

RESOLUTION NO. 1522

**A RESOLUTION RESCINDING RESOLUTION 1513 AND
AUTHORIZING ISSUANCE OF WATER REVENUE BONDS UNDER THE
UNIFORM REVENUE BOND ACT.**

WHEREAS, the City Council adopted Resolution 1513 on September 21, 1998 which authorized issuance of water revenue bonds under the uniform revenue bond act; and,

WHEREAS, the City Council desires to rescind that authorization and separately authorize issuance of water revenue bonds under the uniform revenue bond act for two separate projects in two separate amounts; and,

WHEREAS, one authorization would be limited to the refinancing of existing water debt and the other authorization would be limited to development of the Troutdale Aquifer; and,

WHEREAS, the City finds it is financially feasible and in its best interests to authorize the issuance of bonds under Oregon's Uniform Revenue Bond Act (ORS 288.805 to 288.945 or the "Act") to finance or refinance water system improvements; and,

WHEREAS, the Act permits the City to finance or refinance the Water system improvements with revenue bonds which are payable from the revenues of the City which are specified in the proceedings authorizing the revenue bonds;

WHEREAS, it is desirable to obtain \$5,800,000 of revenue bonding authority to refinance water system debt which includes the remaining balance of Series 1988 Water Revenue Bonds and 1998 construction financing for a new reservoir located north of the city limits and test wells and engineering and hydrology studies in the Troutdale Aquifer and \$8,200,000 of revenue bonding authority to finance water system improvements related to the Troutdale Aquifer; and,

WHEREAS, the City will cause a plan to be prepared showing that the City's estimated net water system revenues will be sufficient to pay the revenue bonds authorized by this resolution, as required by the Act;

NOW, THEREFORE, THE CITY WILSONVILLE RESOLVES AS FOLLOWS:

Section 1. Revenue Bonds Authorized.

The City hereby authorizes the issuance of not more than Five Million Eight Hundred Thousand Dollars (\$5,800,000) in aggregate principal amount of revenue bonds to refinance water system obligations and Eight Million Two Hundred Thousand Dollars (\$8,200,000) in aggregate principal amount of revenue bonds to finance water system improvements related to the Troutdale Aquifer. The bonds shall be payable solely from the water system revenues which the City pledges to pay the bonds. Prior to selling the bonds the City Council shall establish by resolution:

- (a) Whether the bonds shall be sold at public, competitive bid sale or private, negotiated sale;
- (b) The maximum discount to be allowed upon sale of the bonds;
- (c) The schedule for bond principal repayment;
- (d) The terms under which additional bonds may be issued;
- (e) The terms by which bonds may be redeemed prior to maturity;
- (f) The amount of any reserves to be established for the bonds and the manner in which the reserves shall be funded;
- (g) The covenants which the City will make with bondowners regarding operation of the City's water system;
- (h) Whether all or only a portion of the Revenues shall be pledged to payment of the bonds;
- (i) Whether the pledged revenues shall be held by a trustee, and if they are so held, the trustee's duties;
- (j) Whether mortgages or security interests should be granted in property financed by with the bonds; and
- (k) Any other terms, conditions or covenants regarding the bonds, the water system improvements or the revenues which are necessary or desirable to effect the sale of the bonds.

Section 2. Notice; Procedure.

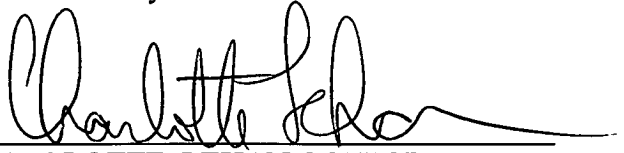
- (a) Bonds for Refinancing.
 - (i) No bonds may be sold to refinance water system obligations, and no purchase agreement for those bonds may be executed, until at least sixty (60) days after publication of the Notice of Revenue Bond Authorization, which is attached to this resolution as Exhibit "A". That notice shall specify the last date on which petitions may be submitted, and shall be published in at least one newspaper of general circulation in the City in the same manner as are other public notices of the City.
 - (ii) If petitions for an election on the bonds described in Exhibit A, containing valid signatures of not less than five percent (5%) of the City's electors, are received by the date indicated in the notice published for those bonds: the question of issuing those bonds shall be placed on the ballot at the next legally available election date; and, none of those bonds may be sold under this resolution until the question of issuing those bonds is approved by a majority of the electors of the City who vote on that question.
- (b) Bonds for Troutdale Aquifer.
 - (i) No bonds may be sold to finance improvements related to the Troutdale Aquifer, and no purchase agreement for those bonds may be executed, until at least sixty (60) days after publication of the Notice of Revenue Bond Authorization, which is attached to this resolution as Exhibit "B". That notice shall specify the last date on which petitions may be submitted, and shall be published in at least one newspaper of general circulation in the City in the same manner as are other public notices of the City.
 - (ii) If petitions for an election on the bonds described in Exhibit B, containing valid signatures of not less than five percent (5%) of the City's electors, are received by the date indicated in the notice published for those bonds: the question of issuing those bonds shall be placed on the ballot at the next legally available election date; and, none of those bonds may be sold under this resolution until the question of issuing those bonds is approved by a majority of the electors of the City who vote on that question.
- (c) All bonds authorized by this resolution shall be issued and sold in accordance with the Act.

