, City of
Contract Number: PW-06-962-038
Amendment Number: Y

The Public Works Board (or its successors), a department of the State of Washington, (hereafter referred to as the "Board") and the Contractor, listed on the Face Sheet, agree to amend the above listed contract by revising all clauses contained therein that reference (in whole or in part) the annual Loan Repayment month and Loan End Date month.

The Loan Repayment and Loan End Date months shall be revised to read "June 1" instead of "July 1" as the month and day in which all loan repayments are to be made. The final payment shall be on or before June 1, 2026, of an amount sufficient to bring the loan balance to zero.



STATE OF WASHINGTON
DEPARTMENT OF COMMERCE

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www.commerce.wa.gov

September 15, 2014

Contracts Administrator
Sedro-Woolley, City of
325 Metcalf Street
Sedro-Woolley, WA 98284

RE: Public Works Trust Fund

Loan Repayment Date Amendment to Loan Agreement/Contract PC08-951-039

Dear Sir or Madam,

Enclosed are two copies of the amendment for your Public Works Loan Agreement modifying the annual repayment date from July 1 to June 1. This action is being taken at the direction of the legislature and the Office of Financial Management to better align the billing and budget projections with the state's biennial budget cycle. **Your new repayment date will now be June 1.**

- For 2015, your billing cycle is July 1, 2014 through May 31, 2015 and includes **11 months** of principle and interest.
- For 2016 and thereafter, your billing cycle is from June 1 through May 31 and includes 12 months of principle and interest.

All other instructions regarding your loan repayments are the same and billings will be mailed out thirty days earlier as well to meet this new repayment date.

Please sign and return both copies of the amendment to our office no later than November 14, 2014.

Department of Commerce
Attn: Contracts Administration Unit
P. O. Box 42525
Olympia, WA 98504-2525

If you have any questions, concerns or need additional information, please do not hesitate to call me at (360) 725-3022 or email me at mark.barkley@commerce.wa.gov.

Sincerely,

Mark K. Barkley

Mark K. Barkley
Managing Director
Contracts Administration Unit

SEP 16 2014

AMENDMENT FACE SHEET

Loan Number: PC08-951-039
Amendment Number: Y
Washington State Department of Commerce
PUBLIC WORKS BOARD
Loan Contract

1. Contractor Sedro-Woolley, City of 325 Metcalf Street Sedro-Woolley, WA 98284		2. Contractor Doing Business As (optional) N/A	
3. Contractor Representative (only if updated) N/A		4. Public Works Board Representative (only if updated) N/A	
5. Original Contract Amount \$ 3,803,289.11	6. Amendment Amount N/A	7. New Contract Amount N/A	
8. Amendment Funding Source Federal: <input type="checkbox"/> State: <input checked="" type="checkbox"/> Other: <input type="checkbox"/> N/A: <input type="checkbox"/>		9. Amendment Start Date October 15 th , 2014	10. Contract End Date June 1, 2028
11. Federal Funds (as applicable): N/A		Federal Agency: N/A	CFDA Number: N/A
12. Amendment Purpose: The purpose of this amendment is to formally alter the day and month in which loan payments are due from July 1 to June 1. The Board, defined as the Washington State Public Works Board, and Borrower/Contractor acknowledge and accept the terms of this Agreement/Contract As Amended and attachments and have executed this Contract on the date below to start as of the date shown above. The rights and obligations of both parties to this Agreement/Contract As Amended are governed by this Agreement/Contract Amendment and the following other documents incorporated by reference: Amendment Terms and Conditions including all attachments. A copy of this Agreement/Contract Amendment shall be attached to and made a part of the original Agreement/Contract between the Board and the Borrower/Contractor. Any reference in the original Contract to "Agreement" or "Contract" shall mean the "Agreement As Amended" or "Contract As Amended," respectively.			
FOR THE BORROWER/CONTRACTOR _____ Signature _____ Print Name _____ Title _____ Date		FOR PUBLIC WORKS BOARD _____ Stan Finkelstein, Public Works Board Chair _____ Date APPROVED AS TO FORM ONLY This 15 th Day of July, 2013 _____ Bob Ferguson Attorney General _____ Signature on File Kathryn Wyatt Assistant Attorney General	

AMENDMENT TERMS AND CONDITIONS

Washington State Department of Commerce
PUBLIC WORKS BOARD
Loan Contract

Contractor/Borrower: Sedro-Woolley, City of
Contract Number: PC08-951-039
Amendment Number: Y

The Public Works Board (or its successors), a department of the State of Washington, (hereafter referred to as the "Board") and the Contractor, listed on the Face Sheet, agree to amend the above listed contract by revising all clauses contained therein that reference (in whole or in part) the annual Loan Repayment month and Loan End Date month.

The Loan Repayment and Loan End Date months shall be revised to read "June 1" instead of "July 1" as the month and day in which all loan repayments are to be made. The final payment shall be on or before June 1, 2028, of an amount sufficient to bring the loan balance to zero.

OCT 22 2014

**INTERLOCAL AGREEMENT BETWEEN CITY OF SEDRO-WOOLLEY AND
SEDRO-WOOLLEY SCHOOL DISTRICT NO. 101**

7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 3e

This Agreement is entered into between the City of Sedro-Woolley (City) and the Sedro-Woolley School District No. 101 (District) pursuant to the Interlocal Cooperation Act, Chapter 39.34 RCW.

I. PURPOSE

The purpose of this Agreement is to construct a new Babe Ruth sized ball field at Janicki Fields for the benefit of the citizens of the City of Sedro-Woolley and the Sedro-Woolley School District No. 101 as outlined in this agreement. The District and the City are working cooperatively to replace a field that is being displaced from the Metcalf Field location to accommodate a permanent location for Tesarik Field which is being evicted from Washington State DOT right of way. It is the intent of the parties that the newly constructed field will be managed and maintained by the District and made available for use by Babe Ruth Baseball.

II. SERVICES

The City and the District intend to jointly construct the new field at Janicki Fields, in cooperation with community user groups, in the location shown on the map attached hereto as Exhibit A.

III. COMPENSATION

No compensation is contemplated under this agreement, but cost-sharing for the construction of the new ball field will be addressed cooperatively as the project starts with funding anticipated from grant sources, user groups and in-kind labor and materials from the parties. As part of this cost sharing, it is possible that either party may reimburse the other party for costs, if the parties are in agreement. As part of this agreement, the District agrees to provide the following: the location for the new ball field, the use of stockpiled dirt located near the ball field location, installation of water to the dugouts, and the purchase and installation of site drainage. As part of this agreement, the City agrees to provide the following: engineering, in-kind labor and equipment to fill and grade the new ball field site, and other work as agreed upon by the City.

IV. INDENMIFICATION

Each party agrees to be responsible and assume liability for its own wrongful and/or negligent acts or omissions, or those of their officials, officers, agents, or employees to the fullest extent required by law. Each party shall defend, protect and

hold harmless the other party from and against all claims, suits and/or other actions arising from any negligent or intentional act or omission of that party's employees, agents and/or authorized subcontractor(s) while performing under this Agreement. It is further provided that no liability shall attach to either the City or the District by reason of entering into this Agreement except as expressly provided herein.

If such claims are caused by or result from the concurrent negligence of the City, or its agents, employees, and/or officers, and the District, or its agents, employees, and/or officers, then these indemnity provisions shall be valid and enforceable only to the extent of the negligence of the indemnifying party; provided that nothing herein shall require either party to hold harmless or defend the other party or the other party's agents, employees and/or officers from any claims arising from the sole negligence of the other party, or its agents, employees, and/or officers.

V. AMENDMENT

The parties may mutually waive, amend, or modify parts of this Agreement this Agreement. Such amendments, changes, modifications, or waivers shall not be binding unless they are in writing and signed by personnel authorized to bind the parties. Waiver or breach of any term or condition of this Agreement shall not be considered a waiver of any prior or subsequent breach.

VI. CHOICE OF LAW AND VENUE

This Agreement will be governed by the laws of the State of Washington, both as to interpretation and performance. Any actions at law, suit in equity, or other judicial proceeding for the enforcement of this Agreement may be instituted only in a court of competent jurisdiction in the State of Washington, County of Skagit.

VII. SEVERABILITY

In the event any term or condition of this Agreement or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other terms, condition or application of this Agreement which can be given effect without the invalid term, condition, or application. To this end the terms and conditions of this Agreement are declared severable.

VIII. INTEGRATION CLAUSE

This Agreement embodies the whole agreement of the parties. There are no promises, terms, conditions or obligations other than those contained in this Agreement. This Agreement supersedes all previous communications, representations or agreements, either oral or written, between the parties.

INTERLOCAL AGREEMENT BETWEEN THE CITY OF SEDRO-WOOLLEY
AND THE SEDRO-WOOLLEY SCHOOL DISTRICT NO. 101

IX. TERM AND TERMINATION

The term of this agreement shall be from the date hereof, and shall extend until the project is complete. Any party hereto may terminate this Agreement upon at least thirty (30) days advance written notice to the other parties.

X. PROPERTY AND EQUIPMENT

All property, equipment and appurtenances acquired for the construction of the new ball field will become property of the Sedro-Woolley School District at the time of installation on District property. The Sedro-Woolley School District retains its right to manage the property, revise the layout of the property and/or construct a school on the property as it deems appropriate in the sole judgment of the District. In the event the new ball field is displaced in the future, the District agrees to coordinate with the City and community groups on a viable alternate field.

XI. DISPUTES

In the event that a dispute arises under this Agreement, it will be resolved in the following manner:

The parties will each individually appoint one member to a dispute board. The dispute board will evaluate the dispute and make a determination of the dispute. The determination of the dispute board will be final and binding on the parties hereto.

XII. FILING

This Agreement will be filed with the City, the District, and will be posted on the City's website.

XIII. NOTICES

All notices and payments hereunder may be delivered or mailed. If mailed, they shall be sent to the following respective addresses:

To Sedro-Woolley
325 Metcalf Street
Sedro-Woolley, WA 98284
Attn: City Supervisor

To Sedro-Woolley School District
801 Trail Road
Sedro-Woolley, WA 98284
Attn: Superintendent

or to such other respective addresses as either party hereto may hereafter from time to time designate in writing. All notices and payments mailed by regular post (including

INTERLOCAL AGREEMENT BETWEEN THE CITY OF SEDRO-WOOLLEY
AND THE SEDRO-WOOLLEY SCHOOL DISTRICT NO. 101

first class) shall be deemed to have been given on the second business day following the date of mailing, if properly mailed and addressed. Notices and payments sent by certified or registered mail shall be deemed to have been given on the day next following the date of mailing, if properly mailed and addressed. For all types of mail, the postmark affixed by the United States Postal Service shall be conclusive evidence of the date of mailing.

XIV. EFFECTIVE DATE

This Agreement will take effect when executed by the parties.

Dated this ____ day of _____, 2014.

CITY OF SEDRO-WOOLLEY

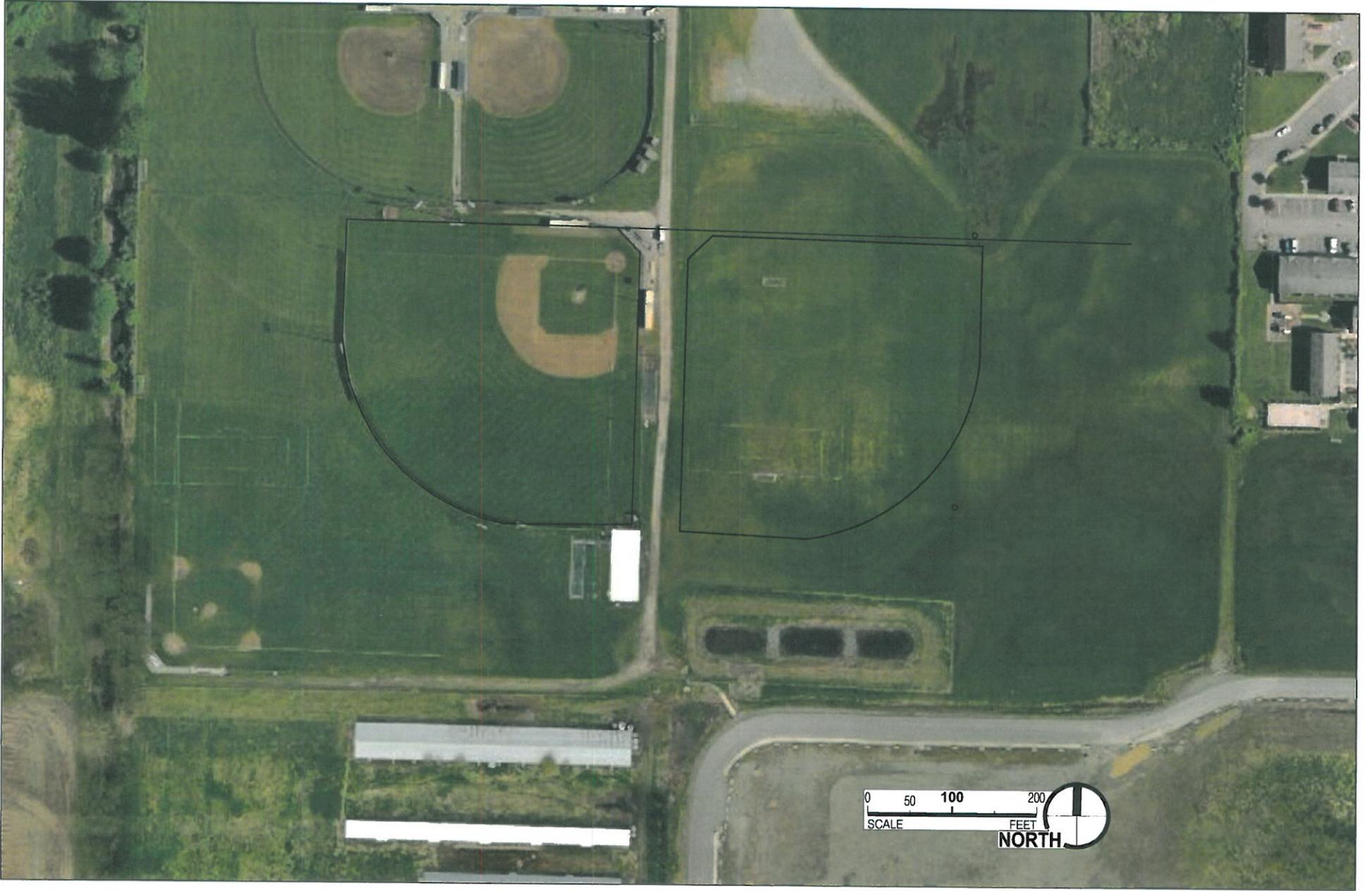
**SEDRO-WOOLLEY SCHOOL
DISTRICT NO. 101**

