

ORDINANCE NO. 2009-10-061

AN ORDINANCE RELATING TO THE 2009 BUDGET AUTHORIZING ADDITIONAL EXPENDITURES IN THE AMOUNT OF \$93,016.70 FOR UNANTICIPATED EXPENSES RELATING TO THE CIVIC FIELD IMPROVEMENT PROJECT.

WHEREAS, the City of Bellingham contracted with Matia Contractor's Inc. to replace the drainage, soil mix, and irrigation at Joe Martin Field, and;

WHEREAS, the contract ended with an arbitration payment award of \$244,715.89 to Matia Contractor's Inc., as follows:

Summary of Payment

Direct Job Costs Including Overhead & Profit	\$164,368.00
Sales Tax Owed	\$ 16,642.00
Prejudgment Interest	\$ 22,130.00
Post-judgment Interest	\$ 1,327.09
Statutory Costs	\$ 3,949.00
Arbitration Fees	\$ 5,362.50
Retainage Account Principle	<u>\$ 30,937.30</u>
Total	<u>\$244,715.89</u>

WHEREAS, the funds will be paid from the following sources:

Civic Field Improvement Fund 341	
Budgeted Capital Expenditures	\$120,761.89
Remaining Balance	\$ 19,136.68
Interest bearing retainage account	\$ 30,937.30
First Quarter REET	<u>\$ 73,880.02</u>
Total	<u>\$244,715.89</u>

NOW, THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:

Section 1. The sum of \$19,136.68 is hereby appropriated in the Civic Field Improvement Fund. The source of funding will be credited from:

<u>341</u>	<u>CIVIC FIELD IMPROVEMENT</u>		
5 000	<u>PARKS & RECREATION</u>		
341-50000000840	EST END RESTRICT RSRV-CAPITAL	\$	19,136.68

To be debited as follows:

<u>341</u>	<u>CIVIC FIELD IMPROVEMENT</u>		
5 472	<u>PARKS CAPITAL IMPROVEMENT</u>		
619	<u>PARK FACILITIES - CAPITAL</u>		
341-54726196563	CONSTRUCTION-ATHLETIC FIELDS	\$	19,136.68

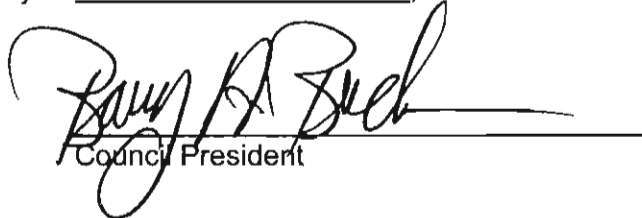
Section 2. The sum of \$73,880.02 is hereby appropriated in the First Quarter Real Estate Excise Tax Fund. The source of funding will be credited from:

<u>141</u>	<u>1ST 1/4%REAL ESTATE EXCISE TAX</u>		
5 000	GENERAL		
141-50000000840	EST END RESTRICT RSRV-CAPITAL	\$	73,880.02

To be debited as follows:

<u>141</u>	<u>1ST 1/4%REAL ESTATE EXCISE TAX</u>		
5 472	PARKS CAPITAL IMPROVEMENT		
141-54726199107	ENGINEERING	\$	73,880.02

PASSED by the Council this 5th day of October, 2009.


Council President

APPROVED by me this 8th day of October, 2009.


Mayor

ATTEST: 
Finance Director

APPROVED AS TO FORM:


Office of the City Attorney

Published:

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