1	
2	PROPOSED BY: Public Works
3 4	INTRODUCTION DATE: 11/09/21
5	
6	ORDINANCE NO
7	
8	
9	ORDINANCE ESTABLISHING THE NORTH FORK ROAD/KENNEY CREEK FISH
10	PASSAGE FUND AND ESTABLISHING A PROJECT BASED BUDGET FOR THE
11	NORTH FORK ROAD/KENNEY CREEK FISH PASSAGE; CRP #919007
12	WUEDEAC the North Fork Dond/Kenney Creek Fish Doceans preject is item
13 14	WHEREAS, the North Fork Road/Kenney Creek Fish Passage project is item number B11 on the 2022-2027 Six Year Transportation Improvement Program
15	(STIP), and item number 37 on the 2022 Annual Construction Program, with
16	anticipated right-of-way and preliminary engineering (PE) costs of \$770,000 over
17	multiple years; and
18	
19	WHEREAS, Washington State Department of Transportation requirements for
20	the STIP include construction engineering in the PE line item; and
21	
22	WHEREAS, this request for funding is for preliminary engineering, not to
23 24	include construction engineering, and right-of-way phases of the project, which are anticipated to be \$320,000; and
2 4 25	anticipated to be \$320,000, and
26	WHEREAS, it is appropriate to include a contingency amount in the project,
27	knowing that unused budget will flow into the construction effort; and
28	
29	WHEREAS, the Brian Abbott Fish Barrier Removal Board has committed
30	\$2,975,000 of state funding for the construction phase of this project, with a local
31	cost share from the Road Fund; and
32	WHEREAS Section 6.90 of the Whateom County Home Bule Charter allows for
33 34	WHEREAS, Section 6.80 of the Whatcom County Home Rule Charter allows for project-based capital budget appropriation ordinances that lapse when the project
35	has been completed or abandoned or when no expenditure or encumbrance has
36	been made for three (3) years,
37	
38	NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that a
39	new fund is hereby established, effective January 1st, 2022, titled North Fork
40	Road/Kenney Creek Fish Passage Fund. This fund shall be used to account for the
41	revenues and expenditures of the improvement project described above, and
42	

43 44 45

1	BE II FURTHER ORDAINED by the W	,
2	Fork Road/Kenney Creek Fish Passage Fun	a is approved as described in Exhibit A
3	with an initial project budget of \$425,000.	
4		
5	ADOPTED this day of	_, 2021.
6		
7		WHATCOM COUNTY COUNCIL
8	ATTEST:	WHATCOM COUNTY, WASHINGTON
9		•
10		
11	Dana Brown-Davis, Clerk of the Council	Barry Buchanan, Chair of the Council
12		
13	APPROVED AS TO FORM:	() Approved () Denied
14	7.1.11.6.1.2.5 7.6.1.6.1.61.1.11	(),,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
15	Approved Via Email-CQ/RM	
16	Christopher Quinn	Satpal Sidhu, County Executive
	•	, ,
17	Civil Deputy Prosecutor	Date Signed:
18		

Exhibit "A"

Project Based Budget - Budget Request Tracking Sheet

Project Title: North Fork Road/Kenney Creek Fish Passage

Project Codes: CRP No. 919007

Project Based Budget Request: Initial Request Duration Requested: 3 yrs (2021, 2022, 2023)

Budget Account	Project Activity	New Approved Project Budget
595110	Preliminary Engineering (In-House & Consultant)	\$300,000
595110	Contingency for Project	\$105,000
595200	Right of Way	\$20,000
595300	Construction	\$0
595120	Construction Engineering (In-House & Consultant)	\$0

TOTAL \$425,000

		New Approved Project
Object Account	Project Funding	Revenue
8301 4334	Local Funds (transfer from Road Fund) State FBRB Funds	\$425,000 \$0 \$0

TOTAL \$425,000

^{*} Funds committed, but not yet obligated

^{*}FBRB = Fish Barrier Removal Board

Supplemental Budget Request

Engineering Design/Const										
Cost Center	Rydel									
Year 2 2022	Add'I FTE Add'I Space	Priority 1								
rk Rd/Kenney Cr Fisi	h Passage; CRP #919007									
ure (Required on F	lard Copy Submission)	Date								
	Year 2 2022 rk Rd/Kenney Cr Fis	Cost Center Originator: Randy								

Costs:

Object	Object Description	Amount Requested
6000	Expenditures	\$105,000
6110.595110	Regular Salaries & Wages	\$43,000
6290.595110	Applied Benefits	\$32,000
6630.595110	Professional Services	\$225,000
7320.595200	Land	\$20,000
8301.108	Operating Transfer In	(\$425,000)
Request Tota	I	\$0

1a. Description of request:

The existing 5-foot diameter corrugated steel culvert which carries Kenney Creek under the North Fork Road has been identified as a barrier to fish passage and, considering habitat to be gained, is considered one of the highest priority barriers within the County road system. Washington State Fish Barrier Removal Board (FBRB) funding has been secured for the design and construction phases of this fish passage project. This project is listed as #B11 on the 2022-2027 Six-Year Transportation Improvement Program.

Project design, permitting and real estate began in 2019. Design work was completed in the summer of 2021. Whatcom County was awarded State FBRB funds for part of the 2021 design phase expenses and in the summer of 2021 Whatcom County was awarded \$2,975,000 in state FBRB funds for the construction phase of this project.

Construction of this project is scheduled for 2023.