MAYOR MIKE ANDERSON

PHIL BROCKMAN, SUPERINTENDENT

APPROVED AS TO FORM:

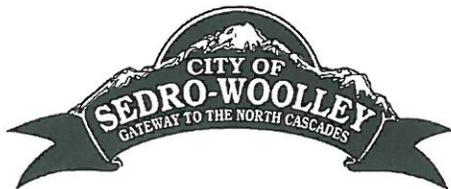
ERON BERG, City Attorney
City of Sedro-Woolley



CITY COUNCIL AGENDA
REGULAR MEETING

OCT 22 2014

7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 3f



City of Sedro-Woolley
Public Works Operations Department
409 Alexander Street
Sedro-Woolley, WA 98284
Phone (360) 855-0151
Fax (360) 855-0707

Nathan R. Salseina
Public Works Operations Supervisor

MEMO TO: City Council and Mayor Anderson
FROM: Nathan R. Salseina *N.R.S.*
RE: **Possible Playground Equipment Purchase
Riverfront Park Improvements**
DATE: October 15, 2014 (for council approval October 22, 2014)

RECOMMENDATION:

The Public Works Department recommends that the council approve a purchase order in the amount of \$25,191.18 to GameTime of Everett, WA for the purchase of replacement playground equipment for Riverfront Park.

BACKGROUND:

The purchase of this equipment will be through the US Communities Government Purchasing Alliance of which the city is a member.

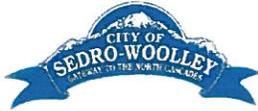
The attached quote includes pricing for a replacement structure that is certified compliant with current mandated standards. This new equipment will be a great addition to the playground at Riverfront Park, and contains a couple of play events that we currently do not have at any of our other parks.

FINANCIAL:

The 2014 Parks Budget includes a Capital expense of \$30,000 for new equipment. The proposed purchase amount is \$25,191.18 which is under the budgeted amount.

MOTION:

Move to authorize the Public Works Director to issue and sign the attached purchase order and quote acceptance in the amount of \$25,191.18 including sales tax and Freight to GameTime of Everett, WA utilizing the US Communities RFP#: 269-2010-183 and Contract/Agreement No. 110179 for our Riverfront Park Replacement Playground Equipment.



PURCHASE ORDER CITY OF SEDRO-WOOLLEY

Purchase Order No. 2014-PO-15

Product Playground Equipment per Game Time Quote No. 59435
US Communities, Master Purchase Agreement/Contract No. 110179

Vendor Name GameTime

Vendor Address 4818 Evergreen Way, #200, Everett, WA 98203

Vendor Contact Gary Max Phone 800-541-0869 Email max@sitelines.com

Ship To City of Sedro-Woolley Public Works Operations, 409 Alexander Street, Sedro-Woolley, WA 98284

Bill To City of Sedro-Woolley, 325 Metcalf Street, Sedro-Woolley, WA 98284

City Contact Nathan Salseina Phone 360-661-6492 Email nsalseina@ci.sedro-woolley.wa.us

City Department Parks Budget (BARS) No. 101.000.076.594.76.63.014

DESCRIPTION OF PRODUCT

Per Attached Quote 59444 from GameTime dated October 15, 2014

COMPENSATION

QUANTITY AND UNIT PRICE – Compensation for the product will be on a Quantity and Unit Price basis, Per KCDA Bid 14-315

not to exceed \$ 25,191.18 includes WSST and Freight without written authorization.

Equipment and Selling Price Summary:

GameTime, US Communities, Playground Equipment, Surfacing, Site Furnishings and Related Products and Services: Per **Attached Quote: 59444**

Extended Price: \$19,683.44
 Freight: \$ 3,534.24
 Sales Tax (8.5%): \$ 1,973.50
Total: \$25,191.18

SCHEDULE The Vendor shall deliver the product and services as described above:
5 -7 Weeks from receipt of

By completed order.

In accordance with the attached schedule.

APPROVED

CITY OF SEDRO-WOOLLEY

By: Mark A. Freiburger, PE, Director of Public Works

Signature _____

Date _____



A PLAYCORE Company

Represented by: SiteLines Park & Playground Products, Inc. Corporate & Billing Office:
 4818 Evergreen Way, #200, Everett WA 98203
 800-541-0869 | 425-355-5655 | fax 425-347-3056

QUOTE #59444

10/15/2014

Riverfront Park - Sedro Woolley, WA - Option 3 (US COMMUNITIES)

Sedro-Woolley Parks & Recreation
 Attn: Nathan R Salseina
 340 Bingham Park Loop
 Sedro-Woolley, WA 98284
 Phone: 360-856-5167
 Fax: 360-855-0707
 nsalseina@ci.sedro-woolley.wa.us

Ship To Zip: 98284

Qty	Part #	Description	List \$	% Disc.	Selling \$	Ext. Selling \$
1	5120	Game Time - Sky Run Zip Line 75' [Accent: _____] [Basic: _____] [Deck:Pvc: _____] [HDPE: _____]	\$11,000.00	16.00	\$9,240.00	\$9,240.00
2	8696	Game Time - Encl Seat 3 1/2"(8696)	\$254.00	6.00	\$238.76	\$477.52
4	8910	Game Time - Belt Seat 3 1/2"Od(8910)	\$203.00	6.00	\$190.82	\$763.28
1	12583	Game Time - Primetime Swing Frame, 3 1/2" Od [Basic: _____]	\$991.00	6.00	\$931.54	\$931.54
2	12584	Game Time - Primetime Swing Add-A-Bay, 3 1/2" Od [Basic: _____]	\$612.00	6.00	\$575.28	\$1,150.56
1	81739	Game Time - 8' Zip Slide w/Gizmo F/S [Accent: _____] [Basic: _____] [Deck:Pvc: _____] [Roto Plastic: _____]	\$6,354.00	16.00	\$5,337.36	\$5,337.36
1	10777	Game Time - Tire Swing F/S, 5" Od [Basic: _____]	\$1,897.00	6.00	\$1,783.18	\$1,783.18

Contract: USC

SubTotal: \$19,683.44
 Tax: \$1,973.50
 Freight: \$3,534.24
Total Amount: \$25,191.18

Gary Max Prepared by Shawna Birkett
Digitally signed by Gary Max Prepared by Shawna Birkett
 DN: cn=Gary Max Prepared by Shawna Birkett
 o=SiteLines, ou=email, shawna@stelines.com, c=US
 Date: 2014.10.15 10:46:67 -0700

SiteLines Park & Playground Products, Inc.

***** PLEASE MAKE YOUR ORDER PAYABLE TO "GAMETIME" *****

Riverfront Park - Sedro Woolley, WA - Option 3 (US COMMUNITIES)

QUOTE
#59444

10/15/2014

----- U.S. COMMUNITIES SPECIAL CONDITIONS -----

U.S. Communities is a nationally-recognized purchasing cooperative that has been authorized by state statute for use by all publicly-funded and non-profit agencies in Alaska, Oregon, and Washington. Pricing shown above is special U.S. Communities contract pricing with all available discounts taken, as set forth by Master Contract #110179 of the U.S. Communities/GameTime purchasing contract. The full contract and original RFP can be viewed at www.uscommunities.org/gametime/. Your purchase order must be made to **GAMETIME** and sent to SiteLines for order processing. Invoicing will come directly from GameTime, and payments will be made to GameTime, P.O. Box 11407, Birmingham AL 35246-1187.

----- GAMETIME GENERAL TERMS & CONDITIONS -----

QUOTATION ACCEPTANCE: This quotation is subject to the policies in the current GameTime Park and Playground catalog and the terms and conditions stated herein. Acceptance of this proposal indicates your agreement to these terms and conditions, regardless of form of your purchase order, unless otherwise agreed to in writing by both parties.

PRICING: We will be pleased to honor this quote for **30 DAYS** after issue date, for fabrication and shipment immediately following your order. (see estimated delivery lead time below). Orders placed after this date or requested for delayed delivery are subject to possible pricing increase.

ORDER PLACEMENT: Requirements for order placement are a signed purchase agreement, and color selections. **Payment with your order is required for non-tax supported organizations.** Please complete the order information and acceptance portions of this quotation or issue a signed purchase order on your agency's letterhead, payable to **GAMETIME** (be sure to reference this quote number and provide all information requested herein) and forward it to SiteLines' corporate office for processing. **Purchases in excess of \$1,000.00 require your written purchase order.** Once ordered, any items cancelled, returned, or refused are subject to a 25% restocking fee; all freight from & to factory is Buyer's responsibility. Partial cancellations and/or modifications may also result in increased per-unit prices on remaining items. Some products are made-to-order and are not subject to cancellation or return. Buyer shall verify all quantities prior to order placement; GameTime and SiteLines bear no responsibility for incorrect quantities being ordered..

EXCLUSIONS: Unless specifically included herein, this quotation excludes the following: building permits, site prep work and landscaping; removal of existing equipment; receiving, offloading, & inventory of equipment; storage of goods prior to installation; transfer of equipment from storage site to installation site; equipment assembly and installation; mounting hardware; safety surfacing; containment borders; drainage provisions. Performance and payment bonds are NOT included on this quote unless otherwise noted; if a bond is required, bonding costs are 2% of the contract amount (after taxes, if applicable) and the bond cost will be added to the final invoice.

FREIGHT CHARGES: Line item prices are **FOB: FACTORY** unless otherwise noted. Freight costs are based on weight, volume, & destination, for combined shipment of all items to a single destination. Split shipments or revised quantities may result in increased freight charges. If the destination zip code differs from the one listed or if one was not supplied at time of quote, the cost of freight may change.

SHIPMENT: Including transit time, the current estimated lead time is **5-7 WEEKS** from receipt of your completed order (slightly longer for Alaska deliveries). Lead times do not begin until all required order information is received and accepted by SiteLines and after credit has been approved by GameTime. All equipment is delivered unassembled unless otherwise noted.

RECEIPT OF GOODS: IMPORTANT: Offloading, inventory, inspection, and storage shall be the responsibility of the Buyer. Freight carrier will call 24 hours in advance to notify you of your delivery date. Upon arrival, truck driver will bring goods to the end of the truck container; offloading to ground is Buyer's responsibility. For large or bulky orders, Buyer may wish to have a forklift and/or additional manpower on hand. For delivery in a truck equipped with a liftgate, call for revised quote prior to submitting order; additional charges will apply. Once offloaded, Buyer shall check the delivered items against the delivery receipt provided by the driver, noting any shortages or damages on the receipt before signing for the delivery. **IMPORTANT! Any shortages or damages not noted on the delivery receipt shall be the Buyer's responsibility.** SiteLines can assist you with your claim against the carrier; please notify SiteLines of any shortages or damages within three business days following delivery.

SAFETY COMPLIANCE: All eligible GameTime equipment and GT-Impax safety surfacing has been designed to meet US CPSC and ASTM safety standards, and has been awarded third-party IPEMA certification for compliance. Validation of compliance can be found at www.IPEMA.org.

WARRANTIES: Manufacturers' standard product warranties apply and cover equipment replacement and freight costs only; labor is not included. SiteLines offers no additional warranties.

TAXES: All orders delivering in Washington are subject to applicable sales tax unless a tax exempt certificate or reseller permit is provided at the time of order placement.

PAYMENT TERMS: Tax-supported Government Agencies: Payment due net 30 days after ship date. All other organizations: Payment required with order by check or credit card (VISA, MC and American Express accepted). Payment terms may be granted to some customers with excellent credit history; completion of GameTime's credit application and approval by GameTime's credit manager is required. 50% deposit will be required for made-to-order custom products and Dynamo products; a 35% deposit will be required for ThemeScapes products. A 1.5% per month finance charge will be imposed on all past due accounts. GameTime products may be invoiced separately from other products & services and shall be payable separately from those services and in advance of project completion. Retainage may not be withheld.

Should you have any questions, please call our office at 800-541-0869 (AK & WA only) or 425-355-5655 or contact your local sales representative. Thank you for choosing SiteLines, and we look forward to the opportunity to serve you.

