



# Whatcom County

COUNTY COURTHOUSE  
311 Grand Avenue, Ste #105  
Bellingham, WA 98225-4038  
(360) 778-5010

## Agenda Bill Master Report

File Number: AB2023-149

---

<b>File ID:</b>	AB2023-149	<b>Version:</b>	1	<b>Status:</b>	Adopted
<b>File Created:</b>	02/17/2023	<b>Entered by:</b>	mdonley@co.whatcom.wa.us		
<b>Department:</b>	Public Works Department	<b>File Type:</b>	Ordinance		
<b>Assigned to:</b>	Council Finance and Administrative Services Committee			<b>Final Action:</b>	03/21/2023
<b>Agenda Date:</b>	03/21/2023	<b>Enactment #:</b>	ORD 2023-013		

---

Primary Contact Email: sdraper@co.whatcom.wa.us

**TITLE FOR AGENDA ITEM:**

Ordinance amending the project budget for the Academy Road Stormwater Improvements Project Fund, request no. 3

**SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:**

See memo

---

### HISTORY OF LEGISLATIVE FILE

---

<b>Date:</b>	<b>Acting Body:</b>	<b>Action:</b>	<b>Sent To:</b>
03/07/2023	Council	INTRODUCED	Council Finance and Administrative Services Committee
		Aye: 7 Nay: 0 Absent: 0	Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner
03/21/2023	Council Finance and Administrative Services Committee	RECOMMENDED FOR ADOPTION	
		Aye: 3 Nay: 0 Absent: 0	Donovan, Frazey, and Kershner
03/21/2023	Council	ADOPTED	
		Aye: 7 Nay: 0	Buchanan, Byrd, Donovan, Elenbaas, Frazey, Galloway, and Kershner

Absent: 0

---

**Attachments:** Staff memo, Proposed Ordinance, Proposed Exhibit A, Budget Supplemental Request PBB

ORDINANCE NO. 2023-013

**ORDINANCE AMENDING THE ACADEMY ROAD STORMWATER  
IMPROVEMENTS FUND, REQUEST NO. 3**

**WHEREAS**, Academy Road Stormwater Improvements project was constructed in 2015 as a priority capital project due to its listing on the county's Lake Whatcom Comprehensive Stormwater Management Plan, and

**WHEREAS**, this project upgrade is listed as item number one on the 2023-2028 Six-Year Water Resources Improvement Program for the Lake Whatcom watershed, and

**WHEREAS**, the project was intended to treat runoff from approximately 80 acres and included a pretreatment unit, media filtration system, a high-flow bypass, and a vegetated buffer along the lake front, and

**WHEREAS**, this project was constructed jointly with the City of Bellingham, and

**WHEREAS**, the project has not performed up to original design expectations due to issues associated with original filtration media, sedimentation from offsite, and greater stormwater flows than anticipated, and

**WHEREAS**, the initial funding request in 2014 for \$1,109,000 (Ordinance 2014-080), which was amended in 2016 to add \$95,000 for staff labor costs (Ordinance 2016-057), was used to construct the original project, and

**WHEREAS**, a second supplemental funding request in 2021 for \$86,845 (Ordinance 2021-014) was used to cover Phase II engineering design costs required to evaluate options to improve system performance and to provide engineering plans, specifications and an estimate for system upgrades to achieve original design performance, and

**WHEREAS**, these additional expenses were funded by a transfer from the Lake Whatcom Stormwater Utility (LWSU) district funds and by remaining Phase I budget authority, and

1           **WHEREAS**, additional funds are needed to cover the construction  
2 costs associated with the proposed upgrades. The updated construction-  
3 related expenses for this project are estimated at \$688,500, and  
4

5           **WHEREAS**, these additional expenses will be funded by a transfer  
6 from Real Estate Excise Tax II funds (\$268,500) and from the Lake Whatcom  
7 Stormwater Utility fund (\$420,000),  
8

9           **NOW, THEREFORE, BE IT ORDAINED** by the Whatcom County  
10 Council that Ordinance No. 2021-014 is hereby amended to add \$688,500 of  
11 expenditure authority, as described in Exhibit A, to the current project  
12 budget of \$1,290,835, for a total amended project budget of \$1,979,335.  
13

14  
15           **ADOPTED** this 21st day of March, 2023.  
16

17  
18  
19 ATTEST:

20  
21  
22   
23 Dana Brown-Davis, Clerk of the Council  
24

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

25  
26   
27 Barry Buchanan, Chair of the Council  
28

29 APPROVED AS TO FORM:

WHATCOM COUNTY EXECUTIVE  
WHATCOM COUNTY, WASHINGTON

30 Christopher Quinn approved via email  
31 Christopher Quinn  
32 Senior Deputy Prosecuting  
33 Attorney – Civil Division  
34  
35  
36  
37  
38

  
Satpal Sidhu, County Executive

Approved      ( ) Denied

Date Signed: 3/27/23

**EXHIBIT A**

<b>ACADEMY ROAD STORMWATER IMPROVEMENTS (FUND 364)</b>					
<b>Expenditures</b>					
<b>Account</b>	<b>Description</b>	<b>2016 Amended Project Budget</b>	<b>2021 Amendment #2 to Ord. 2016-057</b>	<b>2023 Amendment #3 to Ord. 2021-014</b>	<b>Total Amended Project Budget</b>
6110	Wages	\$ 55,233	\$ 18,065	\$ 22,500	\$ 95,798
6290	Applied Benefits	\$ 39,767	\$ 16,844	\$ 18,000	\$ 74,611
6630	Professional Services	\$ -	\$ 75,000	\$ 70,000	\$ 145,000
6699	Other Services-Interfund	\$ -	\$ 24,000	\$ 6,000	\$ 30,000
7199	Other Miscellaneous-Interfund	\$ -	\$ 4,000	\$ 2,000	\$ 6,000
7380	Other Improvements	\$ 1,109,000	\$ (51,074)	\$ 570,000	\$ 1,627,926
<b>TOTALS</b>		<b>\$ 1,204,000</b>	<b>\$ 86,835</b>	<b>\$ 688,500</b>	<b>\$ 1,979,335</b>
<b>Revenues</b>					
<b>Account</b>	<b>Description</b>	<b>2016 Amended Project Budget</b>	<b>2021 Amendment #2 to Ord. 2016-057</b>	<b>2023 Amendment #3 to Ord. 2021-014</b>	<b>Total Amended Project Budget</b>
4334.0315	Department of Ecology Grant	\$ 50,000	\$ -		\$ 50,000
4337.0701	City of Bellingham	\$ 259,000	\$ -		\$ 259,000
8301.132	Operating Transfer In - LWSU	\$ -	\$ 86,835	\$ 420,000	\$ 506,835
8301.169	Operating Transfer In - Flood	\$ 180,000	\$ -		\$ 180,000
8301.324	Operating Transfer In - REET II	\$ 715,000	\$ -	\$ 268,500	\$ 983,500
<b>TOTALS</b>		<b>\$ 1,204,000</b>	<b>\$ 86,835</b>	<b>\$ 688,500</b>	<b>\$ 1,979,335</b>