

TOWN OF REDMOND, WASHINGTON

ORDINANCE NO. 145

AN ORDINANCE specifying and adopting a plan or system of additions and betterments to and extensions of the waterworks utility system of the Town of Redmond, declaring the estimated cost thereof, as nearly as may be; providing for the issuance of not to exceed \$60,000 of Water Revenue Bonds to pay a portion of the cost thereof, and creating a special fund to provide for the payment of said bonds.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF REDMOND:

Section 1. The public interest, welfare, and convenience and the health of the inhabitants of the Town of Redmond require and it is advisable that the Town of Redmond make certain additions and betterments to and extensions of the existing waterworks utility system of the Town.

Section 2. The Town of Redmond hereby specifies and adopts a plan or system for the making of additions and betterments to and extensions of the existing waterworks utility system of the Town to consist of the following:

(1) Water lines, mains and laterals of asbestos cement pipe of the approximate described size shall be installed on, in, along and over the following described streets, roads and easements, all in Section 1, Township 25 North, Range 5 E. W. M., King County, Washington:

<u>Size</u>	<u>Location</u>	<u>From</u>	<u>To</u>
6"	Easement	Reservoir #1 in NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1	330 ft. S of N boundary of Section 1 on E. boundary of the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1 which is the NE corner of unrecorded tract 39, Redmond Gardens

<u>Size</u>	<u>Location</u>	<u>From</u>	<u>To</u>
6"	Easement along E side of W $\frac{1}{4}$ of NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 1	330 ft. S of N. boundary of Sec. 1 on E boundary of the W $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 1 which is the NE corner of unrecorded tract 39, Redmond Gardens	SE corner of the W $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 1 which is the SE corner of unrecorded tract #37 Redmond Gardens
8"	NE 95th St. extended	SE corner of the W $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 1 which is the SE corner of unrecorded tract #37, Redmond Gardens	171st Ave. N. E.
6"	N. E. 95th St.	171st Ave. N. E.	166th Ave. N. E.
6"	166th Ave. N. E.	N. E. 95th St.	Maple St.
6"	171st Ave. N. E.	N. E. 95th St.	N. E. 88th St.
4"	N. E. 88th St.	171st Ave. N. E.	Approx. 900 ft. West of 171st Ave. N. E.
6"	Maple St.	166th Ave. N. E.	2nd Ave.

(2) Approximately 12 fire hydrants as required for adequate fire protection shall be installed along the pipeline in the Local Improvement District to be created.

(3) A water storage standpipe of approximately one-quarter million gallon capacity shall be installed near the SE corner of the West half of the N. W. quarter of the N. E. quarter of said Section 1.

(4) A pumping station shall be installed at the present "Dam No. 1" in the N. E. $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 1, including one electric driven and one gasoline driven pump.

(5) A well, together with pumps and appurtenances shall be constructed near the SW corner of the intersection of Union Street and Jackson Street, Redmond, Washington, or at such other location considered most advantageous after test drilling and further geological consideration.

(6) Pressure reducing stations shall be constructed at the following locations:

- a. On 166th Avenue N F. near the intersection of N. E. 95th St.
- b. On 166th Ave. N. E. approximately 700 feet North of Maple St.
- c. At the pump house in the N. E. $\frac{1}{4}$ of the N. E. $\frac{1}{4}$ of Section 1.

(7) There shall be included the acquisition and installation of all necessary valves, fittings, couplings, connections, auxilliary equipment and appurtenances, and the acquisition of all property, rights-of-way, easements, franchises and water rights that may be required, and there also shall be included the performance of such work as may be incidental and necessary to the foregoing construction and installation.

(8) In lieu of the material heretofore specified other suitable material may be used if deemed advisable or necessary by the Town Council.

(9) The Town Council may modify the details of the foregoing system or plan where, in its judgment, it appears advisable: Provided, that such modifications do not substantially alter the purposes herein set forth.

All of the foregoing is to be in accordance with plans prepared by the Town Engineer.

Section 3. The life of the foregoing additions, betterments and extensions is hereby declared to be at least fifty (50) years.

Section 4. The estimated cost, as near as may be, of the aforesaid system or plan of additions and betterments to and extensions of the existing waterworks utility system is hereby declared to be \$76,000.

Section 5. The gross revenues and benefits to be derived from the operation and maintenance of the waterworks utility herein provided provided for, at the rates to be charged for water service on the entire system will, in the judgment of the Town Council, be more than sufficient to meet all expenses of operation and maintenance thereof and to permit the setting aside of a special fund out of the gross revenues of the entire system of amounts sufficient to pay the interest on the Revenue Bonds herein authorized to be issued as such interest becomes due and payable and to pay and redeem all said bonds at maturity.

Section 6. The cost of acquiring, constructing and completing the foregoing additions, extensions and betterments shall be paid as follows:

(1) Sixteen Thousand (\$16,000) Dollars of the cost by the creation of a Local Improvement District which shall include all property within the Town limits benefitted by the construction of said additions, extensions and betterments and by the levying of special assessments against said property in the total sum of Sixteen Thousand (\$16,000) Dollars to be payable in cash during the initial thirty (30) day period and the remainder to be payable in such annual installments as may be determined by the Town Council with Local Improvement District Bonds to be issued for all such assessments not paid in cash, such bonds to be sold and the proceeds thereof to be used for the cost of this improvement, all in accordance with law.