Riverfront Park - Sedro Woolley, WA - Option 3 (US COMMUNITIES)

QUOTE
#59444

10/15/2014

QUOTE ACCEPTANCE: *Acceptance of this proposal shall be made by an authorized agent of your company and indicates your agreement to the terms and conditions stated herein. Please complete and return all pages to SiteLines' corporate office for order processing.*

ACCEPTANCE OF QUOTATION:

Signature: _____
Printed Name: Mark A. Freiburger, PE
Title: Director of Public Works
Date: _____
P.O. #: 2014-PO-15

Order Information:

Bill To: City of Sedro-Woolley
Address: 325 Metcalf Street
City, State, Zip: Sedro-Woolley, WA 98284
Billing Contact: Nathan Salseina, PW Operations Supervisor
Billing Phone: 360-855-1661
Billing Fax: 360-855-0707
E-Mail: nsalseina@ci.sedro-woolley.wa.us
Federal Tax ID #: 91-6001276

Ship To: City of Sedro-Woolley
Attn: Nathan Salseina, PW Operations Supervisor
Address: 409 Alexander Street
City, State, Zip: Sedro-Woolley, WA 98284
Contact: Nathan Salseina, PW Operations Supervisor
Phone: 360-661-6492
Fax: 360-855-0707
E-Mail: nsalseina@ci.sedro-woolley.wa.us

Project Owner: City of Sedro-Woolley
Company: City of Sedro-Woolley
Attn: Nathan Salseina, PW Operations Supervisor
Address: 325 Metcalf Street
City, State, Zip: Sedro-Woolley, WA 98284

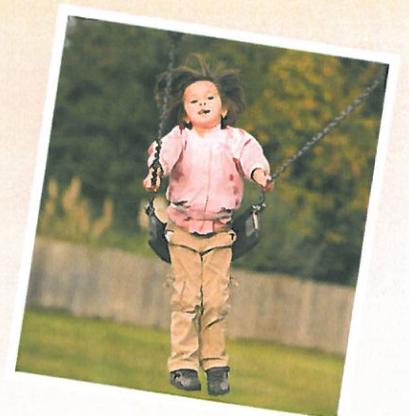
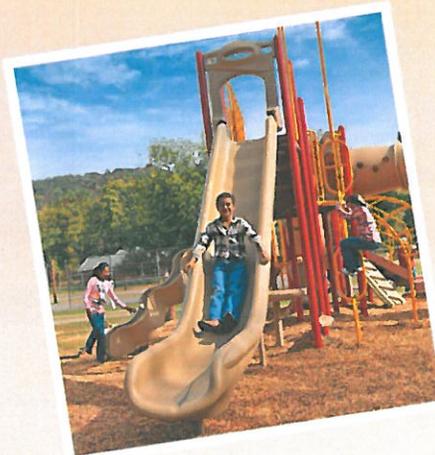
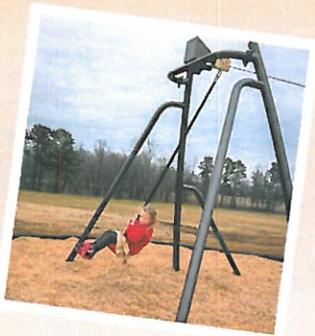
Jobsite Location: Sedro-Woolley
Company: City of Sedro-Woolley
Attn: Nathan Salseina, PW Operations Supervisor
Address: 409 Alexander Street
City, State, Zip: Sedro-Woolley, WA 98284

SEND OWNER'S MANUAL TO (no P.O. boxes): BILLING ADDRESS SHIPPING ADDRESS OWNER

DESIRED EQUIPMENT DELIVERY DATE (subject to current delivery lead times): _____

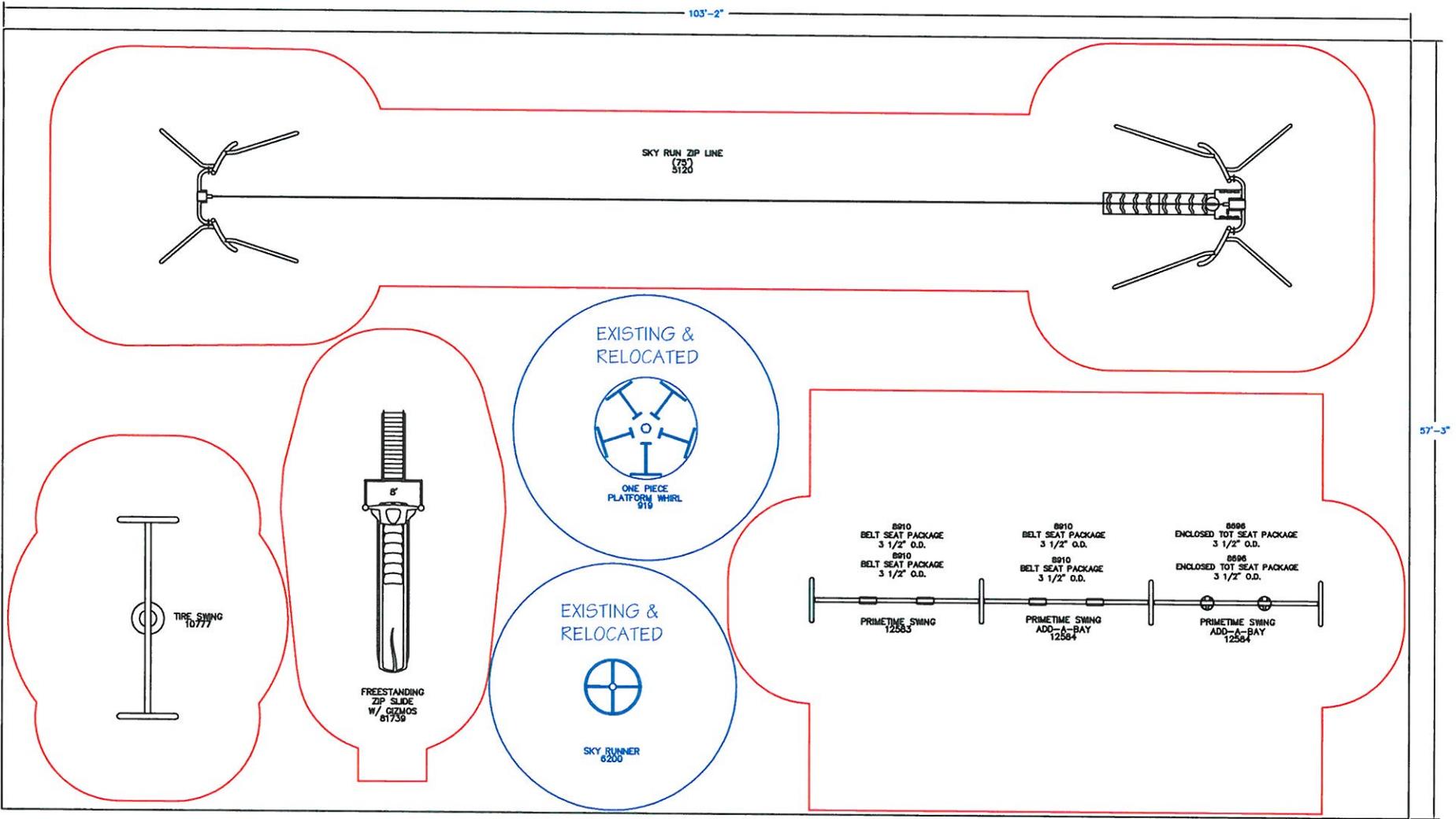


SiteLines Representative: Gary Max, CPSI 1-800-541-0869 www.sitelines.com



RIVERFRONT PARK





Gametime
 A PlayCore Company
 150 PlayCore Drive SE
 Fort Payne, AL 35967
 www.gametime.com



RIVERFRONT PARK - OPTION 3
SEDRO WOOLLEY, WA
PRESENTED BY SITELINES
 Representative
GARY MAX 1-800-541-0869

This Unit includes play events and routes or travel specifically designed for special needs users. It is the opinion of the manufacturer that these play events and routes of travel conform to the accessibility requirements of the ADA (Americans with Disabilities Act)

Total Elevated Play Components
 Total Elevated Play Components Accessible By Ramp
 Total Elevated Components Accessible By Transfer
 Total Accessible Ground Level Components Shown
 Total Different Types Of Ground Level Components

Required
 Required
 Required
 Required

This play equipment is recommended for children ages
 5 - 12

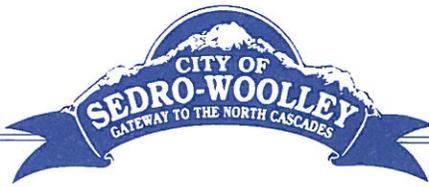
Minimum Area Required:
 Scale: 1" = 5'-0"
 This drawing can be scaled only when in an 18" x 24" format

IMPORTANT: Soft resilient surfacing should be placed in the use zones of all equipment, as specified for each type of equipment, and at depths to meet the critical fall heights as specified by the U.S. consumer Product Safety Commission, ASTM standard F 1487 and Canadian Standard CAN/CSA-Z-614

Drawn By:
SHAWNA BIRKETT
 Date:
OCTOBER 15, 2014
 Drawing Name:
S100814GM-3

OCT 22 2014

7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 4

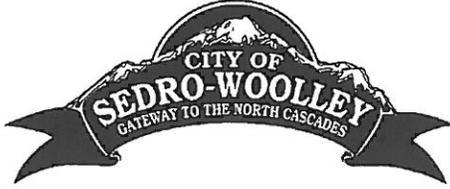


SUBJECT: PUBLIC COMMENT

Name:
Address:
Narrative:

CITY COUNCIL AGENDA
REGULAR MEETING

OCT 22 2014



7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 5

CITY OF SEDRO-WOOLLEY
Sedro-Woolley Municipal Building
325 Metcalf Street
Sedro-Woolley, WA 98284
Phone (360) 855-9922
Fax (360) 855-9923

Eron Berg
City Supervisor/Attorney

MEMO TO: City Council
FROM: Eron Berg
RE: Transportation Benefit District
FOR MEETING ON: October 22, 2014

ISSUE: Should the Council consider the formation of a Transportation Benefit District (TBD) to fund street maintenance and improvement projects within the city?

BACKGROUND: This is a follow up item from the Council's March 5, 2014 meeting. At the council's retreat, participants discussed the lack of stable, dedicated funding for street and sidewalk maintenance and projects. As we are in the middle of our 2015 budget process, it is very clear that the slowdown in the development activity, the reduction of impact fees and the deferral of impact fees, as well as our significant recent successes with state and federally funded transportation projects has resulted in a total depletion of available cash to do additional projects. The city is now in the position where it would be very difficult to find match money for new projects, yet valuable and necessary projects exist as do grant programs through which the city could successfully fund 90% or more of the total cost.

One of the potential options available to cities is a local option car tab tax through the formation of a transportation benefit district (TBD). At the retreat, the council asked for additional information for discussion on this topic and this memo with attachments is intended to provide that detail (same information as was provided on March 5, 2014).

Attached are the following documents:

- AWC fact sheet on TBD's (1 page);
- Listing of current TBD's by year of formation (1 page);
- DOL detail on TBD's including local car tab tax (3 pages);
- City of Covington Ordinance 02-13 forming a TBD (5 pages); and
- City of Federal Way Ordinance 06-532 forming a TBD (5 pages).

Note that since we last discussed this, the City of Anacortes has now joined the list and is moving forward with the \$20.00 per year car tab tax.

A TBD is an independent taxing district that can be formed by the city council for the benefit of city infrastructure and is managed by the city council in a separate role as the governing body of the TBD. TBD funding can come from property taxes, up to .2% sales tax (vehicles not exempt), car tab fees of up to \$100/year with up to \$20/year available without a popular vote, vehicle tolls and transportation impact fees.

The vast majority of TBD's have used the \$20.00 per year vehicle tab tax. In Sedro-Woolley, this would generate \$173,400 in tax revenue dedicated to transportation projects annually (we currently have 8,670 vehicles that would be subject to the car tab tax).

RECOMMENDATION: Move forward with the formation of a TBD and institute a car tab tax of \$10.00 to \$20.00 to fund arterial project and local access street and sidewalk maintenance.



Transportation Benefit Districts (RCW 36.73)

What is a Transportation Benefit District (TBD)?

A TBD is a quasi-municipal corporation and independent taxing district created for the sole purpose of acquiring, constructing, improving, providing, and funding transportation improvements within the district. A TBD is an independent taxing district that can impose specific taxes or fees, either through a vote of the people or through district board action. TBDs are flexible - they allow cities and counties to work independently or cooperatively to address both local and regional transportation challenges.

Who may create a TBD?

The legislative authority of a county or city may create a TBD. The county or city proposing to create a TBD may include other counties, cities, port districts, or transit districts through interlocal agreements.

Who governs the TBD?

The members of the legislative authority (county or city) proposing to establish a TBD serve as the governing body of the TBD. The legislative authority is acting ex officio and independently as the TBD governing body. If a TBD includes additional jurisdictions through interlocal agreements, then the governing body must have at least five members, including at least one elected official from each of the participating jurisdictions.

Why create a TBD if the county or city legislative authority is the governing board?

TBDs have more flexibility to solve specific transportation issues. For example, more than one type of jurisdiction can be part of a TBD and the boundaries can be less than countywide or citywide.

What transportation improvements can be funded by a TBD?

The definition of transportation improvements is fairly broad. This can include maintenance and improvements to city streets, county roads, state highways, public transportation, transportation demand management, and other transportation projects identified in a local, regional or state plan.

What revenue options do TBDs have?

