



**Jon Hutchings**  
Director

## MEMORANDUM

**To:** The Honorable Satpal Singh Sidhu, Whatcom County Executive, and  
The Honorable Members of the Whatcom County Council

**Through:** Jon Hutchings, Director *JH*

**From:** James P. Karcher, P.E., County Engineer *JPK*  
Doug Burghart, Interim Engineering Manager *JPK FOR DB*

**Date:** September 30, 2020

**Subject:** Birch Bay Drive and Pedestrian Facility; CC 339100; CRP No 907001  
**Project Based Budget Amendment No. 6 to Ordinance 2012-050**

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Enclosed for your review and signature is Amendment No. 6 to Ordinance 2012-050 associated with the Birch Bay Drive and Pedestrian Facility Project Based Budget Fund.

### **Requested Action**

Public Works respectfully requests that the County Council and the County Executive sign the ordinance amending the Birch Bay Drive and Pedestrian Facility Project Based Budget Fund.

### **Background and Purpose**

The Birch Bay Drive and Pedestrian Facility Project Based Budget Fund was established by Ordinance 2012-050 for an amount of \$1,072,324. Ordinance 2014-036 amended the project fund amount to \$2,200,000 for consultant design services. Ordinance 2016-069 amended the project fund amount to \$2,700,000 for consultant design services and property acquisition. Ordinance 2017-023 amended the project fund amount to \$3,600,000 for consultant design services and property acquisition. Ordinance 2017-069 amended the project fund amount to \$11,450,000 for consultant construction services and contract construction. Ordinance 2019-067 amended the project fund amount to \$14,450,000 to cover budget capacity lost to increased PE and R/W costs, inflation of construction costs, a separate mitigation site, and a large archaeological monitoring component to the construction effort. This request is to increase the Project Based Budget fund amount by \$841,786 to cover increases due to unforeseen construction, COVID-19 safety requirements, cultural issues and a contingency to ensure efficiency to react to changes during and an ability to pay project contract obligations. The total project budget authority will be \$15,291,786.

Current project status is: Construction phase for Berm work approximately 35% complete;  
Construction phase for mitigation work 100% complete.

### **Funding Amount and Source**

The Construction and Construction Engineering work will be funded by a variety of sources including Federal STP & TAP funds, EDI Program, BBWARM, and Road Funds as detailed in the attached documents. This request ensures the ability to cover our Birch Bay Drive and Pedestrian Facility contract obligations per prompt payment laws.

Please contact Jim Karcher at extension 6271, if you have any questions or concerns regarding the details of this Project Based Budget Amendment No. 6.