

CITY OF REDMOND, WASHINGTON

ORDINANCE NO. 260

AN ORDINANCE specifying and adopting a system or plan of additions to and betterments and extensions of the waterworks utility of the City of Redmond, Washington, including the system of sewerage as a part thereof, declaring the estimated cost thereof as nearly as may be, providing for the issuance of \$ 250,000 00 par value of "Water and Sewer Revenue Bonds, 1961" to obtain the funds with which to pay the cost thereof, creating a special fund to provide for the payment of said Bonds, authorizing and directing the City officials to proceed with said improvement, and creating a special construction fund against which interest bearing warrants will be issued.

WHEREAS, the City of Redmond, Washington (now a city of the third class having advanced in classification from a fourth class town), by Ordinance No. 200, passed by the Town Council and approved by the Mayor on March 27, 1957, specified and adopted a system or plan for a system of sewerage for the Town and provided that the system of sewerage to be acquired, including all additions, extensions and betterments thereof, should become a part of the waterworks utility of the Town, said combined waterworks system and sewerage system, including all additions thereto and betterments and extensions thereof at any time made, being hereinafter referred to as the "waterworks utility of the City," and

WHEREAS, under date of December 14, 1960, the Town (now City) entered into an agreement with Highland Service, Inc., a Washington corporation (hereinafter called "Highland") under which the privately installed sewerage system of Highland serving a portion of the area commonly known as "Overlake Park" was connected to the waterworks utility of the City, and

WHEREAS, the public interest, welfare and convenience require, and it is advisable, that the City purchase the Highland

collection system in accordance with the Agreement entered into by the City with Highland, dated the 12th day of July, 1961, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN, as follows

Section 1. The City of Redmond, Washington, hereby specifies and adopts a system or plan for making additions to and betterments and extensions of the waterworks utility of the City to consist of the following:

(1) The following sewer lines and pump station presently owned and operated by Highland in the area commonly known as Overlake Park shall be purchased in accordance with the provisions of the Agreement between the City and Highland, dated the 12th day of July, 1961

<u>PIPE SIZE</u>	<u>TYPE</u>	<u>ALONG</u>	<u>FROM</u>	<u>TO</u>
Portion of Construction Schedule "B"				
8"	Asbestos Cement	150th Ave. N. E.	375' N. of N. E. 36th St.	N. E. 36th St.
8"	Asbestos Cement	N. E. 36th St.	150th Ave. N. E.	669' E. of 150th Ave. N.E.
8"	Conc.	N. E. 36th St.	669' E. of 150th Ave. N. E.	Overlake Parkway
12"	Asbestos Cement	Overlake Parkway	N. E. 36th St.	1100' S. of N.E. 36th St. (Inc. M.H. No. 10)
Construction Schedule "C"				
8"	Asbestos Cement	156th Ave. N. E.	N. E. 51st St.	N. E. 60th St.
8"	Asbestos Cement	N. E. 60th St.	156th Ave. N. E.	154th Ave. N.E.

<u>PIPE SIZE</u>	<u>TYPE</u>	<u>ALONG</u>	<u>FROM</u>	<u>TO</u>
8"	Asbestos Cement	154th Ave N.E	N.E. 60th St.	Old Redmond Road
8"	Asbestos Cement	Old Redmond Road	154th Ave. N.E.	Sec State High- way No. 2-D
8"	Asbestos Cement	Sec. State High- way No. 2-D	Old Redmond Road	Redmond City Limit
8"	Asbestos Cement	Sec. State High- way No. 2-D	Redmond City Limit	W. End of Bridge over Sammamish River
8"	12 Ga Steel	Sec. State High- way No. 2-D	W. End of Bridge	Redmond Inf. Structure
Construction Schedule "D"				
6"	Asbestos Cement	Overlake Parkway	Lift Station 1,000' S. of N.E. 36th St.	154th Ave. N.E.
6"	Asbestos Cement	154th Ave. N.E.	Overlake Park- way	N.E 40th St.
8"	12 Ga. Steel	Easement Line	N.E. 40th St.	N.E. 51st St.

Construction Schedule "E"

Sewage lift station located west of Overlake
Parkway approximately 1,000' south of N.E. 36th
St.

The City Council may modify the details of the foregoing system or plan where, in its judgment, it appears advisable, provided such modifications do not substantially alter the purpose hereinbefore set forth.

Section 2. The life of the foregoing additions to and betterments and extensions of the waterworks utility of the City is hereby declared to be at least thirty (30) years.

Section 3. The estimated cost, as near as may be, of the acquisition of the above-described additions to and betterments and extensions of the waterworks utility of the City is hereby declared to be \$ 250,000.00.

Section 4 The cost of acquiring and making the foregoing additions to and betterments and extensions of the waterworks utility of the City shall be paid from the proceeds received from the issuance and sale of water and sewer revenue bonds in an amount not to exceed \$ 250,000.00 par value. The bonds shall be issued in one or more series at such times as the City Council shall deem advisable. The bonds shall be entitled "Water and Sewer Revenue Bonds, 1961" (hereinafter called the "Bonds"), with the series designation following if issued in series, shall bear interest at a rate or rates not to exceed 6% per annum, payable semiannually, shall be numbered 1 upwards consecutively within each series as issued. The Bonds shall be issued in such series, shall be in such denominations and form, shall bear such dates and 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 thirty years thereafter, or shall be term bonds, 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. The Bonds shall be sold in such manner as the City Council of the City of Redmond shall deem to be in the best interest of the City.

