

CITY OF REDMOND, WASHINGTON

RESOLUTION NO. 181

A RESOLUTION of the City of Redmond declaring its intention to authorize the making and execution of a contract with Lake Hills Sewer District providing for the joint use of sanitary sewer facilities and providing for contribution to the cost thereof.

WHEREAS, the City of Redmond by Ordinance No. 331 annexed an area which included territory within which the Lake Hills Sewer District had installed a sewer trunk line and other sewer facilities; and

WHEREAS, such sewer facilities were financed by Lake Hills Sewer District in part by the issuance of bonds to the repayment of which revenues of the Sewer District were pledged and certain covenants relating to the operation, maintenance and repair of the system were made; and

WHEREAS, Lake Hills Sewer District has entered into various contracts with developers relating to the acquisition of easements and developer's extensions of local collector systems as part of the District's sewage facility; and

WHEREAS, the City of Redmond and the Lake Hills Sewer District have negotiated with respect to joint user agreement of the City's sewer utility and the district sewer system including the facilities within the annexed area but have not reached agreement relating thereto; and

WHEREAS, the City desires to demonstrate its continuing willingness to comply with any of the conditions provided by RCW 35.13.243(2-a,b or c) all subject to the continuing obligation or obligations of the District's bond covenants and developer extension agreement; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF REDMOND do resolve as follows:

Section 1. The City of Redmond approves the form and substance of the proposed agreement, a copy of which is attached hereto as Exhibit A, and

Section 2. The City Council of the City of Redmond does hereby declare its intention to offer such agreement to the Commissioners of the Lake Hills Sewer District as a basis of a joint user agreement and does assert the City's willingness to continue negotiation of any other terms desired by the District for the purpose of reasonably insuring the performance of the District's obligations in connection with the City's taking jurisdiction of the District's sewer facilities within the annexed area; Provided, that such agreement does not purport to require the City to agree that the District have a preemptive right to planning and construction of any particular area either within or without the City limits as now or hereafter constituted, and

Section 3. That upon a determination of the terms of said joint use agreement the City of Redmond will confirm the same by resolution, ordinance or such other manner or means as is reasonably requested by the District or its bondholders.

PASSED this 27th day of February, 1967.

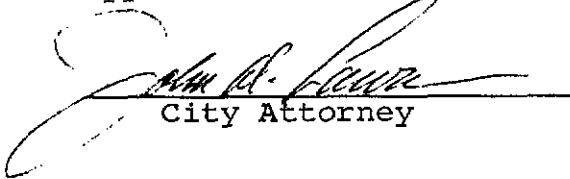
  
\_\_\_\_\_  
Mayor

(SEAL)

ATTEST:

  
\_\_\_\_\_  
City Clerk

Approved as to Form:

  
\_\_\_\_\_  
City Attorney