1b. Primary customers:

2. Problem to be solved:

This project will restore full fish passage at an existing poorly functioning fishway and culvert where Kenney Creek crosses under North Fork Road approximately 1-mile north of Mosquito Lake Road with a new 110-ft concrete bridge

- 3a. Options / Advantages:
- 3b. Cost savings:
- 4a. Outcomes:
- 4b. Measures:
- 5a. Other Departments/Agencies:

Status: Pending

Supplemental Budget Request

Public Works	i	Eng	ineering Design/Const
Supp'l ID # 3536	Fund	Cost Center	Originator: Randy Rydel

Status: Pending

5b. Name the person in charge of implementation and what they are responsible for:

6. Funding Source:

Fish Barrier Removal funding of \$2,975,000 from the State with the remaining coming from the Road Fund.

Tuesday, October 26, 2021 Rpt: Rpt Suppl Regular

				PRO	PROJECT COSTS IN THOUSANDS OF DOLLARS												FEDERALLY							
							FU			FORMATIO					EXPEN	DITURE SCH	IEDULE			FUNDED PROJECTS ONLY				
FUNC. CLASS	DIECT N	PROJECT IDENTIFICATION A. PIN/Federal Aid No. B. Bridge Number C. Project Title D. Street/Road Name or Number E. Beginning MP or Road-Ending MP or Road F. Describe Work to be Done	IMPROVEMENT TYPE(S)	STATUS	TOTAL LENGTH (mi.)	UTILITY CODES	PROJECT PHASE	MONTH / YEAR PHASE STARTS	FEDERAL FUND BASE CODE	FEDERAL COST WE BY PHASE	STATE FUND CODE	STATE FUNDS	OTHER REVENUES	LOCAL FUNDS	TOTAL	YEAR 1 2022	YEAR 2 2023	YEAR 3 2024	Years 4th Thru 6th	TOTAL 2022-2027	Grant Total 2022-2027	Local Total 2022-2027		R/W REQ? Y/N DATE COMPLETE MONTH / YEAR
09	В8	Flynn Road/Fishtrap Creek Bridge No. 51 31630 From MP 0.55 to 0.56 Replacement	09	Р	0.10		PE RW CN Total	1/2025		0		0	0	5 0 0 5	5 0 0	0	0	0	5 0 0	5 0 0	0	5 0 0		Yes
09		Salakanum Wy/Anderson Crk Brdg No. 509 56050 from MP 0.4 to MP 0.5 Replacement	09	Р	0.10		PE RW CN Total	1/2025		0		0 0 0	0	5 0 0 5	5	0	0	0	5 0 0 5	5 0 0 5	0	5 0 0 5		Yes
08		Mosquito Lake Rd/ Hutchinson Crk Tributary 84190 from MP 3.10 to MP 3.20 Fish Passage	06 07	s	0.10	P C T	PE RW CN Total	1/2022 1/2022 1/2022		0		0	0	50 10 550 610	50 10 550 610	50 10 550 610	0	0	0	50 10 550 610	0	50 10 550 610]	Yes
09	B11	North Fork Road/Kenney Creek 89510 from MP 1.0 to 1.10 Fish Passage	06 08	s	0.10	P C T	PE RW CN Total	1/2022 1/2022 1/2023		0	FBRB	625 0 2550 3175	0	125 20 450 595	750 20 3,000 3,770	250 20 0 270	500 3,000	0	0	750 20 3,000 3,770	625 0 2,550	125 20 450	CE	Yes
09	B12	Deal Road 89300 from MP 0.0 to 0.10 Fish Passage	03 06	Р		P C T	PE RW CN Total	1/2022 1/2022		0		0 0 0	0	in management in a second	75 20 0	75 20 0 95	0	***********************	***************************************	75 20 0 95	0 0	6		
	B13	Fox Road/California Creek 22920 at MP 1.07 to 1.17 Fish Passage	03 06	Р	0.10		PE RW CN Total	1/2022 1/2022		0		0	0	400 25 0 425	400 25 0 425	150 5 0 155	10	0	0	400 25 0 425	0	400 25 0 425		Yes
	B14	Nulle Road/Friday Creek Bridge No. 106 41830 at MP 0.15 to 0.25 Rehabilitation	03 06	Р	0.10		PE RW CN Total	1/2022 5/2022		0		0	0	100 0 500 600	100 0 500 600	100 0 500 600	0	0	0	100 0 500 600	0			
_		Ferry Capital Construction					Total									000				000				
		Replacement of Whatcom Chief & Terminal Modification New Ferry and Terminal Modifications	06	Р			PE RW CN Total	1/2022 1/2024		896 0 19,104 20,000		0 0 2000 2000		1,312 0 10,067 11,379	2,208 0 31,171 33,379	649 0 0 649	0	387 0 9,168 9,555	0 22,003	2,208 0 31,171 33,379	0 21,104	0 10,067		No
00	F2	Lummi Island Breakwater Replacement Terminal Modifications	06	s	0.10		PE RW CN Total	1/2022 7/2022	FBP	0 0 885 885		0 0 0	0	1,115	150 0 2,000 2,150	150 0 2,000 2,150	0	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	0	150 0 2,000 2,150	0 885	1,115	CE	No
00	F3	Relocation of Gooseberry Terminal	06	Р			PE RW CN Total	1/2022		0		0 0 0	0		150 0 150	50 0 0 50	0	0	0	150 0 0 150	0	9		Yes
		Yearly Capital Construction																						
00	Y1	Various Bridges Rehabilitation/Replacement As prioritized	09 10	s			PE RW CN Total	1/2022		0 0 0		0 0 0	0 0 0 age 5	300 0 1,500 1,800	300 0 1,500 1,800	50 0 250 300	0 250	50 0 250 300	0 750	300 0 1,500 1,800	0	300 0 1,500 1,800		Yes