Section 5. There is hereby created and established in the office of the City Treasurer a special fund to be known as the "Water and Sewer Revenue Bond Fund, 1961," which fund shall be drawn upon for the sole purpose of paying the principal of and interest on the Bonds. From and after the date of issuance of

the Bonus, and so long thereafter as bonds are outstanding against the "Water and Sewer Revenue Bond Fund, 1961," the City Treasurer shall set aside and pay into said Fund out of the gross revenues of the waterworks utility of the City a fixed amount, without regard to any fixed proportion, namely an amount sufficient to pay the principal of and interest on the Bonds as they respectively become due, and to create such surplus and reserve, if any, that may hereafter be prescribed by ordinance. The gross revenues from the waterworks utility of the City are hereby pledged to such payment, and the Bonds shall constitute a charge or lien upon such gross revenues prior and superior to all other charges or liens whatsoever, excluding charges for maintenance and operation, PROVIDED, HOWEVER, that if the conditions required to be met for the issuance of parity bonds, as set forth in Section 7 of Ordinance No. 206, passed November 13, 1957, shall be met at the time of the issuance of the Bonds, the charge or lien upon such gross revenues for the Bonds shall be on a parity with the charge or lien upon such gross revenues for the outstanding "Water and Sewer Revenue Bonds, 1960," dated March 1, 1960, "Water and Sewer Revenue Bonds, 1957," dated December 1, 1957, and any additional parity revenue bonds, hereafter issued in accordance with the provisions of said Section 7 of Ordinance No. 206, but the said charge or lien upon such gross revenues shall be subordinate and inferior to the prior charge or lien upon the same for the payment of the outstanding "Water Revenue Bonds, 1951," dated August 1, 1951. If said parity conditions shall not be met, the charge or lien upon such gross revenues for the Bonds shall be subordinate and inferior to the prior charge or lien upon such gross revenues for the presently outstanding "Water and Sewer Revenue Bonds, 1960," "Water and Sewer Revenue Bonds, 1957," and "Water Revenue Bonds, 1951."

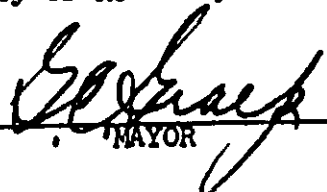
Section 6 The gross revenues and benefits to be derived from the operation and maintenance of the waterworks utility of the City at the rates to be charged for water and sanitary sewage disposal service on the entire utility will, in the judgment of the City Council, be more than sufficient to meet all expenses of operation and maintenance thereof and to permit the setting aside into the "Water and Sewer Revenue Bond Fund, 1961," out of the gross revenues of the entire utility an amount sufficient to pay the interest on the Bonds, as such interest becomes payable, and to pay and redeem all of the Bonds at maturity, and further, to meet the obligations of the City with reference to all outstanding "Water and Sewer Revenue Bonds, 1960," "Water and Sewer Revenue Bonds, 1957," and "Water Revenue Bonds, 1951."

Section 7 The City Council and corporate authorities of the City of Redmond hereby declare that in fixing the amounts to be paid into the "Water and Sewer Revenue Bond Fund, 1961," as set forth herein, they have exercised due regard to the cost of operation and maintenance of the waterworks utility of the City and the debt service requirements of the outstanding "Water and Sewer Revenue Bonds, 1960," "Water and Sewer Revenue Bonds, 1957," and "Water Revenue Bonds, 1951," and the City of Redmond has not bound and obligated itself and will not bind and obligate itself to set aside and pay into such Fund a greater amount or proportion of the revenues of the waterworks utility of the City than in the judgment of the City Council will be available over and above such costs of maintenance and operation and debt service requirements of the outstanding "Water and Sewer Revenue Bonds, 1960," "Water and Sewer Revenue Bonds, 1957," and "Water Revenue Bonds, 1951," and that no portion of the revenues of the waterworks utility of the City has been previously pledged for any indebtedness other than the outstanding "Water and Sewer Revenue Bonds, 1960," "Water and Sewer Revenue Bonds, 1957," and "Water Revenue Bonds, 1951"

Section 8. The proceeds from the sale of the foregoing Bonds shall be used for the sole purpose of carrying out the system or plan of additions to and betterments and extensions of the waterworks utility of the City, as herein authorized and of paying the cost and expense connected therewith, and the City of Redmond, through its proper officers and agents, shall proceed with the acquisition of said improvement in accordance with the provisions of the Agreement between the City and Highland, dated the ^{12th} day of July, 1961.

Section 9. There is hereby created and established in the office of the City Treasurer a special fund to be known as the "Water and Sewer Construction Fund, 1961," which fund shall be drawn upon for the sole purpose of paying the cost and expense connected with carrying out the system or plan of additions to and betterments and extensions of the waterworks utility of the City as herein authorized. Pending the issuance and sale of the Bonds, warrants shall be drawn against said "Water and Sewer Construction Fund, 1961," in payment of such cost and expense, said warrants to be presented to the City Treasurer, registered and not paid for want of funds, and shall bear interest from the date of such presentation and registration at the rate of 5% per annum until called and paid. Such warrants shall be redeemed from the proceeds from the sale of the Bonds or from other moneys available for such purpose no later than one year from the date of issuance thereof.

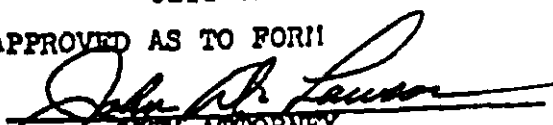
PASSED by the City Council in a regular meeting thereof and APPROVED by the Mayor of the City of Redmond, Washington, this 12th day of July, 1961.


MAYOR

ATTEST


CITY CLERK

APPROVED AS TO FORM


CITY ATTORNEY