TBDs have several revenue options subject to voter approval:

- Property taxes - a 1-year excess levy or an excess levy for capital purposes;
- Up to 0.2% sales and use tax;
- Up to \$100 annual vehicle fee per vehicle registered in the district; and
- Vehicle tolls.

TBDs have two revenue options that do not require voter approval, but are subject to additional conditions. To impose either fee, the TBD's boundaries must be countywide or citywide, or if applicable, in the unincorporated county. Foregoing a vote is an option. A county or city still has the option of placing either fee to the vote of the people as an advisory vote or an actual requirement of imposition. The two options are:

1. **Annual vehicle fee up to \$20.** This fee is collected at the time of vehicle renewal and cannot be used to fund passenger-only ferry service improvements. (HB 1485 increases this option up to \$40.)
2. **Transportation impact fees on commercial and industrial buildings.** Residential buildings are excluded. In addition, a county or city must provide a credit for a commercial or industrial transportation impact if the respective county or city has already imposed a transportation impact fee.

Jurisdiction	Vehicle License Fee	Sales Tax
Transportation Benefit Districts passed in 2012		
Bainbridge Island	\$20 (passed 01/09/2012)	
Castle Rock		\$0.002 sales tax (passed, election 11/6/2012)
Eatonville	\$20 (effective 03/01/2013)	
Kelso	\$20 (passed 12/04/2012)	
Kenmore - Has not passed funding provision		
Maple Valley	\$20 (passed 12/10/2012)	
Kittitas	\$20 (effective 12/01/2012)	
Lynden		\$0.002 sales tax (passed, election 11/6/2012)
Royal City	\$20 (effective 11/01/2012)	
Stanwood		\$0.002 sales tax (passed, election 2/12/2013)
Tacoma	\$20	
Toppenish	\$20 (effective 12/01/2012)	
Waitsburg		\$0.002 sales tax (passed, election 4/17/2012)
Wapato	\$20 (effective 04/01/2013)	
Yakima - Has not passed funding provision		
Transportation Benefit Districts passed in 2011		
Auburn - Has not passed funding provision		
Ferndale		\$0.002 sales tax (passed, election 2/14/2012)
Grandview	\$20 (02/01/2012)	
Mabton	\$20 (12/01/2011)	
Mountlake Terrace	\$20 (effective 08/01/2012)	
North Bend		\$0.002 sales tax (passed, election 11/8/2011)
Orting	\$20 (effective 02/01/2013 - 01/31/2015)	
Snohomish County		\$0.002 sales tax (passed 8/16/2011)

Jurisdiction	Vehicle License Fee	Sales Tax
Transportation Benefit Districts passed in 2011 (cont)		
Spokane	\$20 (09/01/2011)	
Walla Walla		\$0.002 sales tax (passed, election 2/14/2012)
Wenatchee	\$20 (effective 08/01/2012)	
Zillah	\$20 (effective 7/12/2012)	
Transportation Benefit Districts passed in 2010		
Bellingham		\$0.002 sales tax (4/01/2011)
King County - No funding designated		
Leavenworth		\$0.002 sales tax (04/01/2011)
Lynnwood	\$20 (07/01/2011)	
Seattle	\$20 (05/01/2011)	
Snohomish		\$0.002 sales tax (01/01/2012)
Snoqualmie	\$20 (03/01/2011)	
Transportation Benefit Districts passed in 2009		
Bremerton	\$20 (12/07/2011 passed, effective 07/01/2012)	
Burien	\$10 (02/01/2010)	
Prosser	\$20 (11/01/2009)	
Shoreline	\$20 (02/01/2010)	
University Place - No funding designated		
Transportation Benefit Districts passed in 2008		
Des Moines	\$20 (09/01/2009)	
Edmonds	\$20 (09/01/2009)	
Lake Forest Park	\$20 (09/01/2009)	
Olympia	\$20 (10/01/2009)	
Ridgefield		Sales tax repealed effective 10/01/2012 - \$0.002 sales tax (04/01/2009)
Sequim		\$0.002 sales tax (04/01/2010)
Transportation Benefit Districts passed prior to 2008		
Liberty Lake (2002)		
Point Roberts, Whatcom County (1992)		Special gas tax \$0.01/gallon (1992)

Local transportation benefit district fees

RCW 36.73.020 allows city or county governments to create transportation benefit districts and impose an additional vehicle registration fee to fund local transportation projects.

Transportation benefit districts and fees

If you live in any of the following locations, you must pay an additional transportation benefit district fee when you renew your vehicle tabs:

Transportation Benefit District	Fee	Effective date (Tabs expiring on or after...)	Location code
Bainbridge Island 206.780.8624	\$20	August 1, 2013	18-04
<u>Bremerton</u> 360.473.5920	\$20	July 1, 2012	18-01
Buckley 360.829.1921, ext. 7801	\$20	February 1, 2014	27-02
Burien No. 1 206.241.4647	\$10	February 1, 2011	17-34
Carbonado 360.829.0125	\$20	November 1, 2013	27-03
<u>Des Moines</u> 206.870.7586	\$20	September 1, 2009	17-09
DuPont 253.964.8121	\$20	September 1, 2013	27-04
<u>Edgewood</u> 253.952.3299	\$20	July 1, 2014	27-20
East Wenatchee 509.884.9515	\$20	August 1, 2013	09-02
Eatonville 360.832.3361	\$20	March 1, 2013	27-05
Electric City 509.633.1510	\$20	May 1, 2013	13-02
Edmonds 425.771.0260	\$20	September 1, 2009	31-04
Grandview 509.882.9200	\$20	February 1, 2012	39-01
Kalama 360.673.4561	\$20	October 1, 2013	08-02
<u>Kelso</u> 360.423.0900	\$20	July 1, 2013	08-03
<u>Kenmore</u> 425.398.8900	\$20	June 1, 2013	17-38
Kittitas 509.968.0220	\$20	December 1, 2012	19-03
<u>Lake Forest Park</u> 206.368.5440	\$20	September 1, 2009	17-17
<u>Lynnwood</u> 425.670.5020	\$20	July 1, 2011	31-10
Mabton 509.894.4096	\$20	December 1, 2011	39-04
<u>Maple Valley</u> 425.413.8800	\$20	July 1, 2013	17-20
<u>Mountlake Terrace</u> 425.744.6272	\$20	August 1, 2012	31-13
<u>Olympia</u> 360.570.3727	\$20	October 1, 2009	34-03

Orting 360.892.2219, ext. 133	\$20	February 1, 2013– January 31, 2015 (Fee applies to all renewals with these registration dates, including renewals paid after Feb. 1, 2015.)	27-10
Prosser 509.786.2332	\$20	November 1, 2009	03-03
Royal City 509.346.2263	\$20	November 1, 2012	13-11
Seattle 206.233.5005	\$20	May 1, 2011	17-26
Shoreline 206.801.2302	\$20	February 1, 2010	17-37
Snoqualmie 425.888.1555, ext. 1135	\$20	March 1, 2011	17-28
Soap Lake 509.246.1211	\$20	November 1, 2013	13-12
Spokane 509.625.6252	\$20	September 1, 2011	32-10
Tacoma 253.591.5511	\$20	June 1, 2013	27-17
Toppenish 509.865.4500	\$20	December 1, 2012	39-10
Wapato 509.877.2334	\$20	April 1, 2013	39-12
Wenatchee 509.888.3600	\$20	August 1, 2012	04-05
Zillah 509.829.5151	\$20	July 1, 2012	39-14

Vehicles subject to fees

- Passenger vehicles
- Trucks that weigh 6,000 pounds or less
- Motorcycles
- Commercial passenger vehicles and trucks that weigh 6,000 pounds or less
- Combination trucks that weigh 6,000 pounds or less
- Tow trucks
- House moving dollies
- Trucks used exclusively for hauling logs that weigh 6,000 pounds or less
- Taxicabs
- For-hire or stage vehicles with 6 seats or less
- For-hire or stage vehicles with 7 or more seats that weigh 6,000 pounds or less
- Private use trailers over 2,000 pounds
- Motorcycle trailers
- Travel trailers
- Fixed load vehicles that weigh 6,000 pounds or less
- Mobile homes licensed as vehicles

Exempt vehicles

- All farm vehicles
- Campers
- Off-road vehicles
- Snowmobiles
- Mopeds
- Personal use trailers with a single axle and less than 2,000 pounds scale weight
- Commercial trailers
- Combination trailers
- Trailers used exclusively for hauling logs
- Horseless carriage, collector, or restored-plate vehicles
- Converter gear
- Government vehicles
- Private school vehicles
- Vehicles properly registered to disabled American veterans

How a transportation benefit district works

Once a local transportation benefit district is set up, the district's board of directors may vote to charge a local vehicle licensing fee due when a vehicle owner buys new tabs.

- The transportation benefit district board has the authority to impose a fee of up to \$20 per vehicle without voter approval.
- A transportation benefit district may impose a vehicle renewal fee of up to \$100 per vehicle or seek other sources of funding if approved by voters.

Related laws

- [RCW 36.73: Transportation benefit districts](#)
- [RCW 82.80.140: Vehicle fee — Transportation benefit district — Exemptions](#)

ORDINANCE NO. 02-13

AN ORDINANCE OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, ESTABLISHING A TRANSPORTATION BENEFIT DISTRICT; SPECIFYING THE BOUNDARIES FOR THE TRANSPORTATION BENEFIT DISTRICT; SPECIFYING THE TRANSPORTATION IMPROVEMENTS TO BE FUNDED BY THE TRANSPORTATION BENEFIT DISTRICT; AND CREATING A NEW CHAPTER 12.125 OF THE COVINGTON MUNICIPAL CODE ENTITLED "TRANSPORTATION BENEFIT DISTRICT."

WHEREAS, the City of Covington ("City") has the responsibility, to the extent of its resources, for the improvement, maintenance, and protection of public ways within the corporate limits of the City pursuant to RCW 35A.11.020 and Chapter 35A.47 RCW; and

WHEREAS, the Washington State Transportation Plan 2007-2026 notes that adequate maintenance, preservation, and expansion of the local roads are an important element of the transportation system and that new local option taxes should be put to this purpose; and

WHEREAS, the investment principles from the Puget Sound Regional Council "Destination 2030 Metropolitan Transportation Plan for the Central Puget Sound Region" states that the first priority should be to maintain, preserve, make safe, and optimize existing transportation infrastructure and services; and

WHEREAS, due to initiatives that have stripped away revenues, as well as rising annual costs, the City has limited transportation funding to maintain, operate, replace, and improve the transportation system; and

WHEREAS, Chapter 36.73 RCW provides for the establishment of transportation benefit districts and for the levying of additional revenue sources for transportation improvements within the district that are consistent with existing state, regional, and local transportation plans and necessitated by existing or reasonably foreseeable congestion levels; and

WHEREAS, RCW 35.21.225 authorizes the city council to establish a Transportation Benefit District subject to the provisions of Chapter 36.73 RCW; and

WHEREAS, the City desires to form a Transportation Benefit District that includes the entire City of Covington as the boundaries currently exist or are hereafter expanded due to annexation; and

WHEREAS, transportation improvements include transportation related maintenance and improvements to city streets and state highways, high capacity transportation, public transportation, transportation demand management, parking facilities, and other transportation projects designed to reduce congestion on facilities of regional or statewide significance; and

WHEREAS, in its final recommendations report, the City's Budget Priorities Advisory Committee recommends moving forward with the creation of a Transportation Benefit District; and

WHEREAS, the City, after giving proper notice, conducted a public hearing on April 9, 2013, and took public comment regarding the proposed establishment of a Transportation Benefit District in accordance with RCW 36.73.050.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COVINGTON, WASHINGTON, DOES HEREBY ORDAIN as follows:

Section 1. Purpose. The purpose of this ordinance is to establish a Transportation Benefit District pursuant to RCW 35.21.255 and 36.73 RCW.

Section 2. Findings. The City Council finds that all the "whereas" recitals above in this ordinance are true and it is in the public interest to form a Transportation Benefit District to provide adequate levels of funding for transportation improvements that are consistent with

existing state, regional, and local transportation plans and are necessitated by existing or reasonably foreseeable congestion levels, as provided in Chapter 36.73 RCW.

The city council further finds that it is in the public interest to provide for transportation improvements that, without limitation, improve modal connectivity and reduce congestion on State Highway 516 and throughout the City and that protect the City's long-term investments in its infrastructure, reduce the risk of transportation facility failure, improve safety, continue optimal performance of the infrastructure over time, and avoid more expensive infrastructure replacements in the future.

The city council further finds that the City's six-year Transportation Improvement Plan shall be annually updated to identify projects that constitute transportation improvements that may be funded by the Transportation Benefit District as funding becomes available.

Section 3. Creating New City Code Chapter Providing for Formation of a Transportation Benefit District. A new chapter, Chapter 12.125 of the Covington Municipal Code entitled "Transportation Benefit District," is hereby created to read as follows:

**Chapter 12.125
Transportation Benefit District**

- 12.125.010 Establishing Transportation Benefit District.**
- 12.125.020 Governing Board.**
- 12.125.030 Powers.**
- 12.125.040 Transportation Improvements Funded.**
- 12.125.050 Dissolution.**
- 12.125.060 Liberal Construction.**

12.125.010 Establishing Transportation Benefit District. There is created a transportation benefit district to be known as the Covington Transportation Benefit District (the "TBD") with geographical boundaries comprised of the corporate limits of the city as they currently exist or as they may exist following future annexations.