(2) The remainder of the cost shall be paid by the issuance and sale of Water Revenue Bonds in

the amount not to exceed Sixty Thousand (\$60,000) Dollars par value. Said bonds shall be entitled "Water Revenue Bonds, 1951" and shall bear interest not to exceed four (4%) percent per annum, payable semi-annually and shall be numbered from "one" upwards, consecutively. Said bonds shall be in such denominations and form, shall bear such interest rate or rates, shall be payable at such place or places, shall mature serially in accordance with such schedule beginning not earlier than one year after date of issuance and ending not later than twenty (20) years, and shall have such option of payment prior to maturity, shall guarantee such coverage and collection of rates, shall provide for such additional funds and accounts and shall contain and be subject to such provisions and covenants as shall hereafter be provided by Ordinance.

Section 7. Said bonds shall be sold in such manner as the Town Council of the Town of Redmond shall deem for the best interests of said Town.

Section 8. Said Revenue Bonds shall be payable solely out of the fund hereby created, and shall be a valid claim of the holder thereof only as against said fund and the amount of the revenue of the said waterworks utility system pledged to such fund and shall not be a general obligation of the Town of Redmond.

Section 9. There shall be, and hereby is, created and established a special fund to be known as "Water Revenue Bond Fund, 1951," which fund is to be drawn upon for the sole purpose of paying the principal of and interest upon said revenue bonds from and after the date hereof; and so long thereafter as bonds are

outstanding against such fund the Town Treasurer of the Town of Redmond shall set aside and pay into said fund out of the gross revenues of the waterworks utility system, including all additions and betterments thereto and extensions thereof at any time made, a fixed amount without regard to any fixed proportion, namely, an amount sufficient to pay the principal and interest on the said revenue bonds herein authorized as they respectively become due and to create any surplus and reserve that may hereafter be prescribed by ordinance.

The gross revenues from said waterworks utility system are hereby pledged to such payments and the revenue bonds herein authorized shall constitute a charge upon such revenues prior and superior to any other charges whatsoever, excluding charges for maintenance and operation, provided, however, that the Town of Redmond may issue additional Water Revenue Bonds which shall constitute a charge and lien upon the revenues of the waterworks utility system on a parity with the revenue bonds herein authorized upon such conditions as may hereafter be prescribed by Ordinance.

Section 10. The Town Council and corporate authorities of the Town of Redmond hereby declare that in creating the said special fund and in fixing the amounts to be paid into it as aforesaid, they have exercised due regard to the cost of operation and maintenance of the said waterworks utility system, and the Town of Redmond has not bound and obligated itself to set aside and pay into such fund a greater amount or proportion of the revenues of the said system than in the judgment of the Town Council will be available over and above such cost of maintenance and operation, and that no portion of the revenues of said system has been previously pledged for any other indebtedness.

Section 11. The Town of Redmond hereby binds itself irrevocably not to mortgage, sell, lease or in any manner dispose

of the waterworks utility system now belonging to or which may hereafter belong to it, including all additions, betterments and extensions thereof, at any time made until all of the revenue bonds herein authorized, with interest thereon, shall have been fully paid, and the said Town hereby covenants and agrees to maintain in good condition and to operate said system and to establish, maintain and collect such rates as will produce gross revenues from the said waterworks utility system sufficient to permit payment into said special fund of the amounts required for the payment of the principal and interest on the revenue bonds herein authorized as they become due and the amounts that are required to be paid into any reserve account that may be provided for in connection with the sale of said bonds, and in addition thereto, to pay all costs of maintenance and operation and taxes, and otherwise to meet the obligations of the said Town as herein set forth and as may be set forth in any Ordinance hereinafter enacted pertaining to the issuance of said bonds.


Section 12. The Town of Redmond will, while any of the revenue bonds herein authorized remain outstanding keep proper books of accounts and records, (separate and apart from other accounts and records) in which complete and correct entries will be made of all transactions relating to the said waterworks utility system, and it will furnish the original purchaser of said revenue bonds and any subsequent holder or holders thereof, at the written request of such holder or holders, complete operating and income statements of the said system in reasonable detail covering any fiscal year, not more than thirty (30) days after the close of such fiscal year, and it will grant any holder or holders of at least twenty-five (25%) percent of the outstanding revenue bonds hereby authorized the right at all reasonable times

to inspect the said system and all records, accounts, and data of the said Town relating thereto.

Section 13. Proceeds of the sale of the foregoing bonds shall be used for the sole purpose of acquiring and constructing the additions and betterments to and extensions of the presently existing waterworks utility system of said Town, as aforesaid, and of paying the costs and expenses connected therewith, and the Town of Redmond, through its proper officers and agents, shall proceed with the making of said improvements and the acquisition and construction of said additions, extensions and betterments, and the proper officers of the Town are hereby directed to proceed therewith.

Section 14. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

PASSED by the Town Council and APPROVED by the Mayor of the Town of Redmond this ^{23rd}~~19th~~ day of May, 1951.



Mayor of the Town of Redmond.

ATTEST:



Clerk of the Town of Redmond.