

MOTION NO. **5544**

1 A MOTION of the County Council of King
2 County retaining bond counsel for certain
3 services in connection with the issuance,
4 sale and delivery of councilmanic bonds
5 of the County in the principal amount of
6 approximately \$15,000,000 for purposes of
7 providing funds for the acquisition and
8 purchase of interests in agricultural and
9 open space land in the County.

10 WHEREAS, it is deemed necessary and in the best interest of
11 King County and its inhabitants that agricultural and open space
12 land within the County be preserved by means of purchase of
13 development rights in such lands, and

14 WHEREAS, one of the means of financing such development rights
15 purchases requires the issuance and sale of approximately
16 \$15,000,000 par value councilmanic bonds of the County, and

17 WHEREAS, it is further deemed necessary that nationally
18 recognized attorneys experienced in such matters be retained as
19 bond counsel to participate with the King County Prosecuting
20 Attorney in drafting the ordinances, notices and other documents
21 necessary for the issuance, sale and delivery of such bonds, and
22 to give their opinion as to the validity thereof at the time of
23 delivery of the bonds to their purchasers, and

24 WHEREAS, the Seattle law firm of Roberts & Shefelman, has
25 performed without compensation substantial work on general
26 obligation bond issues previously proposed for similar purposes
27 and has since rendered without compensation valuable services to
28 the County's efforts to sell bonds to preserve farmlands and open
29 space, and therefore has special knowledge and expertise relating
30 to such bonds;

31 NOW, THEREFORE, BE IT MOVED by the Council of King County:

32 Roberts & Shefleman, attorneys at law of Seattle, Washington,
33 are hereby retained by the County as bond counsel to participate
in drafting the ordinances, notices and other documents required
by the County in connection with the issuance and sale of

1 approximately \$15,000,000 par value of councilmanic bonds.

2 The services to be rendered by such law firm are participation
3 in the drafting of all ordinances, notices and other documents
4 through the issuance and sale of the bonds; the furnishing of
5 an approving legal opinion upon the validity of such bonds at the
6 time of the delivery thereof to the purchasers; and to perform
7 such other services normally performed by bond counsel, but such
8 services under this section shall not include the drafting or
9 review for accuracy of any official statement, offering circular
10 or other sales material relating to the issuance of the bonds
11 prepared by the County or its financial advisor or otherwise used
12 in connection with such bonds except for the review of the official
13 statement or prospectus for the accuracy and completeness of the
14 description of the bonds and other statements of law relative to
15 the bonds and the payment thereof.

16 The County shall pay Roberts & Shefelman the sum of \$9,500
17 for rendering such services which shall include out-of-pocket
18 expenses incurred by it, with the exception of necessary and
19 actual out-of-state travel which shall be reimbursed by the
20 County. Payment of any fees is contingent on the issuance of the
21 bonds. Payment shall be from the proceeds of the sale of such
22 bonds when issued.

The County shall furnish Roberts & Shefelman a complete certified transcript of all proceedings had in connection with the issuance of the bonds, a satisfactory no-litigation certificate, non-arbitrage certificate, and official statement certificate and other certificates and documents in order to enable that firm to furnish its approving opinion as to the validity thereof and the exemption of the interest thereon from federal income taxes in accordance with current federal law and regulations at the time of the sale of such bonds.

PASSED this 1th day of September, 1982.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Louis North
Chairman

ATTEST:

Quincy M. Owens
DEPUTY Clerk of the Council

1 We hereby accept employment as bond counsel in accordance with the
2 provisions of the foregoing motion.
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4 Dated this _____ day of _____, 1982

5 ROBERTS & SHEFELMAN:

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7 By _____
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