12.125.020 Governing Board.

- (a) The governing board of the TBD (the "TBD Board") shall be the Covington City Council acting in an *ex officio* and independent capacity, which shall have the authority to exercise the statutory powers set forth in Chapter 36.73 RCW.
- (b) The Mayor shall serve as the chair of the TBD Board and shall preside over all meetings of the TBD Board.
- (c) The City Finance Director shall serve as the Treasurer of the TBD Board.
- (d) The City Manager shall serve as the Chief Executive Officer of the TBD Board.
- (e) The Covington City Attorney will serve as legal advisor to the TBD Board, except where separate counsel is engaged by the TBD or the City Attorney has a conflict of interest.
- (f) The City Clerk shall serve as the Clerk of the TBD Board.
- (g) The TBD Board shall develop a material change policy to address major plan changes that affect project delivery or the ability to finance the plan, pursuant to the requirements set forth in RCW 36.73.160(1).
- (h) The TBD Board shall issue an annual report, pursuant to the requirements of RCW 36.73.160(2).
- (i) Meetings of the TBD Board shall be governed by the procedural rules applicable to meetings of the Covington City Council, as the same may be amended from time to time. Meetings of the TBD Board shall, whenever possible, take place on the same dates scheduled for city council meetings.

12.125.030 Powers. The TBD and the TBD Board shall have and may exercise any powers provided by law to fulfill the purpose of the TBD.

12.125.040 Transportation Improvements Funded. The funds generated by the TBD may be used for any purpose allowed by law including to operate the TBD and to make transportation improvements that are consistent with existing state, regional, and local transportation plans and necessitated by existing or reasonably foreseeable congestion levels pursuant to Chapter 36.73 RCW, as the same may be amended from time to time. The transportation improvements funded by the TBD shall be made in an effort to protect the City's long-term investments in its infrastructure, to reduce the risk of transportation facility failure, to improve safety, to continue optimal performance of the infrastructure over time, to avoid more expensive infrastructure replacements in the future, and to improve modal connectivity within

the City of Covington. Additional transportation improvement project of the TBD may be funded only after compliance with the provisions of Chapter 36.73 RCW.

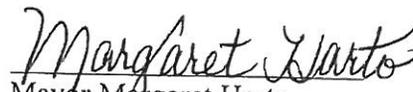
12.125.050 Dissolution. The TBD shall be automatically dissolved, pursuant to the procedures set forth in Chapter 36.73 RCW, when all indebtedness of the TBD has been retired and when the entire TBD's anticipated responsibilities have been satisfied.

12.125.060 Liberal Construction. As authorized pursuant to Chapter 36.73 RCW, this chapter shall be liberally construed to permit the accomplishment of its purposes.

Section 4. Severability. If any one or more sections, subsections, or sentences of this ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.

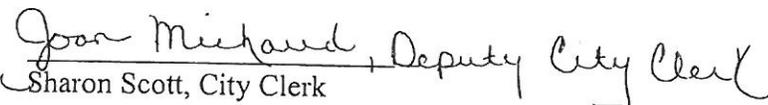
Section 5. Effective Date of Ordinance. This ordinance shall take effect and be in force five (5) days from and after its passage, approval, and publication as required by law.

Adopted by the City Council of the City of Covington on this 9th day of April, 2013.

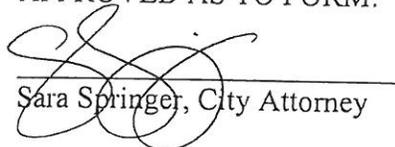

Mayor Margaret Harto

PUBLISHED: April 12, 2013
EFFECTIVE: April 17, 2013

ATTESTED:


for Sharon Scott, City Clerk

APPROVED AS TO FORM:


Sara Springer, City Attorney

ORDINANCE NO. 06-532

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FEDERAL WAY, WASHINGTON, PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY AT A GENERAL ELECTION TO BE HELD ON NOVEMBER 7, 2006 FOR A PROPOSITION AUTHORIZING THE CITY TO LEVY A UTILITY TAX FOR THE PURPOSE OF PROVIDING ENHANCED POLICE AND COMMUNITY SAFETY.

WHEREAS, there is substantial desire in the community to see increased police presence; quicker police responses; expedited code enforcement actions; and improved security to keep our parks free of vandals and graffiti; and

WHEREAS, an enhanced level of police service is essential in keeping the City of Federal Way (the "City") a safe and livable community; and

WHEREAS, police services and community safety is a prerequisite to a vibrant economy; and

WHEREAS, the City Council finds it is in the best interest of the residents and businesses of the City to enhance police and community safety services by adding eighteen police officers (8 patrol officers, 2 patrol lieutenants, 4 traffic officers, 4 detectives); 1 Police records clerk; 0.5 Judge (for a total of 2 full time judges), 1.5 prosecutors, 1 court clerk, jail and public defender resources necessary to support those additional police officers; 1 code compliance officer and 0.5 attorney for code enforcement; one park maintenance worker and contracted security services; and necessary operating supplies, equipment, vehicles, internal support staff; for a total estimated cost of \$2.46 million; and

WHEREAS, RCW 35.21.870 permits cities to levy a tax on the privilege of conducting utility businesses such as electrical energy, natural gas, or telephone business; and

WHEREAS, the City's current levy of 6% utility taxes are necessary to meet debt service obligations for past capital investment projects, for the continued improvement to our transportation systems, for the annual street overlay program, and for the continuation of existing city services; and

WHEREAS, State law authorizes an additional utility tax increase of up to 6%, when approved by the qualified electors; and

WHEREAS, the City Council deems it necessary to submit to the qualified electors a proposed increase of 1.75% to generate the amount necessary to finance the police and community safety improvements described herein.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FEDERAL WAY, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Police and Community Safety Funding. The City Council hereby finds that it is in the best interests of the residents and businesses of the City to enhance police and community safety.

Section 2. Election. A proposition authorizing the City to levy an increase of 1.75% in tax on utility businesses, for a total of 7.75%, to provide enhanced police and community safety services shall be submitted to the qualified electors of the City at the a general election to be held November 7, 2006. The King County Department of Elections is hereby requested to assume jurisdiction of and to call and conduct such election and to submit to the qualified electors of the City the proposition set forth in Exhibit A. The City Attorney is authorized to modify the proposition as directed by King County Elections. The City Clerk is hereby directed, not less then 45 days prior to

November 7, 2006, to certify the proposition set forth in Exhibit A and forward the proposition to the King County Department of Elections.

Section 3. Severability. The provisions of this ordinance are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the ordinance, or the validity of its application to other persons or circumstances.

Section 4. Ratification. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and affirmed.

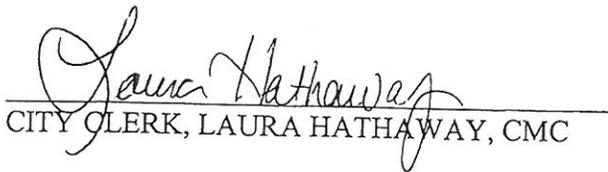
Section 5. Effective Date. This ordinance shall be effective five days after its passage, approval and publication as provided by law.

PASSED by the City Council of the City of Federal Way this 19th day of September, 2006.

CITY OF FEDERAL WAY


MAYOR, MICHAEL PARK

ATTEST:


CITY CLERK, LAURA HATHAWAY, CMC

APPROVED AS TO FORM:

Patricia A. Richardson
CITY ATTORNEY, PATRICIA A. RICHARDSON

FILED WITH THE CITY CLERK:	<u>8/31/06</u>
PASSED BY THE CITY COUNCIL:	<u>9/19/06</u>
PUBLISHED:	<u>9/23/06</u>
EFFECTIVE DATE:	<u>9/28/06</u>
ORDINANCE NO.:	<u>06-532</u>

EXHIBIT A

City of Federal Way

Additional Utility Tax Levy to Enhance Police and Community Safety

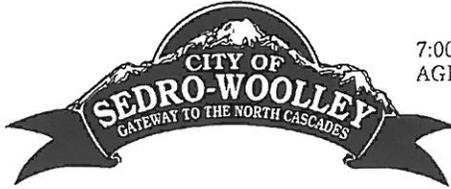
The Federal Way City Council passed Ordinance No. 06-532 to ask the voters to enhance police and community safety services with an additional utility tax levy. This proposition would fund 18 additional police officers. It will also add court and supporting staff to handle the increased workload generated from these officers, including a 0.5 Judge position; add 1 code enforcement officer and 1 park maintenance worker, and fund security resources to assist police in resolving code violations and identifying and preventing crimes in parks and on city facilities. Shall the City levy an additional 1.75% utility tax pursuant to RCW 35.21.870?

YES _____

NO _____

CITY COUNCIL AGENDA
REGULAR MEETING

OCT 22 2014



7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 6

CITY OF SEDRO-WOOLLEY
Sedro-Woolley Municipal Building
325 Metcalf Street
Sedro-Woolley, WA 98284
Phone (360) 855-9922
Fax (360) 855-9923

Eron M. Berg
City Supervisor/City Attorney

MEMO TO: City Council
FROM: Eron Berg
RE: Utility Rate Ordinances
DATE: October 22, 2014

ISSUE: Should the Council adopt the draft ordinances increasing sewer, storm drainage and solid waste utility rates by the amount of the Consumer Price Index?

BACKGROUND: The proposed balanced budget will include revenue assumptions that the utilities' rates be increased by the amount of the Consumer Price Index increase from June 2013 to June 2014 which is 1.99%. This increase is consistent with the council's request that rates move up gradually and regularly, in line with a measure of inflation, rather than in large jumps.

These ordinances are scheduled for public hearing at your November 12, 2014 meeting.

RECOMMENDATION: *First Reading:* Provide direction to staff if any changes are requested to any of these ordinances.

AN ORDINANCE INCREASING THE FEES AND CHARGES FOR USE OF THE CITY OF SEDRO-WOOLLEY SANITARY SEWER SYSTEM BY THE CONSUMER PRICE INDEX

WHEREAS, the City Council of the City of Sedro-Woolley updated its Sanitary Sewer Capital Facilities Plan in 2008, and

WHEREAS, the work identified by the City will cost about \$15,133,000.00; most of which has already been spent to increase capacity and eliminate a long-standing moratorium, and

WHEREAS, the City used P WTF monies to the extent possible, to achieve a lower cost of funds, and

WHEREAS, the City hired consultants who made recommendations concerning the allocation of the cost of construction between connection fees and charges and monthly user fees, and

WHEREAS, the number of connection fees has been substantially less than planned for in the allocation; and

WHEREAS, the cost of doing business continues to increase and one measure of that increase is the Consumer Price Index for Seattle-Bremerton-Tacoma which increased 1.99% from June of 2013 to June of 2014; and

WHEREAS, the City Council desires to balance the financial stability and fiscal sustainability of its utilities with the services needed by the community; and

WHEREAS, the City Council finds that it is in the interests of the public health, safety and welfare to adopt the fee schedules set forth below, now therefore,

THE CITY COUNCIL OF THE CITY OF SEDRO-WOOLLEY DO HEREBY ORDAIN AS FOLLOWS:

Section 1: SWMC Section 13.30.010 is hereby amended to read as follows:

13.30.010 Effective date.

Commencing on January 1, 2015, the sewer service charges specified in this chapter shall take effect. For buildings which have a public sewer available after that date, a sewer service charge shall commence thirty days after such public sewer has been available and notice of such availability is given.

Section 2: SWMC Section 13.30.020 is hereby amended to read as follows:

13.30.020 Residential rates.

Unless exempt from connection to the sewer, there shall be charged to each single residential dwelling unit (including mobile or manufactured homes on individual lots or in a

mobile home park), and to each unit of a residential duplex (two units) or triplex (three units) dwelling, to which sewer service is available a basic monthly sewer service charge as follows:

January 1, 2015 and thereafter: ~~\$55.45~~ \$56.55

The City Council shall review and adjust these rates annually or as needed.

Section 3: SWMC Section 13.30.040 E is hereby amended to read as follows:

13.30.040 Nonresidential schedule and other provisions.

E. The volume rate shall be as follows:

January 1, 2015 and thereafter ~~\$5.21~~ \$5.31
per 100
cubic feet

Section 4. The effective date of this ordinance shall be January 1, 2015, more than 5 days after passage and publication.

Passed and approved this ____ day of November, 2014.

Mayor

Attest:

Finance Director

Approved as to form:

City Attorney

Filed with the City Clerk: October 14, 2014
Public Hearing: November 12, 2014
First Reading: October 22, 2014
Second Reading: November 12, 2014
Passed by the City Council:
Date of Publication:
Effective Date:

ORDINANCE NO. _____ -14

AN ORDINANCE AMENDING THE FEES AND CHARGES FOR USE OF THE CITY OF
SEDRO-WOOLLEY STORM AND SURFACE WATER UTILITY SYSTEM BY THE
AMOUNT OF THE CONSUMER PRICE INDEX

WHEREAS, the City has established a Stormwater Utility; and

WHEREAS, the purpose of this utility is to collect funds to regulate and operate a system of collection and treatment of storm and surface water; and

WHEREAS, it is recognized that storm and flood control measures benefit all citizens of Sedro-Woolley; and

WHEREAS, the cost of doing business continues to increase and one measure of that increase is the Consumer Price Index for Seattle-Bremerton-Tacoma which increased 1.99% from June of 2013 to June of 2014; and

WHEREAS, the City Council desires to balance the financial stability and fiscal sustainability of its utilities with the services needed by the community; and

WHEREAS, the City Council finds that it is in the interests of the public health, safety and welfare to adopt the fee schedules set forth below, now therefore,

**NOW THEREFORE, THE CITY COUNCIL DOES HEREBY ORDAIN AS
FOLLOWS:**

SECTION 1. SWMC 2.46.080 is amended to read as follows:

It is the intention of the city to impose a baseline standard residential storm drainage fee equaling five dollars ~~forty seven~~ fifty eight cents (\$5.58) per month. This equivalent residential unit (ERU) fee is based on the assumption that the average single-family lot equals approximately ten thousand square feet.

