ORDINANCE NO. 005-15


WHEREAS, the City of Port Orchard adopted its 2015 Budget in Ordinance No. 020-15; and

WHEREAS, the City desires to keep current on budget amendments; and

WHEREAS, it is necessary to make adjustments to accounts and/or funds by means of appropriation adjustments that could not have been anticipated at the time of passage of the 2015 Budget, as provided in RCW 35.33.091 and RCW 35.33.121; and

WHEREAS, the City entered into contract No. 083 – 13 a Development Agreement with Sinclair, LLC for the Southwest Sidney Plaza Development which allowed the Developer a credit against the Sewer Capital Facilities charge equal to the design, engineering, and construction costs of the Sewer Facilities that was not provided at the time of the application of water and/or sewer connection permit processing; and

WHEREAS, the City recognized the need to amend contract No. 083- 13 recognizing the need to provide a reimbursement for the Sewer Capital Facilities charge paid by the Developer and not credited at the time of application; and

WHEREAS, there is a need to acknowledge that the First Amendment to the Development Agreement between the City of Port Orchard and the Sinclair, LLC for the Southwest Sidney Plaza Development changes nine apartment buildings to ten apartment buildings with no increase in the number of units; and

WHEREAS, the Sewer Capital Facilities charge consists of two components: the general facilities fee and the wastewater treatment facility fee which are accounted for in two separate City funds and a together comprise the Sewer Capital Facilities Charge; now, therefore,
THE CITY COUNCIL OF THE CITY OF PORT ORCHARD, WASHINGTON, DO ORDAIN AS FOLLOWS:

SECTION 1. The 2015 Budget is amended to reflect the following:

(1) Estimated Appropriations:

a. $380,000 from the Cumulate Reserve for Water Sewer Fund No. 403 for the general facility fee component of the Sewer Capital Facility Charge for Developer reimbursement.

SECTION 2. This ordinance shall be in full force and effect five (5) days after posting and publication as required by law. A summary of this Ordinance may be published in lieu of the entire ordinance, as authorized by State Law.

PASSED by the City Council of the City of Port Orchard, APPROVED by the Mayor and attested by the Clerk in authentication of such passage this 24th day of February, 2015.

Timothy C. Matthes, Mayor

ATTEST:

Brandy Rinearson, CMC, City Clerk

APPROVED AS TO FORM: Sponsored by:

Carol Morris, Interim City Attorney Rob Putaansuu, Councilmember
NOTICE OF CITY OF PORT ORCHARD
ORDINANCE

The following is a summary of an Ordinance approved by the Port Orchard City Council at their regular Council meeting held February 24, 2015.

ORDINANCE NO. 005-15


Copies of Ordinance No. 005-15 are available for review at the office of the City Clerk of the City of Port Orchard. Upon written request a statement of the full text of the Ordinance will be mailed to any interested person without charge. Thirty days after publication, copies of Ordinance No. 005-15 will be provided at a nominal charge.

City of Port Orchard

Brandy Rinearson
City Clerk