Section 3. Bonds Payable Solely from Revenues.

The bonds shall not be general obligations of the City, and the City shall not be authorized to levy any taxes by virtue of issuing the bonds. The bonds shall be payable

solely from the water system revenues and any revenue bond proceeds which the City pledges to payment of the bonds pursuant to ORS 288.825(1) and the resolutions to be adopted by the City pursuant to Section 1. of this resolution.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 2nd day of November, 1998, and filed with the Wilsonville City Recorder this date.



CHARLOTTE LEHAN, MAYOR

ATTEST:



Sandra C. King, CMC, City Recorder

Summary of Votes:

Mayor Lehan	Yes
Councilor Helser	Yes
Councilor Luper	Yes
Councilor Barton	Yes
Councilor Kirk	Yes

EXHIBIT A

Notice of Revenue Bond Authorization

NOTICE IS HEREBY GIVEN that the City Council of the City of Wilsonville, Oregon (the "City"), adopted Resolution No. 1522 on November 2, 1998, authorizing the issuance of revenue bonds which are payable from the revenues of the City's water system. The bonds will be issued to refinance existing water system debt which includes the remaining balance of Series 1988 Water Revenue Bonds and 1998 construction financing for a new reservoir located north of the city limits and test wells and engineering and hydrology studies in the Troutdale Aquifer.

The City Council may establish by subsequent resolution all terms, conditions and covenants regarding the bonds and the water system revenues which are necessary or desirable to sell the bonds.

The bonds will be issued pursuant to the Uniform Revenue Bond Act (ORS 288.805 to 288.945) in an estimated aggregate principal amount of not more than Five Million Eight Hundred Thousand Dollars (\$5,800,000). Revenue bond principal and interest will be payable solely from the revenues of the water system which the City pledges to pay the bonds. The bonds will not be general obligations of the City, and the City will not be authorized to levy any taxes to pay the bonds.

If written petitions requesting an election on the issuance of the bonds, signed by not less than five percent (5%) of the City's electors, are filed at the office of the City Recorder on or before January 10, 1999, the question of issuing the bonds shall be placed on the ballot at the next legally available election date.

The office of the City Recorder is located at 30000 SW Town Center Loop East, Wilsonville, Oregon 97070.

The resolution authorizing the bonds is available for inspection at the Office of the City Recorder. This notice is published pursuant to ORS 288.815(6).

**BY ORDER OF THE CITY OF WILSONVILLE,
OREGON**

EXHIBIT B

Notice of Revenue Bond Authorization

NOTICE IS HEREBY GIVEN that the City Council of the City of Wilsonville, Oregon (the "City"), adopted Resolution No. 1522 on November 2, 1998, authorizing the issuance of revenue bonds which are payable from the revenues of the City's water system. The bonds will be issued to finance costs of water system improvements related to the development of the Troutdale Aquifer.

The City Council may establish by subsequent resolution all terms, conditions and covenants regarding the bonds and the water system revenues which are necessary or desirable to sell the bonds.

The bonds will be issued pursuant to the Uniform Revenue Bond Act (ORS 288.805 to 288.945) in an estimated aggregate principal amount of not more than Eight Million Two Hundred Thousand Dollars (\$8,200,000). Revenue bond principal and interest will be payable solely from the revenues of the water system which the City pledges to pay the bonds. The bonds will not be general obligations of the City, and the City will not be authorized to levy any taxes to pay the bonds.

If written petitions requesting an election on the issuance of the bonds, signed by not less than five percent (5%) of the City's electors, are filed at the office of the City Recorder on or before January 10, 1999, the question of issuing the bonds shall be placed on the ballot at the next legally available election date.

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