The fees for other customer classifications shall use this ten thousand square-foot ERU baseline as the basis for the calculation of the fee.

SECTION 2. SWMC 2.46.090 is amended to read as follows:

The following ERU-derived fees shall apply. The derived ERU-based fees shall be billed in whole units and are billed to the next higher unit (for example, if a parcel has a forty-three thousand five hundred square-foot area, the parcel's owner would be billed for five ERUs; if a parcel has two thousand square-foot area, the parcel's owner would be billed for one ERU) and in no case shall the ERU-based fee be less than five dollars ~~forty seven~~ fifty eight cents (\$5.58).

Class 1 customers includes all single-family residential units and all multifamily and condominium units with one unit. Class 1 fee: five dollars ~~forty seven~~ fifty eight cents (\$5.58) per month per unit.

Class 2 customers includes all multifamily units and condominium with two or more units. Class 2 fee: fifty percent of the Class 1 fees on a per-unit basis.

Class 3 customers includes all commercial and industrial customers. Class 3 fee: five dollars ~~forty seven~~ fifty eight cents (\$5.58) per month for every ten thousand square feet of land area or ~~ten~~ eleven dollars and ~~ninety three~~ fourteen cents (\$11.14) per month for every ten thousand square feet of impervious surface.

Class 4 customers includes all public-use customers (schools, hospitals, churches, government buildings, etc.). Class 4 fee: five dollars ~~forty seven~~ fifty eight cents (\$5.58) per month for every ten thousand square feet of land area or ten eleven dollars and ~~ninety three~~ fourteen cents (\$11.14) per month for every ten thousand square feet of impervious surface.

Class 5 customers includes all mixed-use structures. Class 5 fee: five dollars ~~forty seven~~ fifty eight cents (\$5.58) per month per commercial unit for every ten thousand square feet of land area and five dollars ~~forty seven~~ fifty eight cents (\$5.58) per month for every residential unit. However, should there be more than three residential units, the fee shall be fifty percent of the Class 1 fees on a per-unit basis.

SECTION 4. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional, the invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, clause or phrase of this ordinance.

SECTION 5. This ordinance shall be effective January 1, 2015, which is more than five (5) days after passage and publication as provided by law.

PASSED by majority vote of the members of the Sedro-Woolley City Council this _____ day of _____, 2014, and signed in authentication of its passage this _____ day of _____, 2014.

Mike Anderson, Mayor

Attest:

Patsy Nelson, Finance Director

Approved as to form:

Eron Berg, City Attorney

Filed with the City Clerk:	October 14, 2014
Public Hearing:	November 12, 2014
First Reading:	October 22, 2014
Second Reading:	November 12, 2013
Passed by the City Council:	
Date of Publication:	
Effective Date:	

AN ORDINANCE AMENDING SECTION 8.04.075 OF THE SEDRO-WOOLLEY MUNICIPAL CODE TO INCREASE SOLID WASTE UTILITY RATES AND CHARGES BY THE CONSUMER PRICE INDEX

WHEREAS, the cost of doing business continues to increase and one measure of that increase is the Consumer Price Index for Seattle-Bremerton-Tacoma which increased 1.99% from June of 2013 to June of 2014; and

WHEREAS, the City Council desires to balance the financial stability and fiscal sustainability of its utilities with the services needed by the community; and

WHEREAS, notice of this pending rate change was published in the City’s newspaper of record on _____ and _____ and a public hearing was held on November 12, 2014; and

WHEREAS, the City Council finds that adoption of the user fees set forth in this ordinance will support the operation of the refuse collection system with the lowest possible rates; and

WHEREAS, the City Council finds that it is in the interests of the public health, safety and welfare to adopt the fee schedules set forth below, now therefore;

THE CITY COUNCIL OF THE CITY OF SEDRO-WOOLLEY DO HEREBY ORDAIN AS FOLLOWS:

Section 1: SWMC 8.04.075 is amended to read as follows:

8.04.075 Collection charges.

Charges for refuse and garbage collection and disposal shall be compulsory. Charges not paid within twenty-five days of billing date shall be delinquent and the charge may become a lien against the property which is serviced by the garbage collection and disposal system. The city, at its discretion, may also reduce or eliminate service on delinquent accounts.

- A. The charges for regular weekly garbage service shall be as follows:
 - 1. Table 1: Residential.

Monthly Charge with One Pickup Per Week

Type of Service	Garbage	Recycling	Total
Residential, 20-gal. can	\$8.68	\$2.60	\$11.28
	\$8.85	\$2.65	\$11.50
Residential, 32-gal. can	16.42	2.60	19.02
	16.75	2.65	19.40
Residential, 68-	23.81	2.60	26.41

gal. can	<u>24.28</u>	<u>2.65</u>	<u>26.94</u>
Residential, 96-gal. can	\$31.80 <u>\$32.43</u>	\$2.60 <u>\$2.65</u>	\$34.40 <u>\$35.08</u>
Residential, low income	80% of applicable residential rate		

2. Residential includes single-family, duplex, triplex and condominium residences. Each living unit of such residences shall be subject to the rates established in this chapter.

3. Table 2: Commercial and Multifamily.

Commercial, 32-gal. can	\$18.58 <u>\$18.95</u>		
Commercial, 68-gal. can	\$29.51 <u>\$30.10</u>		
Commercial, 95-gal. can	\$40.19 <u>\$40.99</u>		
Commercial, 1-yard container	\$81.44 <u>\$83.06</u>	Each extra pickup	\$73.10 <u>\$74.55</u>
Commercial, 2-yard container	\$107.68 <u>\$109.82</u>	Each extra pickup	\$98.30 <u>\$100.26</u>
Commercial, 3-yard container	\$160.37 <u>\$163.56</u>	Each extra pickup	\$147.88 <u>\$150.82</u>
Commercial, 4-yard container	\$211.19 <u>\$215.39</u>	Each extra pickup	\$194.53 <u>\$198.40</u>
Commercial, 6-yard container	\$311.58 <u>\$317.78</u>	Each extra pickup	\$290.75 <u>\$296.54</u>
Commercial, 8-yard container	\$416.56 <u>\$424.85</u>	Each extra pickup	\$392.59 <u>\$400.40</u>
Commercial, 30-yard container	\$160.00 <u>\$163.18</u> haul fee, actual charges for disposal, and \$50.70 – \$51.71 delivery fee, plus rental fee of \$50.70 – \$51.71 per month		
Multifamily, apartments, cabin courts and trailer park units, etc.	Applicable commercial rate plus \$2.60 <u>2.65</u> per unit for recycling		

B. If more than one pickup per week is required on a continuing basis and the customer is utilizing a container smaller than eight-yard capacity, a larger container shall be required. The city may at its discretion authorize more than one pickup per week under the following conditions:

1. Where the largest container provided by the city is not adequate for the amount of waste generated;
2. Where more than one pickup per week is required to maintain proper health and sanitation;
3. Where a larger container cannot reasonably be placed on the customer's property due to space limitation.

C. In cases where additional pickups are requested due to the use of container on construction sites or other temporary uses or to accommodate temporary increases in the amount of waste generated, additional pickups shall be made at the rate set forth as follows for both residential and commercial customers:

1-yard container	\$ 27.08 <u>\$27.62</u> for each pickup
2-yard container	\$47.91 <u>\$48.86</u> for each pickup
3-yard container	\$73.93 <u>\$75.40</u> for each pickup
4-yard container	\$84.35 <u>\$86.03</u> for each pickup
6-yard container	\$126.00 <u>\$128.51</u> for each pickup
8-yard container	\$167.66 <u>\$171.00</u> for each pickup

D. 1. A residential or commercial can (up to thirty-two gallons) may not contain in excess of sixty-five pounds per can in weight. The city may, in its discretion, empty a can weighing over sixty-five pounds. In that event, an additional fee of (\$5.00) five dollars shall be charged.

2. If the cost to the city for emptying any container shall exceed the charges therefor, due to excessive weight or content, the city may proceed as set forth in subsection G of this section.

E. Yard Trimmings. Yard trimmings, including but not limited to weeds, grass, sod, trees, shrubs, foliage parts, rocks, cement or other material not generally considered regular household refuse, shall be excluded from sanitation collection services unless special arrangements are made with the sanitation department. Extra charges for such collection shall be determined by the mayor or his designee.

F. Interest Charges. All charges for sanitation services shall be due and payable when rendered. Sanitation service charges shall be delinquent if not paid in full within twenty-five days after the date of billing. Delinquent charges shall bear interest at the rate of eight percent per annum beginning on the first day of the month following delinquency until paid in full. In addition, a late penalty of (\$10.00) ten dollars shall be charged for any solid waste account that is delinquent for more than sixty days.

G. The mayor or his designee may charge any resident or customer such additional service charges when he or she determines that special circumstances make it necessary to do so in order to compensate the city for the actual cost of solid waste collection, disposal and administration, when the foregoing fee schedule is not adequate for this purpose. Any resident or customer may appeal the assessment of this additional charge to the city council. Notice of appeal shall be by written request to the city clerk within ten days of mailing of the bill or receipt of payment for such services by the city, whichever is less. The decision of the city council shall be final.

H. Rates include a three-and-six-tenths-percent state of Washington refuse tax.

Section 2. Table 2 in Ordinance 1797-14 (service charges for every other week pick-up) is amended to increase rates by 1.99%.

Section 3. The provisions of this ordinance are declared to be severable, and if any section, sentence, clause or phrase of this ordinance shall for any reason be held invalid or unconstitutional or if the application of this ordinance to any person or circumstances shall be held invalid or unconstitutional, such decisions shall not affect the validity of the remaining sections, sentences, clause or phrases of this ordinance.

Section 4. This ordinance shall be effective January 1, 2015, which is more than five (5) days after passage and publication as provided by law.

Passed and approved this ____ day of _____, 2014.

Mayor

Attest:

Finance Director

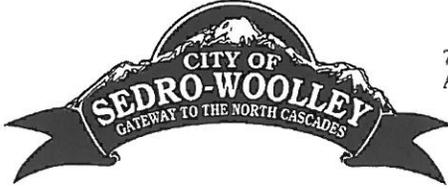
Approved as to form:

City Attorney

Filed with the City Clerk:	October 14, 2014
Public Hearing:	November 12, 2014
First Reading:	October 22, 2014
Second Reading:	November 12, 2014
Passed by the City Council:	
Date of Publication:	
Effective Date:	

CITY COUNCIL AGENDA
REGULAR MEETING

OCT 22 2014



7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 7

CITY OF SEDRO-WOOLLEY
Sedro-Woolley Municipal Building
325 Metcalf Street
Sedro-Woolley, WA 98284
Phone (360) 855-9922
Fax (360) 855-9923

Eron M. Berg
City Supervisor & Attorney

MEMO TO: City Council
FROM: Eron Berg
RE: Utility Tax on Water
DATE: October 22, 2014

ISSUE: Should the Council adopt the attached ordinance imposing the City's utility tax rates on water?

BACKGROUND: This proposal is brought forward for your consideration in an effort to address equity following the *Wenatchee v. Chelan County PUD No. 1* case (attached for your information) and to fund two critical governmental functions. Following a meeting with the council's finance committee, the staff recommendation is to spend a portion of this revenue on accelerated debt reduction for city hall and save the remaining amount to address critical infrastructure needs through a proposed council-restricted reserve fund.

The ordinance is drafted to implement this tax increase effective January 1, 2015 (for the February billing). The tax increase is estimated to result in \$106,000 in new revenue in 2015. The staff recommendation is to spend approximately \$40,000 of this new revenue on refunded bonds for city hall that would reduce the interest from 4.125% to approximately 3.25%, reduce the term from 36 years to 20 years and increase the annual payments from \$152,000 to \$192,000. This would allow the taxpayers of Sedro-Woolley today to pay for the facility that is being used today and will reduce the total payments from \$5,128,481 to \$3,849,900, thereby saving the taxpayers \$1,278,581 in interest payments. My recommendation for the remaining \$66,000 per year is to place it in a council-restricted reserve fund for critical infrastructure which could include infrastructure to support economic development and job creation, be match for a state or federally funded infrastructure project, or to address failing infrastructure that could result in liability for the taxpayers.

Finally, it should be noted that Sedro-Woolley's proposed utility tax on water is not out of line with our neighbors. Anacortes is at 7.0% and Lyman and Concrete are at 6.0%.

RECOMMENDATION: Motion to adopt ordinance _____-14, an ordinance imposing the city's utility tax on water.

ORDINANCE NO. ____ -14

AN ORDINANCE AMENDING SWMC 5.06.020 TO IMPOSE THE CITY

UTILITY TAX ON DOMESTIC WATER

Whereas, SWMC 5.06.020 establishes utility tax rates and for city owned utilities the current rate is 7.5%, and

Whereas, the City of Sedro-Woolley is continuing to experience the effects of the great recession while also experiencing annual increases in the costs of government; and

Whereas, because the City is served by a public utility district, it has long been determined that the city was unable to impose a utility tax on the sale of domestic water provided by a public utility district; and

Whereas, cities that provide their own water utilities have long imposed utility taxes on domestic water; and

Whereas, the Washington Court of Appeals recently determined that code cities are not prohibited from imposing their utility taxes on domestic water provided by public utility districts in their proprietary function, rather cities are prohibited from taxing districts governmental function (e.g., providing water for fire suppression); and

Whereas, RCW 35A82.020 grants the City Council in a code city broad authority to impose excise taxes for regulation or revenue; and

Whereas, the City Council finds that it is necessary to expand utility taxes to fund basic government services; and

Whereas, the City Council finds that unacceptably severe cuts in services would be required to maintain a balanced budget in the absence of additional revenues; and

Whereas, this ordinance was first presented for consideration on the regular agenda on October 22, 2014 and public testimony was taken at a public hearing on _____, 2014; and

Whereas, the Council desires to balance the community's need for municipal services, with the burden placed upon citizens through taxation with an expansion of the utility tax to maintain those services; now therefore,

THE CITY COUNCIL OF THE CITY OF SEDRO-WOOLLEY DO HEREBY ORDAIN AS FOLLOWS:

Section 1. SWMC 5.06.010 is amended to read as follows:

E. "Person" or "persons" means persons of either sex, firms, partnerships, corporations, limited liability companies, public utility districts, cities, counties, water/sewer associations and other associations, whether acting by themselves or through servants, agents or employees, and shall include the city of Sedro-Woolley for purposes of imposition and collection of this tax.

Section 2. SWMC 5.06.020 is amended to read as follows:

5.06.020 Utility tax levied—Rate.

On and after June 1, 2014, there is levied on and shall be collected from every person a tax for the act or privilege of engaging in certain business activities, measured by the application of the respective rates against gross income as follows:

A. Telephone Business. Upon every person engaged in or carrying on any telephone business (excluding cellular telephone service) within the city of Sedro-Woolley, a fee or tax equal to six percent of the total gross income from such business in the city of Sedro-Woolley. Tax liability imposed under this section shall not apply to that portion of gross income derived from charges to another telecommunications company, as defined in RCW 80.04.010, for connecting fees, switching charges, or carrier access charges relating to intrastate toll telephone services, or for access to, or charges for, interstate services, or charges for network telephone service that is purchased for the purpose of resale.

B. Solid Waste. Upon every person engaged in or carrying on the business of collecting solid waste, recyclable materials or yard waste, a tax equal to seven and one-half percent of the total gross income from such business in the city of Sedro-Woolley, but not including income from the sale of recyclable materials or yard waste.

C. Sewer System. Upon every person engaged in or carrying on the business of operating a sanitary sewer system, a tax equal to seven and one-half percent of the total gross income from such business in the city of Sedro-Woolley.

D. Domestic water. Upon every person engaged in the business of selling or supplying domestic water, a tax equal to seven and one-half percent of the total gross income from such business in the city of Sedro-Woolley, not including revenue derived from the delivery of water for fire suppression.

Section 3. This ordinance shall be effective January 1, 2015, which is more than five (5) days after passage and publication as provided by law.

Section 4. The provisions of this ordinance are declared to be severable, and if any section, sentence, clause or phrase of this ordinance shall for any reason be held invalid or unconstitutional or if the application of this ordinance to any person or circumstances shall be held invalid or unconstitutional, such decisions shall not affect the validity of the remaining sections, sentences, clause or phrases of this ordinance.

PASSED by majority vote of the members of the Sedro-Woolley City Council this ____ day of _____, 2014, and signed in authentication of its passage this ____ day of _____, 2014.

Mike Anderson, Mayor

Attest:

Patsy Nelson, Finance Director

Approved as to form:

Eron Berg, City Attorney

First Reading by City Council: October 22, 2014
Second Reading by City Council:
Public Hearing by City Council:
Approval by City Council:
Signed by the Mayor:
Date of Publication:

OCT 22 2014

7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 8

Memorandum

To: Mayor Anderson and City Council
From: Patsy Nelson *Patsy*
Date: 10/16/14
Re: Property Tax Levy Ordinances (first reading)

Background information: The City of Sedro-Woolley's property taxes have two components. The first is voter approved bond tax revenues and the second is general property tax revenues.

Voter Approved Bond Tax Revenues Part of the ordinance is for the debt service for the Public Safety Building which was previously approved by the voters of Sedro-Woolley. Low-income senior citizens and disabled persons do not pay this tax. The 2015 tax request is \$210,000 which is the same as 2009, 2010, 2011, 2012, 2013 and 2014. The final payment on this bond is December 1, 2016.

General Property Tax Revenues As the population of the City is greater than 10,000, we fall under the Implicit Price Deflator (IPD) levy limit factor. The IPD limits the property tax levy to the lesser of 100% plus inflation or 101 percent (plus new construction and annexation). The Department of Revenue calculates the rate of inflation based upon the percentage change in the IPD. For the 2015 tax year the change in the IPD is estimated to be in excess of 1.01 which limits the 2015 property tax to 101% of the 2014 dollar amount of tax (plus any new construction & annexations).

The Skagit County Auditor's Office has not yet issued the City's preliminary assessed valuations with preliminary tax rate calculations. The final assessed valuations and resulting tax rate, will not be known until January/February, 2015.

If the Council were to decide upon a levy increase in the amount of 1%, it would result in \$17,815.61 of additional property tax; and a levy increase at the highest lawful levy would result in \$43,583.25 of additional property tax. Low-income senior citizens and disabled persons either do not pay this tax or receive a tax reduction, as determined by the Skagit County Assessor's Office. The use of this tax increase is not limited to the general fund; it may be restricted for specific items such as the acquisition of land, payment of debt etc.

Three sample property tax ordinances are attached showing general property taxes increased at 0%, 1% and 2.44%. A 1% increase is the maximum allowed except in the case of banked capacity. If the City Council were to choose to use the City's entire banked capacity in 2015, it would result in a tax increase of 2.44%. The amount of the voter approved bond tax revenues is the same on all three sample ordinances.

Process of Banking Property Tax If the Council does not wish to increase general property tax this year and save it as banked capacity for the future; approve an Ordinance with an increase of 1% and instruct the Finance Director to complete the 2015 Budget/Levy Request with a lower percentage increase. The difference between the ordinance and the levy request will be banked for the future.

If the Council does not wish to create banked capacity, either take the 1% tax increase (nothing left to bank) or approve an increase of 0%.

According to the Washington State Department of Revenue, no one has the authority to delete prior banked capacity so the dollar amount which is currently banked will remain available until used.

HOW TO USE BANKED CAPACITY

Taxing District #1 had a levy of \$1,781,561.46 for the 2014 tax year. They had the proper resolutions and could have had a levy of \$1,807,073.97. They now have \$25,512.51 in banked capacity available for the 2015 tax year.

A 1% increase in the highest allowable (\$1,807,073.97) is \$1,825,144.71.

In order to collect the banked capacity the Resolution/Ordinance should request an increase of \$43,583.25 which is an increase of 2.44%.

Highest Allowable Levy	-	\$1,807,073.97
1% Increase	-	+ 18,070.74
2015 Highest Allowable	-	\$1,825,144.71
2015 Highest Allowable Levy	-	\$1,825,144.71
Less 2014 Levy taken	-	1,781,561.46
Increase allowed	-	\$ 43,583.25

%Calculation 43,583.25 divided by 1,781,561.46 = 2.44%

AN ORDINANCE OF THE CITY OF SEDRO-WOOLLEY APPROVING THE PROPERTY TAX LEVY AT AN INCREASE OF 0%.

WHEREAS, The City Council of the City of Sedro-Woolley has properly given notice of the public hearing held November 12, 2014, to consider the City of Sedro-Woolley 2015 Real Estate Property Tax Levy; and

WHEREAS, the City Council, after hearing, and after duly considering all relevant evidence and testimony presented, has determined that the City of Sedro-Woolley will not require an increase or decrease in general property tax revenue from the previous year, in addition to the increase resulting from the addition of new construction and improvements to property, addition of properties as a result of annexation and any increase in the value of state assessed property, in order to discharge the expected expenses and obligations of the City of Sedro-Woolley and in its best interest; and

WHEREAS, per a 1996 citizen voted and approved GO Bond issuance, it is necessary to increase property taxes to pay GO Bond principal and interest; and

WHEREAS, the City's actual levy amount from the previous year was \$1,781,561; and

WHEREAS, the population of this City is more than 10,000; and now, therefore,

IT IS HEREBY ORDAINED, by the City Council of the City of Sedro-Woolley, an increase in the regular property tax levy shall not be imposed in addition to the increase resulting from the addition of new construction and improvements to property, addition of properties as a result of annexation and any increase in the value of state-assessed property. It is further ordained that the City Council hereby authorizes the 2015 levy in the amount of an increase of 0.00% from last year, or \$0.00 not to exceed the levy limit as allowed by law.

Also levied here is an amount necessary to fund the debt service of the 1996 G/O Bond Fund (Public Safety Building) in the amount of \$210,000.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 12th DAY OF NOVEMBER, 2014.

Mike Anderson, Mayor

ATTEST:

Finance Director

APPROVED AS TO FORM:

City Attorney

ORDINANCE NO. -14

AN ORDINANCE OF THE CITY OF SEDRO-WOOLLEY APPROVING THE PROPERTY TAX LEVY AT AN INCREASE OF 1%.

WHEREAS, The City Council of the City of Sedro-Woolley has properly given notice of the public hearing held November 12, 2014, to consider the City of Sedro-Woolley 2015 Real Estate Property Tax Levy; and

WHEREAS, the City Council, after hearing, and after duly considering all relevant evidence and testimony presented, has determined that the City of Sedro-Woolley will require an increase in general property tax revenue from the previous year, in addition to the increase resulting from the addition of new construction and improvements to property, addition of properties as a result of annexation and any increase in the value of state assessed property, in order to discharge the expected expenses and obligations of the City of Sedro-Woolley and in its best interest; and

WHEREAS, per a 1996 citizen voted and approved GO Bond issuance, it is necessary to increase property taxes to pay GO Bond principal and interest; and

WHEREAS, the City's actual levy amount from the previous year was \$1,781,561; and

WHEREAS, the population of this City is more than 10,000; and now, therefore,

IT IS HEREBY ORDAINED, by the City Council of the City of Sedro-Woolley, an increase in the regular property tax levy shall be imposed in addition to the increase resulting from the addition of new construction and improvements to property, addition of properties as a result of annexation and any increase in the value of state-assessed property. It is further ordained that the City Council hereby authorizes the 2015 levy in the amount of an increase of 1% from last year, or \$17,815.61 not to exceed the levy limit as allowed by law.

Also levied here is an amount necessary to fund the debt service of the 1996 G/O Bond Fund (Public Safety Building) in the amount of \$210,000.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 12th DAY OF NOVEMBER, 2014.

Mike Anderson, Mayor

ATTEST:

Finance Director

APPROVED AS TO FORM:

City Attorney

ORDINANCE NO. -14

AN ORDINANCE OF THE CITY OF SEDRO-WOOLLEY APPROVING THE PROPERTY TAX LEVY AT AN INCREASE OF 2.44%.

WHEREAS, The City Council of the City of Sedro-Woolley has properly given notice of the public hearing held November 12, 2014, to consider the City of Sedro-Woolley 2015 Real Estate Property Tax Levy; and

WHEREAS, the City Council, after hearing, and after duly considering all relevant evidence and testimony presented, has determined that the City of Sedro-Woolley will require an increase in general property tax revenue from the previous year, in addition to the increase resulting from the addition of new construction and improvements to property, addition of properties as a result of annexation and any increase in the value of state assessed property, in order to discharge the expected expenses and obligations of the City of Sedro-Woolley and in its best interest; and

WHEREAS, per a 1996 citizen voted and approved GO Bond issuance, it is necessary to increase property taxes to pay GO Bond principal and interest; and

WHEREAS, the City's actual levy amount from the previous year was \$1,781,561; and

WHEREAS, the population of this City is more than 10,000; and now, therefore,

IT IS HEREBY ORDAINED, by the City Council of the City of Sedro-Woolley, an increase in the regular property tax levy shall be imposed in addition to the increase resulting from the addition of new construction and improvements to property, addition of properties as a result of annexation and any increase in the value of state-assessed property. It is further ordained that the City Council hereby authorizes the 2015 levy in the amount of an increase of 2.44% (estimated) from last year, or \$43,583.25 not to exceed the levy limit as allowed by law.

Also levied here is an amount necessary to fund the debt service of the 1996 G/O Bond Fund (Public Safety Building) in the amount of \$210,000.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 12th DAY OF NOVEMBER, 2014.

Mike Anderson, Mayor

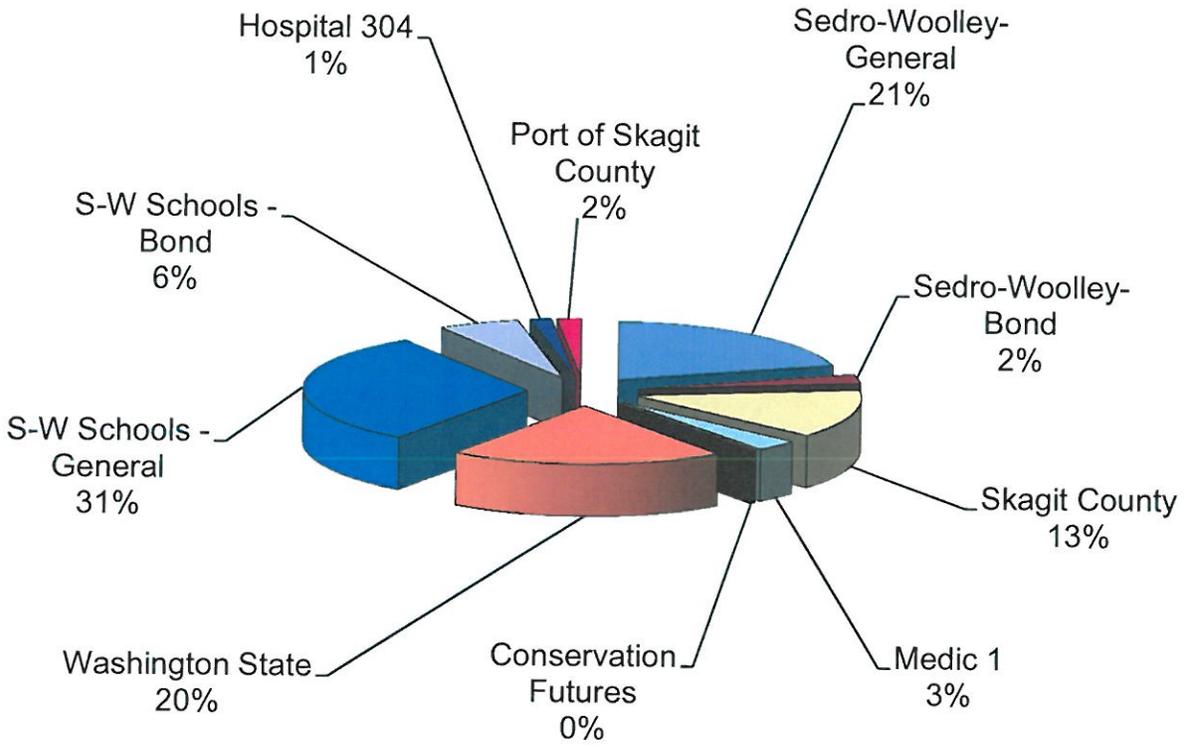
ATTEST:

Finance Director

APPROVED AS TO FORM:

City Attorney

City of Sedro-Woolley 2014 Property Tax



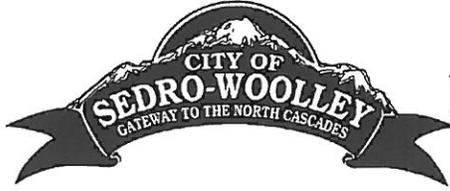
Property Tax Payable in 2014

Rates	City	County	Difference
Sedro-Woolley-General	2.5080	0.0000	2.5080
Sedro-Woolley-Bond	0.3012	0.0000	0.3012
Skagit County	1.6273	1.6273	0.0000
Medic 1	0.3750	0.3750	0.0000
Conservation Futures	0.0559	0.0559	0.0000
Washington State	2.4089	2.4089	0.0000
S-W Schools - General	3.8186	3.8186	0.0000
S-W Schools - Bond	0.7180	0.7180	0.0000
Hospital 304	0.1826	0.1826	0.0000
Port of Skagit County	0.2110	0.2110	0.0000
Partial Library District	0.0000	0.5000	-0.5000
Fire District #8	0.0000	1.1902	-1.1902
Skagit County Road Fund	0.0000	1.7543	-1.7543
	12.2065	12.8418	-0.6353

Dollars	City	County	Difference
House Valuation			
\$100,000	\$1,220.65	\$1,284.18	-\$63.53
\$150,000	\$1,830.98	\$1,926.27	-\$95.30
\$200,000	\$2,441.30	\$2,568.36	-\$127.06
\$250,000	\$3,051.63	\$3,210.45	-\$158.83

CITY COUNCIL AGENDA
REGULAR MEETING

OCT 22 2014



7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 9

CITY OF SEDRO-WOOLLEY
Sedro-Woolley Municipal Building
325 Metcalf Street
Sedro-Woolley, WA 98284
Phone (360) 855-9922
Fax (360) 855-9923

Eron M. Berg
City Supervisor/Attorney

MEMO TO: City Council
FROM: Eron Berg
RE: Disorderly conduct
DATE: October 22, 2014

ISSUE: Should the council adopt the attached ordinance amending the city's disorderly conduct code and separately the other attached ordinance that addresses noise caused by yelling to the noise ordinance?

BACKGROUND: This is a requested action item from the city prosecutor. Subsection 4 of SWMC 9.42 seems to suggest that it would be a crime to use profane language. Such language is protected speech under the 1st Amendment and therefore, charges filed under this subsection are routinely dismissed. The proposed modifications address the shouts of "fire" that may result in panic or injury, but do not suggest that the city is attempting to ban protected speech.

The proposed modifications to SWMC 9.46 add the unamplified use of voice to the list of unlawful acts under the public disturbance noise ordinance. This addition does not distinguish the content of any speech, but addresses, the time, place and manner of speech and would only apply to residential zones from 10:00 P.M. to 6:00 A.M. The specific issue that we are attempting to address is the person who walks through a neighborhood at 2:00 A.M. yelling loudly such that he is plainly heard inside the bedrooms of sleeping residents.

RECOMMENDATION: 1st reading only tonight – no action requested, but any comments or modifications are appreciated.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SEDRO-WOOLLEY AMENDING
SEDRO-WOOLLEY MUNICIPAL CODE 9.42.010 TO PROTECT FREE SPEECH

WHEREAS, the City Council of the City of Sedro-Woolley desires to update its criminal code regarding disorderly conduct to ensure that it is consistent with individuals' rights of free speech; and

WHEREAS, the City Council of the City of Sedro-Woolley desires to address behavior that constitutes disorderly conduct in a manner that is clearly enforceable; and

WHEREAS, the City Council finds that it is in the interests of the public health, safety and welfare to adopt the sections set forth below, now therefore;

**THE CITY COUNCIL OF THE CITY OF SEDRO-WOOLLEY, WASHINGTON,
DO ORDAIN AS FOLLOWS:**

SECTION 1. Sedro-Woolley Municipal Code 9.42.010 is amended to read as follows:

9.42.010 Determination of guilt—Crime declared.

A. A person is guilty of disorderly conduct if he (1) uses abusive or alarmist language and thereby intentionally creates a risk of assault or unnecessary panic; or (2) intentionally disrupts any lawful assembly or meeting of persons without lawful authority; or (3) intentionally obstructs vehicle or pedestrian traffic without lawful authority; or (4) ~~intentionally conducts himself in a noisy, riotous or tumultuous manner by the use of profane, vulgar, abusive, or indecent language, knowing that such conduct is likely to cause reasonable affront or alarm or will unreasonably disturb the peace and quiet of the city;~~ or (5) shall be found fighting in the city of Sedro-Woolley.

B. Disorderly conduct is a misdemeanor.

SECTION 2. Effective date. This ordinance shall be in full force and effect five (5) days after its passage, approval and publication as provided by law.

SECTION 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional, the invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, clause or phrase of this ordinance.

PASSED by majority vote of the members of the Sedro-Woolley City Council
this ____ day of _____, 2014, and signed in authentication of its passage this
____ day of _____, 2014.

Mike Anderson, Mayor

Attest:

Patsy Nelson, Finance Director

Approved as to form:

Eron Berg, City Attorney

Filed with the City Clerk:	October 6, 2014
First Reading:	October 22, 2014
Second Reading:	
Passed by the City Council:	
Signed by the Mayor:	
Date of Publication:	

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF SEDRO-WOOLLEY AMENDING
SEDRO-WOOLLEY MUNICIPAL CODE 9.46.020**

WHEREAS, the City Council of the City of Sedro-Woolley is updating its criminal code regarding disorderly conduct to ensure that it is consistent with individuals' rights of free speech; and

WHEREAS, the City Council of the City of Sedro-Woolley desires to address noisy behavior that disturbs the peace and quiet of neighborhoods, particularly residents while they are sleeping; and

WHEREAS, the City Council finds that it is in the interests of the public health, safety and welfare to adopt the sections set forth below, now therefore;

**THE CITY COUNCIL OF THE CITY OF SEDRO-WOOLLEY, WASHINGTON,
DO ORDAIN AS FOLLOWS:**

SECTION 1. Sedro-Woolley Municipal Code 9.46.020 is amended to include the following additional subsection:

() Noises created by people including but not limited to loud voices, whistling, clapping and yelling that can be heard in a residential zone between the hours of 10:00 P.M. and 6:00 A.M.

SECTION 2. Effective date. This ordinance shall be in full force and effect five (5) days after its passage, approval and publication as provided by law.

SECTION 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional, the invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, clause or phrase of this ordinance.

PASSED by majority vote of the members of the Sedro-Woolley City Council this ____ day of _____, 2014, and signed in authentication of its passage this ____ day of _____, 2014.

Mike Anderson, Mayor

Attest:

Patsy Nelson, Finance Director

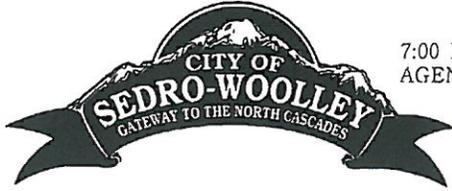
Approved as to form:

Eron Berg, City Attorney

Filed with the City Clerk:	October 6, 2014
First Reading:	October 22, 2014
Second Reading:	
Passed by the City Council:	
Signed by the Mayor:	
Date of Publication:	

CITY COUNCIL AGENDA
REGULAR MEETING

OCT 22 2014



7:00 P.M. COUNCIL CHAMBERS
AGENDA NO. 10

CITY OF SEDRO-WOOLLEY
Sedro-Woolley Municipal Building
325 Metcalf Street
Sedro-Woolley, WA 98284
Phone (360) 855-9922
Fax (360) 855-9923

Eron M. Berg
City Supervisor/Attorney

MEMO TO: City Council
FROM: Eron Berg
RE: Parking Ordinance
DATE: October 22, 2014

ISSUE: Should the council adopt the attached ordinance prohibiting parking on the grass or landscaped portion of the right-of-way behind a barrier curb and limit the time an unattached trailer may be left on the city rights-of-way?

BACKGROUND: This is a follow up to the council's meeting regarding code enforcement. As part of the slide presentation of nuisances, violations, the good, the bad and the ugly, council members expressed concern about vehicles parked on the grass or landscaped strip located behind a barrier curb. The concerns included both the risk of damage to public infrastructure from mounting a barrier curb as well as the appearance of having cars, trucks and other vehicles parked on the landscaped areas. See, for example, the following:



Unattached trailers were similarly discussed by the council and pose additional issues for the city, including the inability of the street sweeper to clean the streets (some trailers have been parked so long that grass is growing into the asphalt), the lack of access to the public rights-of-way by the public and in some cases, the trailers block clear views of stop signs. See, for example, the following:



RECOMMENDATION: 1st reading only – no action requested tonight other than comments and direction, if any.

ORDINANCE NO.

AN ORDINANCE ADDING A NEW SECTION TO SWMC 10.44 REGARDING NO PARKING ON GRASS IN CITY RIGHTS-OF-WAY AND UNATTENDED TRAILERS

WHEREAS, the City Council has prioritized cleaning-up the city through code enforcement efforts, parking enforcement efforts and public information campaigns to improve the quality of life in Sedro-Woolley, and

WHEREAS, some residents park their vehicles in the public rights-of-way, behind a barrier curb and in front of a sidewalk on the grass which may damage the barrier curb and decreases the appearance of the city streetscape thereby impairing the quality of life for other neighbors in those areas, and

WHEREAS, the City Council desires to prohibit parking on the grass strip in the right-of-way behind a barrier curb, and

WHEREAS, some residents park their unattached trailers on the rights-of-way for days, weeks, months and even years at a time, thereby restricting the ability of the city to sweep the streets and depriving the general public of access to the public rights-of-way; and

WHEREAS, the City Council finds that it is in the interests of the public health, safety and welfare to prohibit parking in those grass strips and limit the duration of time unattached trailers may be left on the rights-of-way, now therefore;

THE CITY COUNCIL OF THE CITY OF SEDRO-WOOLLEY DO HEREBY ORDAIN AS FOLLOWS:

Section 1. A new section is added to SWMC 10.44 as follows:

SWMC 10.44.____: Parking on the grass behind a barrier curb.

It is unlawful for any person to park or leave any automobile or other vehicle on the grass or landscaped portion of the city right-of-way located behind a barrier curb.

Section 2. A new section is added to SWMC 10.44 as follows:

SWMC 10.44.____: Parking trailers unattached to a motor vehicle.

It is unlawful for any person to park or leave any trailer that is unattached to a licensed and operable motor vehicle for more than 72 hours on any city right-of-way.

Section 3. This ordinance shall be effective five (5) days after passage and publication as provided by law.

Section 4. The provisions of this ordinance are declared to be severable, and if any section, sentence, clause or phrase of this ordinance shall for any reason be held invalid or unconstitutional or if the application of this ordinance to any person or circumstances shall be held invalid or unconstitutional, such decisions shall not affect the validity of the remaining sections, sentences, clause or phrases of this ordinance.

PASSED by majority vote of the members of the Sedro-Woolley City Council this _____ day of November, 2014, and signed in authentication of its passage this _____ day of November, 2014.

Mike Anderson, Mayor

Attest:

Patsy Nelson, Finance Director

Approved as to form:

Eron Berg, City Attorney

Filed with the City Clerk: October 14, 2014
Public Hearing: n/a
First Reading: October 22, 2014
Second Reading:
Passed by the City Council:
Signed by the Mayor:
Date of Publication: