

April 14, 1999

Introduced By: Jane Hague

emb

Proposed No.: 1999-0015

ORDINANCE NO. **13467**

1
2 AN ORDINANCE providing for the issuance and public sale of
3 not to exceed \$100,000,000 principal amount of limited tax
4 general obligation bonds of the county for the purpose of
5 providing funds to acquire real and personal property for county
6 purposes, to make capital improvements to county facilities, to
7 reimburse the county for expenditures made for the acquisition of
8 certain real property and other capital improvements, to finance
9 capital grants for the construction of arts projects, to advance
10 refund and defease a portion of the county's Limited Tax General
11 Obligation Refunding Bonds, 1991, Series D and the county's
12 Limited Tax General Obligation Bonds (Various Purpose), 1993
13 Series A, and to pay the costs of the Logan-Knox litigation
14 settlement; providing for the public sale of the bonds and the
15 disposition of the proceeds of sale; establishing funds for the
16 receipt and expenditure of bond proceeds and for the payment of
17 the bonds; and providing for the annual levy of taxes to pay the
18 principal thereof and interest thereon.

19 PREAMBLE:

20 The county council has received and reviewed plans for various capital improvements
21 to general government facilities, and capital grants for the construction of arts projects.

22 The county council has previously reviewed and approved expenditures for the
23 acquisition of the Blackriver 900 office building and the county's share of the costs of
24 dredging the Cedar River Channel in Renton.

25 The county has previously issued its Limited Tax General Obligation Refunding
26 Bonds, 1991, Series D, and its Limited Tax General Obligation Bonds (Various
27 Purpose), 1993 Series A. The county has an opportunity to refund and defease a
28 portion of those bonds which may be called for redemption prior to maturity, thereby
29 realizing savings to its taxpayers.

1 The county council has also approved a settlement agreement to the Logan-Knox
2 litigation.

3 It is deemed necessary and advisable that the county now issue and sell not to exceed
4 \$100,000,000 principal amount of its limited tax general obligation bonds to finance
5 the projects and litigation settlement described above.

6 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

7 SECTION 1. Definitions. The following words and terms as used in this ordinance shall
8 have the following meanings for all purposes of this ordinance, unless some other meaning is
9 plainly intended.

10 "Arbitrage and Tax Certification" means the certificate executed by the Finance
11 Director pertaining to the county's expectations with respect to the use, investment and rebate,
12 if any, of Bond proceeds for purposes of Sections 141 and 148 of the Code.

13 "Bond Fund" means the bond redemption account authorized to be established for
14 each series of the Bonds pursuant to section 15 of this ordinance.

15 "Bond Register" means the registration books maintained by the Bond Registrar for
16 purposes of identifying ownership of the Bonds.

17 "Bond Registrar" means the fiscal agency of the State of Washington in either Seattle,
18 Washington, or New York, New York, for the purposes of registering and authenticating the
19 Bonds, maintaining the Bond Register, effecting the transfer of ownership of the Bonds and
20 paying interest on and principal of the Bonds.

21 "Bonds" means the not to exceed \$100,000,000 principal amount of limited tax
22 general obligation bonds authorized to be issued by this ordinance to finance the projects and
23 litigation settlement described in section 3 of this ordinance.

24 "Code" means the federal Internal Revenue Code of 1986, as amended, together with
25 corresponding and applicable final, temporary or proposed regulations and revenue rulings

1 issued or amended with respect thereto by the United States Treasury Department or the
2 Internal Revenue Service, to the extent applicable to the Bonds.

3 "Commission" means the Securities and Exchange Commission.

4 "DTC" means The Depository Trust Company, New York, New York.

5 "Escrow Trustee" means the corporate trustee chosen to serve as such pursuant to
6 section 13 of this ordinance.

7 "Finance Director" means the finance director of the county or any other county
8 officer who succeeds to the duties now delegated to that office or the designee of the finance
9 director.

10 "Government Obligations" means "government obligations," as defined in chapter
11 39.53 RCW, as now in existence or hereafter amended.

12 "MSRB" means the Municipal Securities Rulemaking Board or any successor to its
13 functions.

14 "NRMSIR" means a nationally recognized municipal securities information
15 repository.

16 "Rebate Amount" means the amount, if any, determined to be payable with respect to
17 the Bonds by the county to the United States of America in accordance with Section 148(f) of
18 the Code.

19 "Refunded Bonds" means, collectively, the Refunded 1991D Bonds and the Refunded
20 1993A Bonds.

21 "Refunded 1991D Bonds" means \$5,115,000 of the outstanding King County,
22 Washington, Limited Tax General Obligation Refunding Bonds, 1991, Series D, maturing on
23 and after December 1, 2001.

1 "Refunded 1993A Bonds" means \$24,715,000 of the outstanding King County,
2 Washington, Limited Tax General Obligation Bonds (Various Purpose), 1993 Series A,
3 maturing on and after December 1, 2004.

4 "Rule" means the Commission's Rule 15c2-12 under the Securities and Exchange Act
5 of 1934, as the same may be amended from time to time.

6 "Sale Motion" means the motion of the council approving a bid for each series of the
7 Bonds, in accordance with section 19 of this ordinance.

8 "SID" means a state information depository for the State of Washington (if one is
9 created).

10 SECTION 2. Findings. The county council hereby makes the following findings:

11 A. Capital projects in accordance with the 1998 and 1999 capital improvements
12 plans, all as more fully described in Exhibit A hereto, will contribute to the health, safety and
13 welfare of the citizens of the county.

14 B. The settlement of the Logan-Knox litigation is in the best interests of the
15 county and its citizens.

16 C. Significant debt service savings can be realized by the county through the
17 advance refunding and defeasance of the Refunded Bonds.

18 D. The issuance of limited tax general obligation bonds payable from regular
19 property taxes to provide funds to pay or reimburse the county for the costs of the projects and
20 litigation settlement described in Exhibit A hereto and incorporated herein by this reference,
21 to advance refund and defease the Refunded Bonds, and to pay the costs of issuing such bonds
22 will reduce the overall costs of borrowing such funds and is in the best interests of the county
23 and its citizens.

1 SECTION 3. Authorization of Projects. The county is hereby authorized to
2 acquire the real and personal property, make the capital improvements, make the capital
3 grants and litigation settlement, and otherwise proceed with the projects specified in Exhibit A
4 hereto (except the Blackriver 900 Acquisition and the county's share of the Cedar River
5 Section 205 Flood Control Project, each of which have already been approved by the county).
6 The costs of such projects shall also include interest on any interim financing for such projects
7 pending receipt of Bond proceeds and costs and expenses incurred in issuing the Bonds.

8 The projects authorized herein shall include the costs of sales tax, acquisition and
9 contingency allowances, financing, and any and all surveys, explorations, engineering and
10 architectural studies, drawings, designs and specifications incidental, necessary or convenient
11 to the improvements herein specified. Such projects shall also include the purchase of all
12 materials, supplies, appliances, equipment and facilities, and the permits, franchises, property
13 and property rights and administrative costs, necessary, incidental or convenient to effect the
14 improvements.

15 The projects authorized herein may be modified where deemed advisable or necessary
16 in the judgment of the county council, and implementation or completion of any authorized
17 project shall not be required if the county council determines that it has become inadvisable or
18 impractical. If all of the projects either have been completed, or their completion duly
19 provided for, or their completion found to be inadvisable or impractical, the county may apply
20 any remaining proceeds of the Bonds, or any portion thereof, to the acquisition or
21 improvement of other county facilities as the county council in its discretion may determine.
22 In the event that the proceeds of the sale of the Bonds, plus any other money of the county
23 legally available therefor, are insufficient to accomplish all of the projects authorized in this

1 section, the county shall use the available funds for paying the cost of those projects for which
2 the Bonds were authorized deemed by the county council most necessary and in the best
3 interest of the county.

4 **SECTION 4. Purpose, Authorization and Description of Bonds; Use of**
5 **Depository.**

6 A. Purpose and Authorization of Bonds. The county shall now issue and sell
7 Bonds in an aggregate principal amount not to exceed \$100,000,000 for the purpose of
8 providing the county with funds to pay or reimburse the county for the costs of the projects
9 and litigation settlement described in Exhibit A hereto, to advance refund and defease the
10 Refunded Bonds, and to pay the costs of issuing the Bonds.

11 B. Description. The Bonds shall be designated "King County, Washington,
12 Limited Tax General Obligation and Refunding Bonds (Various Purpose), 1999" with an
13 applicable series designation established as provided in section 19 of this ordinance. The
14 Bonds shall be fully registered as to both principal and interest, shall be in the denomination
15 of \$5,000 each or any integral multiple thereof (but no Bond shall represent more than one
16 maturity), shall be numbered separately in such manner and with any additional designation as
17 the Bond Registrar deems necessary for purposes of identification, and shall be dated as of
18 such date and shall mature on the dates, in the years and the amounts established as provided
19 in section 19 of this ordinance.

20 The Bonds shall bear interest (computed on the basis of a 360-day year of twelve 30-
21 day months) from their date or from the most recent interest payment date for which interest
22 has been paid or duly provided for, whichever is later, payable on semiannual interest
23 payment dates to be established as provided in section 19 of this ordinance, at the rate or rates

1 bid by the successful bidder at public sale and accepted by motion of the county council, as
2 provided in section 19 of this ordinance.

3 C. Initial Immobilization of Bonds; Depository Provisions. The Bonds initially
4 shall be held in fully immobilized form by DTC acting as depository pursuant to the terms
5 and conditions set forth in the Blanket Issuer Letter of Representations heretofore executed on
6 behalf of the county. Neither the county nor the Bond Registrar shall have any responsibility
7 or obligation to DTC participants or the persons for whom they act as nominees with respect
8 to the Bonds with respect to the accuracy of any records maintained by DTC or any DTC
9 participant, the payment by DTC or any DTC participant of any amount in respect of principal
10 or redemption price or interest on the Bonds, any notice that is permitted or required to be
11 given to Registered Owners under this ordinance (except such notice as is required to be given
12 by the county to the Bond Registrar-or to DTC), the selection by DTC or any DTC participant
13 of any person to receive payment in the event of a partial redemption of the Bonds or any
14 consent given or other action taken by DTC as owner of the Bonds.

15 The Bonds initially shall be issued in denominations equal to the aggregate principal
16 amount of each maturity and initially shall be registered in the name of CEDE & Co., as the
17 nominee of DTC. The Bonds so registered shall be held in fully immobilized form by DTC as
18 depository. For so long as any Bonds are held in fully immobilized form, DTC, its successor
19 or any substitute depository appointed by the county, as applicable, shall be deemed to be the
20 Registered Owner for all purposes hereunder and all references to Registered Owners,
21 bondowners, bondholders, owners or the like shall mean DTC or its nominees and shall not
22 mean the owners of any beneficial interests in the Bonds. Registered ownership of such
23 Bonds, or any portions thereof, may not thereafter be transferred except:

1 1. To any successor of DTC or its nominee, if that successor shall be
2 qualified under any applicable laws to provide the services proposed to be provided by it;

3 2. To any substitute depository appointed by the county pursuant to this
4 subsection or such substitute depository's successor; or

5 3. To any person as herein provided if the Bonds are no longer held in
6 immobilized form.

7 Upon the resignation of DTC or its successor (or any substitute depository or its
8 successor) from its functions as depository, or a determination by the county that it is no
9 longer in the best interests of beneficial owners of the Bonds to continue the system of book
10 entry transfers through DTC or its successor (or any substitute depository or its successor), the
11 county may appoint a substitute depository. Any such substitute depository shall be qualified
12 under any applicable laws to provide the services proposed to be provided by it.

13 In the case of any transfer pursuant to clause 1 or 2 of the second paragraph of this
14 subsection C, the Bond Registrar, upon receipt of all outstanding Bonds together with a
15 written request on behalf of the county, shall issue a single new Bond for each maturity of
16 Bonds then outstanding, registered in the name of such successor or such substitute
17 depository, or their nominees, as the case may be, all as specified in such written request of
18 the county.

19 In the event that DTC or its successor (or substitute depository or its successor) resigns
20 from its functions as depository, and no substitute depository can be obtained; or the county
21 determines that it is in the best interests of the beneficial owners of the Bonds that they be
22 able to obtain Bond certificates, the ownership of Bonds may be transferred to any person as
23 herein provided, and the Bonds shall no longer be held in fully immobilized form. The county

1 shall deliver a written request to the Bond Registrar, together with a supply of definitive
2 Bonds, to issue Bonds as herein provided in any authorized denomination. Upon receipt of all
3 then outstanding Bonds by the Bond Registrar, together with a written request on behalf of the
4 county to the Bond Registrar, new Bonds shall be issued in such denominations and registered
5 in the names of such persons as are requested in such a written request.

6 D. Place, Manner and Medium of Payment. Both principal of and interest on the
7 Bonds shall be payable in lawful money of the United States of America. For so long as
8 outstanding Bonds are registered in the name of CEDE & Co., or its registered assigns, as
9 nominee of DTC, payments of principal of and interest on the Bonds shall be made in next
10 day funds on the date such payment is due and payable at the place and in the manner
11 provided in the Letter of Representations.

12 In the event that Bonds are no longer held in fully immobilized form by DTC or its
13 successor (or substitute depository or its successor); interest on the Bonds shall be paid by
14 checks or drafts mailed, or by wire transfer, to owners of Bonds at the addresses for such
15 owners appearing on the Bond Register on the 15th day of the calendar month preceding the
16 interest payment date. Wire transfer will be made only if so requested in writing and if the
17 owner owns at least one million dollars (\$1,000,000) par value of the Bonds. Principal of the
18 Bonds shall be payable at maturity or on such dates as may be fixed for prior redemption upon
19 presentation and surrender of the Bonds by the owners at either principal office of the Bond
20 Registrar in Seattle, Washington, or New York, New York, at the option of such owners.

21 SECTION 5. Optional Redemption of Bonds. The county may reserve the right to
22 redeem outstanding Bonds prior to their maturity on the dates and at the prices established in
23 the Notice of Sale and ratified and confirmed by a Sale Motion in accordance with section 19

1 of this ordinance. Portions of the principal amount of any Bond, in increments of \$5,000 or
2 any integral multiple of \$5,000, may be redeemed. If less than all of the principal amount of
3 any Bond is redeemed, upon surrender of such Bond at the principal office of the Bond
4 Registrar there shall be issued to the registered owner, without charge therefor, for the then
5 unredeemed balance of the principal amount thereof, a new Bond or Bonds, at the option of
6 the registered owner, of like maturity and interest rate in any denomination authorized by this
7 ordinance.

8 All Bonds purchased or redeemed under this Section shall be canceled by the Bond
9 Registrar and shall not be reissued.

10 SECTION 6. Notice and Effect of Redemption. Unless waived by the registered
11 owner of Bonds to be redeemed or the nominee of such owner, official notice of any such
12 redemption shall be given by the Bond Registrar on behalf of the county by mailing a copy of
13 an official redemption notice by certified or registered mail, postage prepaid, not less than 30
14 nor more than 60 days prior to the date fixed for redemption, to the registered owner of the
15 Bond or Bonds to be redeemed at the address shown on the Bond Register or at such other
16 address as is furnished in writing by such registered owner to the Bond Registrar. The Bond
17 Registrar shall provide additional notice of redemption of the Bonds to each NRMSIR and
18 SID, if any, in accordance with the ongoing disclosure provisions to be adopted by a Sale
19 Motion pursuant to section 23 of this ordinance.

20 All official notices of redemption shall be dated and shall state:

- 21 A. The redemption date;
22 B. The redemption price;

1 C. If less than all outstanding Bonds are to be redeemed, the identification (and, in
2 the case of partial redemption, the respective principal amounts) of the Bonds to be redeemed;

3 D. That on the redemption date the redemption price will become due and payable
4 upon each such Bond or portion thereof called for redemption, and that interest thereon shall
5 cease to accrue from and after said date; and

6 E. The place where such Bonds are to be surrendered for payment of the
7 redemption price, which place of payment shall be either of the principal offices of the Bond
8 Registrar.

9 Such notice of redemption shall be mailed within the same period, postage prepaid, to
10 Moody's Investors Service, Inc. and Standard & Poor's, a Division of The McGraw-Hill
11 Companies, at their offices in New York, New York, or their successors, and to such other
12 persons and with such additional information as the Finance Director shall deem appropriate,
13 but such mailings shall not be a condition precedent to the redemption of the Bonds.

14 Prior to any redemption date, the county shall deposit with the Bond Registrar an
15 amount of money sufficient to pay the redemption price of all the Bonds or portions of Bonds
16 that are to be redeemed on that date.

17 Official notice of redemption having been given as aforesaid, the Bonds or portions of
18 Bonds so to be redeemed shall, on the redemption date, become due and payable at the
19 redemption price therein specified, and from and after such date (unless the county shall
20 default in the payment of the redemption price upon presentation) such Bonds or portions of
21 Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in
22 accordance with said notice, such Bonds shall be paid by the Bond Registrar at the redemption
23 price. Installments of interest due on or prior to the redemption date shall be payable as

1 herein provided for payment of interest. Upon the payment of the redemption price of Bonds
2 being redeemed, each check or other transfer of funds issued for such purpose shall bear the
3 CUSIP number identifying, by issue and maturity, the Bonds being redeemed with the
4 proceeds of such check or other transfer. Upon surrender for any partial redemption of any
5 Bond, there shall be prepared for the registered owner a new Bond or Bonds of the same
6 maturity in the amount of unpaid principal.

7 In addition to the foregoing notice, further notice shall be given by the Bond Registrar
8 as set out below, but no defect in said further notice nor any failure to give all or any portion
9 of such further notice shall in any manner defeat the effectiveness of a call for redemption if
10 notice thereof is given as above prescribed.

11 1. Each further notice of redemption given hereunder shall contain the
12 information required above for an official notice of redemption plus: the CUSIP numbers of
13 all Bonds being redeemed; the date of issue of the Bonds as originally issued; the rate of
14 interest borne by each Bond being redeemed; the maturity date of each Bond being redeemed;
15 and any other descriptive information needed to identify accurately the Bonds being
16 redeemed.

17 2. Each further notice of redemption shall be sent at least 35 days before
18 the redemption date by registered or certified mail or overnight delivery service to all
19 registered securities depositories then in the business of holding substantial amounts of
20 obligations of types comprising the Bonds (such depositories now being DTC, Midwest
21 Securities Trust Company of Chicago, Illinois, and Philadelphia Depository Trust Company
22 of Philadelphia, Pennsylvania).

1 The requirements of this section shall be deemed to be complied with when notice is
2 mailed as herein provided, whether or not it is actually received by the owner.

3 SECTION 7. Form of Bonds. The Bonds shall be in substantially the following form:

13467

\$ _____

1 NO.

2 UNITED STATES OF AMERICA

3 STATE OF WASHINGTON

4 KING COUNTY

5 LIMITED TAX GENERAL OBLIGATION AND REFUNDING BOND
6 (VARIOUS PURPOSE), 1999 SERIES _____

7
8 INTEREST RATE: MATURITY DATE: CUSIP NO.:

9
10 REGISTERED OWNER:

11
12 PRINCIPAL AMOUNT:

13
14 KING COUNTY, WASHINGTON (the "County"), hereby acknowledges itself to owe
15 and for value received promises to pay to the Registered Owner identified above, or registered
16 assigns, on the Maturity Date specified above, the Principal Amount specified above and to
17 pay interest thereon (computed on the basis of a 360-day year of twelve 30-day months) from
18 _____, 1999, or the most recent date to which interest has been paid or duly provided for
19 until payment of this bond at the Interest Rate set forth above, payable on _____ 1,
20 199__, and semiannually thereafter on the first days of each succeeding _____ and
21 _____.

22 Both principal of and interest on this bond are payable in lawful money of the United
23 States of America. While bonds are held on immobilized "book entry" system of registration,
24 the principal of this bond is payable to the order of the Registered Owner in same day funds
25 received by the Registered Owner on the maturity date of this bond, and the interest on this
26 bond is payable to the order of the Registered Owner in same day funds received by the
27 Registered Owner on each interest payment date. When Bonds are no longer held in an
28 immobilized "book entry" registration system, the principal shall be paid to the Registered

1 Owner or nominee of such owner upon presentation and surrender of this bond at either of the
2 principal offices of the fiscal agency of the State of Washington in either Seattle, Washington
3 or New York, New York (collectively the "Bond Registrar"), and the interest shall be paid by
4 mailing a check or draft (on the date such interest is due) to the Registered Owner or nominee
5 of such owner at the address shown on the registration books maintained by the Bond
6 Registrar (the "Bond Register") as of the 15th day of the month prior to the interest payment
7 date; provided, however that if so requested in writing by the Registered Owner of at least
8 \$1,000,000 par value of the Bonds, interest will be paid by wire transfer.

9 This bond is one of an authorized issue of bonds of like date and tenor, except as to
10 number, amount, rate of interest and date of maturity, in the aggregate principal amount of
11 \$ _____, and is issued to provide funds to acquire real and personal property for
12 county purposes, to make capital improvements to certain County facilities, to reimburse the
13 County for expenditures made for the acquisition of certain real property and other capital
14 improvements, to finance a capital grant to the Seattle Symphony, to advance refund and
15 defease a portion of the County's Limited Tax General Obligation Refunding Bonds, 1991,
16 Series D and the County's Limited Tax General Obligation Bonds (Various Purpose), 1993
17 Series A, and to pay the costs of the Logan-Knox litigation settlement.

18 The bonds of this issue are issued under and in accordance with the provisions of the
19 Constitution and applicable statutes of the State of Washington, the County Charter and
20 applicable ordinances duly adopted by the County.

21 The County has reserved the right to redeem outstanding bonds of this issue maturing
22 on or after _____ 1, 200__ in whole on any date or in part on any interest payment
23 date, on or after _____ 1, 200__, maturities to be redeemed to be selected by the County

1 (and by lot within a maturity, in increments of \$5,000, with the manner of selection to be as
 2 chosen by the Bond Registrar) at par plus accrued interest to the date of redemption.

3 [The bonds of this issue maturing on _____ 1, _____, are also subject to
 4 redemption prior to maturity through mandatory amortization payments on _____ 1 of
 5 the following years and in the following amounts in each case at a redemption price of 100%
 6 of the principal amount of bonds to be redeemed, plus accrued interest to the date of
 7 redemption.

8 Years Amount

9
 10 * Maturity]

11 Portions of the principal sum of this bond in installments of \$5,000 or any integral
 12 multiple thereof also may be redeemed in accordance with the provisions set forth above, and
 13 if less than all of the principal sum hereof is to be redeemed, upon the surrender of this bond
 14 at the principal offices of the Bond Registrar there shall be issued to the Registered Owner,
 15 without charge therefor, for the then unredeemed balance of the principal sum hereof, at the
 16 option of the owner, a bond or bonds of like maturity and interest rate in any of the
 17 denominations authorized by the Bond Ordinance.

18 Notice of redemption, unless waived, is given by the Bond Registrar by mailing an
 19 official redemption notice by certified or registered mail, postage prepaid, not less than 30
 20 days and not more than 60 days prior to the date fixed for redemption, to the Registered
 21 Owner of any bond to be redeemed at the address appearing on the Bond Register. The
 22 requirements for such notice shall be deemed to be complied with when notice is mailed as
 23 herein provided, regardless of whether or not it is actually received by the owner of any bond.

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If such notice has been given and if the County has set aside, on the date fixed for redemption, sufficient money for the payment of all bonds called for redemption, the bonds so called shall cease to accrue interest after such redemption date, and all such bonds shall no longer be deemed to be outstanding for any purpose, except that the Registered Owners thereof shall be entitled to receive payment of the redemption price and accrued interest to the redemption date from the money set aside for such purpose.

The County hereby irrevocably covenants and agrees with the owner of this bond that it will annually include in its budget and levy taxes, within and as a part of the tax levy permitted to counties without a vote of the electorate upon all the property subject to taxation, in an amount sufficient, together with all other money legally available therefor, to pay the principal of and interest on this bond as the same shall become due. The full faith, credit and resources of the County are hereby irrevocably pledged for the annual levy and collection of such taxes and the prompt payment of such principal and interest.

The pledge of tax levies for repayment of principal of and interest on the bonds may be discharged prior to maturity of the bonds by making provisions for the payment thereof on the terms and conditions set forth in the Bond Ordinance.

The following abbreviations, when used in the inscription on the face of the within bond, shall be construed as though they were written out in full according to applicable laws or regulations.

- TEN COM - as tenants in common
- TEN ENT - as tenants by the entireties
- JT TEN - as joint tenants with right of survivorship and not as tenants in common

UNIF GIFT MIN ACT - _____ Custodian _____
(Cust) (Minor)

under Uniform Gifts to Minors Act

(State)

Additional abbreviations may also be used though not listed above.

This bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under King County Ordinance No. _____ (the "Bond Ordinance") until the Certificate of Authentication hereon shall have been manually signed by the Bond Registrar.

It is hereby certified that all acts, conditions and things required by the Constitution and statutes of the State of Washington and the Charter and ordinances of the County to exist, to have happened, been done and performed precedent to and in the issuance of this bond have happened, been done and performed and that the issuance of this bond and the bonds of this series does not violate any constitutional, statutory or other limitation upon the amount of bonded indebtedness that the County may incur.

1 IN WITNESS WHEREOF, the County has caused this bond to be executed by the
2 manual or facsimile signatures of the County Executive and the Clerk of the County Council,
3 and the seal of the County to be impressed or imprinted hereon, as of this _____ day of
4 _____, 1999.

5 KING COUNTY, WASHINGTON

6
7 By _____
8 County Executive
9

10 ATTEST:

11
12
13 _____
14 Clerk of the Council
15

16
17 The Bond Registrar's Certificate of Authentication on the Bonds shall be in
18 substantially the following form:

19 CERTIFICATE OF AUTHENTICATION

20 This bond is one of the bonds described in the within mentioned Bond Ordinance and
21 is of the Limited Tax General Obligation and Refunding Bonds (Various Purpose), 1999
22 Series _____, of King County, Washington, dated _____, 1999.

23 WASHINGTON STATE FISCAL
24 AGENCY, as Bond Registrar

25
26 By _____
27 Authorized Officer

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL SECURITY OR TAXPAYER IDENTIFICATION NUMBER OF TRANSFEREE

[]

(Please print or typewrite name and address, including zip code of Transferee)

the within bond and does hereby irrevocably constitute and appoint _____, or its successor, as Bond Registrar to transfer said bond on the books kept for registration thereof with full power of substitution in the premises.

DATED: _____, _____.

NOTE: The signature on this Assignment must correspond with the name of the registered owner as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

SIGNATURE GUARANTEED:

SECTION 8. Execution of Bonds. The Bonds shall be executed on behalf of the county with the manual or facsimile signatures of the county executive and the clerk of the council, and shall have the seal of the county impressed or imprinted thereon.

1 In case either or both of the officers who shall have executed the Bonds shall cease to
2 be an officer or officers of the county before the Bonds so signed shall have been
3 authenticated or delivered by the Bond Registrar, or issued by the county, such Bonds may
4 nevertheless be authenticated, delivered and issued and upon such authentication, delivery and
5 issuance, shall be as binding upon the county as though those who signed the same had
6 continued to be such officers of the county. Any Bond also may be signed and attested on
7 behalf of the county by such persons as at the actual date of execution of such Bond shall be
8 the proper officers of the county although at the original date of such Bond any such person
9 shall not have been such officer of the county.

10 Only such Bonds as shall bear thereon a Certificate of Authentication in the form
11 hereinbefore recited, manually executed by the Bond Registrar, shall be valid or obligatory for
12 any purpose or entitled to the benefits of this ordinance. Such Certificate of Authentication
13 shall be conclusive evidence that the Bonds so authenticated have been duly executed,
14 authenticated and delivered hereunder and are entitled to the benefits of this ordinance.

15 SECTION 9. Bond Registrar. The county hereby adopts for the Bonds the system
16 of registration specified and approved by the Washington State Finance Commission. The
17 Bond Registrar shall keep, or cause to be kept, at its principal corporate trust office, sufficient
18 books for the registration and transfer of the Bonds, which shall at all times be open to
19 inspection by the county. Such Bond Register shall contain the name and mailing address of
20 the owner of each Bond or nominee of such owner and the principal amount and number of
21 Bonds held by each owner or nominee. The Bond Registrar is authorized, on behalf of the
22 county, to authenticate and deliver the Bonds transferred or exchanged in accordance with the

1 provisions of such Bonds and this ordinance and to carry out all of the Bond Registrar's
2 powers and duties under this ordinance.

3 The Bond Registrar shall be responsible for its representations contained in the
4 Certificate of Authentication on the Bonds. The Bond Registrar may become the owner of
5 Bonds with the same rights it would have if it were not the Bond Registrar, and to the extent
6 permitted by law may act as depository for and permit any of its officers or directors to act as
7 a member of, or in any other capacity with respect to, any committee formed to protect the
8 rights of Bond owners.

9 Upon surrender thereof to the Bond Registrar; the Bonds are interchangeable for
10 Bonds in any authorized denomination of an equal aggregate principal amount and of the
11 same interest rate and maturity. Bonds may be transferred only if endorsed in the manner
12 provided thereon and surrendered to the Bond Registrar. Upon such surrender, the Bond
13 Registrar shall cancel the surrendered Bond and shall authenticate and deliver, without charge
14 to the owner or transferee therefor (other than taxes, if any, payable on account of such
15 transfer), a new Bond (or Bonds, at the option of the new registered owner) of the same
16 maturity and interest rate and for the same aggregate principal amount, in any authorized
17 denomination, naming as registered owner the person or persons listed as the assignee on the
18 assignment form appearing on the surrendered Bond, in exchange for such surrendered and
19 canceled Bond. The Bond Registrar shall not be obligated to transfer or exchange any Bond
20 during a period beginning at the opening of business on the 15th day of the month next
21 preceding any interest payment or principal payment date and ending at the close of business
22 on such payment date.

1 The county and the Bond Registrar, each in its discretion, may deem and treat the
2 registered owner of each Bond as the absolute owner thereof for all purposes, and neither the
3 county nor the Bond Registrar shall be affected by any notice to the contrary.

4 SECTION 10. Mutilated, Lost, or Destroyed Bonds. If any Bond shall become
5 mutilated, the Bond Registrar shall authenticate and deliver a new Bond of like amount, date,
6 interest rate and tenor in exchange and substitution for the Bond so mutilated, upon the
7 owner's paying the expenses and charges of the county and the Bond Registrar in connection
8 therewith and upon surrender to the Bond Registrar of the Bond so mutilated. Every
9 mutilated Bond so surrendered shall be canceled and destroyed by the Bond Registrar.

10 In case the Bonds or any of them shall be lost, stolen or destroyed, the Bond Registrar
11 may authenticate and deliver a new Bond or Bonds of like amount, date, and tenor to the
12 registered owner thereof upon the owner's paying the expenses and charges of the county and
13 the Bond Registrar in connection therewith and upon his/her filing with the Bond Registrar
14 evidence satisfactory to the Bond Registrar that such Bond or Bonds were actually lost, stolen
15 or destroyed and of his/her ownership thereof, and upon furnishing the county and Bond
16 Registrar with indemnity satisfactory to the finance director and the Bond Registrar.

17 SECTION 11. Covenants and Warranties. The county makes the following
18 covenants and warranties:

19 A. The county has full legal right, power and authority to adopt this ordinance, to
20 sell, issue and deliver the Bonds as provided herein, and to carry out and consummate all
21 other transactions contemplated by this ordinance.

22 B. By all necessary official action prior to or concurrently herewith, the county
23 has duly authorized and approved the execution and delivery of, and the performance by the

1 county of its obligations contained in the Bonds and in this ordinance and the consummation
2 by it of all other transactions necessary to effectuate this ordinance in connection with the
3 issuance of the Bonds, and such authorizations and approvals are in full force and effect and
4 have not been amended, modified or supplemented in any material respect.

5 C. This ordinance constitutes a legal, valid and binding obligation of the county.

6 D. The Bonds, when issued, sold, authenticated and delivered, will constitute the
7 legal, valid and binding general obligations of the county.

8 E. Until all Bonds shall have been surrendered and canceled, the county will
9 maintain or cause to be maintained a system of registration of the Bonds that complies with
10 the applicable provisions of the Code.

11 F. The adoption of this ordinance, and compliance on the county's part with the
12 provisions contained herein, will not conflict with, constitute a breach of, or constitute a
13 default under, any constitutional provisions, law, administrative regulation, judgment, decree,
14 loan agreement, indenture, bond, note, resolution, ordinance, motion, agreement or other
15 instrument to which the county is a party or to which the county or any of its property or
16 assets are otherwise subject.

17 G. The county finds and covenants that the Bonds are issued within all statutory
18 and constitutional debt limitations applicable to the county.

19 **SECTION 12. Application of Bond Proceeds – New Money.**

20 A. General Government CIP Projects. There is hereby created the "General
21 Government CIP 1998 & 1999 Subfund" within the Building Repair and Replacement Fund.
22 This subfund shall be a first tier fund managed by the director of the department of
23 construction and facilities management. There shall be deposited into said subfund

1 approximately \$14,623,087 of Bond proceeds at the time of delivery of the Bonds to fund
2 certain 1998 and 1999 Capital Improvement Plan projects, as described in Exhibit A hereto.

3 B. Blackriver 900 Acquisition. There has heretofore been created the "Building
4 Repair and Replacement Subfund" within the Building Repair and Replacement Fund. This is
5 the first tier fund managed by the director of the department of construction and facilities
6 management. There shall be deposited into said subfund approximately \$9,052,500 of Bond
7 proceeds at the time of delivery of the Bonds to reimburse the subfund for the acquisition of
8 the Blackriver 900 office building.

9 C. Logan-Knox Litigation Settlement. There has heretofore been created the
10 "Logan-Knox Settlement Fund." This is a first tier fund managed by the director of
11 department of human resources. There shall be deposited into said subfund approximately
12 \$11,882,551 of Bond proceeds at the time of delivery of the Bonds to pay part of the costs of
13 the Logan-Knox litigation settlement.

14 D. Technology Projects. There is hereby created the "1998 & 1999 Technology
15 Bond Subfund" within the Technology Systems Acquisition Fund. This subfund shall be a
16 first tier fund managed by the director of the department of finance. There shall be deposited
17 into said subfund approximately \$5,550,000 of Bond proceeds at the time of delivery of the
18 Bonds to pay part of the costs of technology projects and hardware selected by the
19 Information Resource Committee and to pay the costs of issuance.

20 E. Surface Water Management Projects. There has heretofore been created the
21 Surface Water Management CIP Fund. This is a first tier fund managed by the director of the
22 department of natural resources. There shall be deposited into said fund approximately

1 \$5,000,000 of Bond proceeds at the time of delivery of the Bonds to pay part of the costs of
2 surface water management projects.

3 F. Cedar River Section 205 Flood Control Project: County Share. There has
4 heretofore been created the Surface and Stormwater Management Construction Fund. This is
5 a first tier fund managed by the director of the department of natural resources. There shall be
6 deposited into said fund approximately \$950,000 of Bond proceeds at the time of delivery of
7 the Bonds to reimburse the fund for the payment of the county's share of the costs of dredging
8 the Cedar River Channel in Renton to provide flood protection and improved fish passage.

9 G. Harborview Capital Improvement Projects. There is hereby created the
10 "Harborview Medical Center Capital Improvements 1999 Subfund" within the Harborview
11 Medical Center Building Repair and Replacement Fund. This is a first tier fund managed by
12 the director of the department of construction and facilities management. There shall be
13 deposited into said fund approximately \$7,645,000 of Bond proceeds at the time of delivery of
14 the Bonds to finance capital improvement projects at Harborview Medical Center, including
15 facilities construction and renovation, equipment acquisition and refinancing of equipment
16 capital leases.

17 H. King County Institutional Network. There is hereby created the "King County
18 Institutional Network 1999 Construction Subfund" within the Cable Communications Capital
19 Fund. This subfund shall be a first tier subfund managed by the director of the department of
20 information and administrative services. There shall be deposited into said subfund
21 approximately \$8,284,742 of Bond proceeds at the time of delivery of the Bonds to pay part
22 of the costs of the institutional network project.

1 I. Arts Construction Projects. There is hereby created the "Arts Construction
2 1999 Fund." This fund shall be a first tier fund managed by the manager of the office of
3 cultural resources. There shall be deposited into said fund approximately \$1,500,000 of Bond
4 proceeds at the time of delivery of the Bonds to make capital grants for the construction of
5 certain arts projects.

6 SECTION 13. Application of Bond Proceeds – Refunding. There is hereby created
7 in the office of financial management of the county an account known as the "1999 Advance
8 Refunding Account" which account is to be drawn upon for the sole purpose of paying the
9 principal of and interest on the Refunded Bonds and of paying costs related to the refunding
10 of such bonds.

11 The proceeds of sale of the Bonds in the approximate amount of \$32,500,000 shall be
12 credited to such 1999 Advance Refunding Account.

13 Money in the 1999 Advance Refunding Account shall be used immediately upon
14 receipt thereof to defease the Refunded Bonds by providing for the payment of the principal
15 of and interest thereon as hereinafter set forth in this section. The county shall defease the
16 Refunded Bonds and discharge such obligations by the use of money in the 1999 Advance
17 Refunding Account to purchase certain noncallable Government Obligations, bearing such
18 interest and maturing as to principal and interest in such amounts and at such times which,
19 together with any necessary initial cash balance will provide for the payment of:

20 A. The interest on the Refunded 1991D Bonds that will become due and payable
21 on or before December 1, 2000, and the redemption price of the Refunded 1991D Bonds
22 payable on December 1, 2000, equal to 100% of the principal thereof; and

1 .B. The interest on the Refunded 1993A Bonds that will become due and payable
2 on or before December 1, 2003, and the redemption price of the Refunded 1993A Bonds
3 payable on December 1, 2003, equal to 100% of the principal thereof.

4 Such Government Obligations shall be purchased at a yield not greater than the yield
5 permitted by the Internal Revenue Code of 1986, as amended, and applicable regulations
6 thereunder relating to acquired obligations in connection with advance refunding bond issues.

7 Such Government Obligations and any necessary initial cash balance shall be
8 irrevocably deposited with a corporate trustee chosen by the Finance Director (hereinafter
9 called the "Escrow Trustee"). Any amounts described in subsections A and B of this section
10 which are not provided for in full by such initial cash balance and the purchase and deposit of
11 Government Obligations described in this section shall be provided for by the irrevocable
12 deposit of the necessary amount out of the proceeds of sale of the Bonds or any other moneys
13 of the county legally available therefor with the Escrow Trustee. The proceeds of the Bonds
14 remaining in the 1999 Advance Refunding Account after acquisition of the Government
15 Obligations and provision for the necessary initial cash balance shall be utilized to pay
16 expenses of the acquisition and safekeeping of the Government Obligations and expenses of
17 the issuance of the Bonds.

18 The county reserves the right to substitute other non-callable securities for the
19 Government Obligations in the event it may do so pursuant to Section 148 of the federal
20 Internal Revenue Code of 1986, as amended, and applicable regulations thereunder, upon
21 compliance with the following conditions: such substitution is accomplished pursuant to a
22 motion of the county council, which may be adopted either prior to or subsequent to the
23 delivery of the Refunded Bonds; the securities to be substituted are noncallable Government

1 Obligations; and such securities bear such interest and mature at such times and in such
2 amounts as to fully replace the Government Obligations for which they are substituted, and to
3 provide, together with Government Obligations and cash remaining, for the payment of the
4 amounts specified in subsections A and B of this section.

5 The county shall irrevocably set aside sufficient funds out of the proceeds of the
6 Government Obligations purchased from proceeds of the Bonds, together with any necessary
7 initial cash balance, to pay the amounts specified in subsections A and B of this section.

8 The county hereby calls the Refunded 1991D Bonds for redemption on December 1,
9 2000, in accordance with Ordinance 9946, authorizing the redemption and retirement of the
10 Refunded 1991D Bonds prior to their fixed maturities.

11 The county hereby calls the Refunded 1993A Bonds for redemption on December 1,
12 2003, in accordance with Ordinance 10685, authorizing redemption and retirement of the
13 Refunded 1993A Bonds prior to their fixed maturities.

14 Said calls of the Refunded Bonds for redemption shall be irrevocable after the final
15 establishment of the escrow account and delivery of the Government Obligations to the
16 Escrow Trustee, except as provided herein for the substitution of securities.

17 The Escrow Trustee is hereby authorized and directed to provide for the giving of
18 notice of the redemption of the Refunded 1991D Bonds in accordance with Ordinance 9946
19 and notice of the redemption of the Refunded 1993A Bonds in accordance with Ordinance
20 10685. The Finance Director is authorized and requested to provide whatever assistance is
21 necessary to accomplish such redemption and the giving of notice therefor. The costs of
22 publication of such notice shall be an expense of the county.

1 The Escrow Trustee is hereby authorized and directed to pay to the county, or, at the
2 direction of the Finance Director, to the fiscal agency or agencies of the State of Washington,
3 sums sufficient to pay, when due, the payments specified in subsections A and B of this
4 section. All such sums shall be paid from the Government Obligations deposited with said
5 Escrow Trustee pursuant to this section of this ordinance, and the income therefrom and
6 proceeds thereof. All such sums so paid shall be credited to the 1999 Advance Refunding
7 Account. All moneys and Government Obligations deposited with the Escrow Trustee and
8 any income therefrom shall be held, invested and applied in accordance with the provisions of
9 this ordinance and with the laws of the State of Washington for the benefit of the county and
10 holders of the Refunded Bonds.

11 The county will take such actions as are found necessary to see that all necessary and
12 proper fees, compensation and expenses of the Escrow Trustee for refunding the Refunded
13 Bonds shall be paid when due.

14 The proper officers and agents of the county are directed to obtain from the Escrow
15 Trustee an agreement setting forth the duties, obligations and responsibilities of the Escrow
16 Trustee in connection with the redemption and retirement of the Refunded Bonds as provided
17 herein and stating that such provisions for the payment of the fees, compensation and
18 expenses of such Escrow Trustee are satisfactory to it. In order to carry out the purposes of
19 this section, the Finance Director is authorized and directed to execute and deliver to the
20 Escrow Trustee, a copy of such agreement when the provisions thereof have been fixed and
21 determined.

22 SECTION 14. Application of Bond Proceeds – General. The exact amounts to be
23 deposited in accordance with sections 12 and 13 of this ordinance shall be determined by the

1 Finance Director upon the sale of the Bonds. The amounts so deposited may be used to repay
2 interim borrowing used to pay the costs of the projects described in Exhibit A hereto.

3 Funds deposited in the funds and accounts established in sections 12 and 13 of this
4 ordinance shall be invested as permitted by law for the sole benefit of the respective funds.
5 Irrespective of the general provisions of Ordinance 7112 and K.C.C. chapter 4.10, the county
6 current expense fund shall not receive any earnings attributable to such funds. Money other
7 than proceeds of the Bonds may be deposited in the funds and accounts established under
8 sections 12 and 13 of this ordinance; provided, however, that proceeds of the Bonds and
9 earnings thereon shall be accounted for separately for purposes of the computations required
10 to be made under section 18 of this ordinance. For purposes of such computations, Bond
11 proceeds shall be deemed to have been expended first.

12 SECTION 15. Bond Redemption Fund. There has heretofore been created in the
13 office of the finance director a special fund to be drawn upon for the purpose of paying the
14 principal of and interest on the limited tax general obligation bonds of the county. There is
15 hereby authorized to be created within said fund for the Bonds a special account of the county
16 to be known as the "Limited Tax General Obligation Bond Redemption Account, 1999 Series
17 _____" (the "Bond Fund").

18 The accrued interest on the Bonds and any proceeds that represent less than the
19 maximum discount permitted in the Official Notice of Bond Sale shall be deposited in the
20 Bond Fund at the time of delivery of the Bonds and shall be applied to the payment of interest
21 on the Bonds. Any premium received upon the sale of the Bonds shall be deposited into the
22 Bond Fund and applied to the payment of principal of or interest on the Bonds.

1 The taxes hereafter levied for the purpose of paying principal of and interest on the
2 Bonds and other funds to be used to pay the Bonds shall be deposited in the Bond Fund no
3 later than the date such funds are required for the payment of principal of and interest on such
4 Bonds; provided, however, that if the payment of principal of and interest on any Bonds is
5 required prior to the receipt of such levied taxes, the county may make an interfund loan to the
6 Bond Fund pending actual receipt of such taxes. The Bond Fund shall be drawn upon for the
7 purpose of paying the principal of and interest on each series of the Bonds. Money in the
8 Bond Fund not needed to pay the interest or principal next coming due may temporarily be
9 deposited in such institutions or invested in such obligations as may be lawful for the
10 investment of county funds. The Bond Fund shall be a second tier fund in accordance with
11 Ordinance 7112 and K.C.C. chapter 4.10.

12 SECTION 16. Pledge of Taxation and Credit. The county hereby irrevocably
13 covenants and agrees for as long as any of the Bonds are outstanding and unpaid, that each
14 year it will include in its budget and levy an ad valorem tax upon all the property within the
15 county subject to taxation in an amount that will be sufficient, together with all other
16 revenues, taxes and money of the county legally available for such purposes, to pay the
17 principal of and interest on the Bonds as the same shall become due. All such taxes so
18 collected and any other money to be used for such purposes shall be paid into the applicable
19 Bond Fund no later than the date such funds are required for the payment of principal of and
20 interest on each series of the Bonds.

21 The county hereby irrevocably pledges that the annual tax provided for herein to be
22 levied for the payment of such principal and interest shall be within and as a part of the tax
23 levy to counties without a vote of the people, and that a sufficient portion of each annual levy

1 to be levied and collected by the county prior to the full payment of the principal of and
2 interest on the Bonds will be and is hereby irrevocably set aside, pledged and appropriated for
3 the payment of the principal of and interest on the Bonds.

4 The full faith, credit and resources of the county are hereby irrevocably pledged for the
5 annual levy and collection of said taxes and for the prompt payment of the principal of and
6 interest on the Bonds as the same shall become due.

7 SECTION 17. Tax Exemption. The county shall comply with the provisions of this
8 section unless, in the written opinion of nationally-recognized bond counsel to the county,
9 such compliance is not required to maintain the exemption of the interest on the Bonds from
10 federal income taxation.

11 The county hereby covenants that it will not make any use of the proceeds from the
12 sale of the Bonds or any other funds of the county that may be deemed to be proceeds of such
13 Bonds pursuant to Section 148 of the Code and the applicable regulations thereunder that will
14 cause the Bonds to be "arbitrage bonds" within the meaning of said Section and said
15 regulations. The county will comply with the applicable requirements of Section 148 of the
16 Code (or any successor provision thereof applicable to the Bonds) and the applicable
17 regulations thereunder throughout the term of the Bonds.

18 The county further covenants that it will not take any action or permit any action to be
19 taken that would cause the Bonds to constitute "private activity bonds" under Section 141 of
20 the Code.

21 SECTION 18. Arbitrage Rebate. The county will compute, if necessary, and pay the
22 Rebate Amount, if any, to the United States of America at the times and in the amounts

1 necessary to meet the requirements of the Code to maintain the federal income tax exemption
2 for interest payments on the Bonds, in accordance with the Arbitrage and Tax Certification.

3 SECTION 19. Sale of Bonds. The Bonds shall be sold in a single series at public sale.
4 Bids for the purchase of the Bonds shall be received at the county's purchasing office, Room
5 610, King County Administration Building, 500 Fourth Avenue, Seattle, Washington, at 9:00
6 a.m., or at such other time as the Finance Director shall direct, on such date as the Finance
7 Director shall direct; provided, that at the option of the Finance Director, such bids may be
8 received by internet or other electronic bidding process, at such time and on such date as the
9 Finance Director shall direct.

10 Upon the date and time established for the receipt of bids for the Bonds, the Finance
11 Director or his designee shall open the bids for the Bonds, shall cause the bids to be
12 mathematically verified and shall report to the county council regarding the bids received.
13 Such bids shall then be considered and acted upon by the county council in an open public
14 meeting. The county council reserves the right to reject any and all bids for the Bonds. Bids
15 for the Bonds must be on an all or none basis. The county council by a Sale Motion shall
16 approve the sale of the Bonds, and establish the series designation, date, interest rates, and
17 redemption provisions of the Bonds.

18 The Finance Director is hereby authorized and directed to prepare an official notice of
19 bond sale for the Bonds which notice shall be filed with the clerk of the council and shall be
20 ratified and confirmed by the Sale Motion. The Finance Director is hereby authorized to
21 establish the series designation, principal amount, interest payment dates, maturity schedule
22 and redemption provisions for the Bonds in such Official Notice of Bond Sale so long as the
23 aggregate principal amount of the Bonds does not exceed \$100,000,000. The Official Notice

1 of Bond Sale or an abridged form thereof shall be published once prior to such sale date in
2 The Bond Buyer and may be published in such other papers or financial journals as may be
3 deemed desirable or appropriate by the financial advisors to the county.

4 SECTION 20. Delivery of Bonds. Following the sale of the Bonds, the county shall
5 cause definitive Bonds to be prepared, executed and delivered, which Bonds shall be
6 typewritten, lithographed or printed with engraved or lithographed borders.

7 If definitive Bonds are not ready for delivery by the date established for their delivery
8 to the initial purchasers thereof, then the finance director, upon the approval of the purchasers,
9 may cause to be issued and delivered to the purchasers one or more temporary Bonds with
10 appropriate omissions, changes and additions. Any temporary Bond or Bonds shall be
11 entitled and subject to the same benefits and provisions of this ordinance with respect to the
12 payment, security and obligation thereof as definitive Bonds authorized thereby. Such
13 temporary Bond or Bonds shall be exchangeable without cost to the owners thereof for
14 definitive Bonds when the latter are ready for delivery.

15 SECTION 21. Preliminary Official Statement Declaration. The county hereby
16 authorizes and directs the Finance Director: A, To review and approve the information
17 contained in the preliminary official statement (the "Preliminary Official Statement")
18 prepared in connection with the sale of the Bonds; B. For the sole purpose of the Bond
19 purchasers' compliance with Securities and Exchange Commission Rule 15c2-12(b)(1), to
20 "deem final" that Preliminary Official Statement as of its date, except for the omission of
21 information on offering prices, interest rates, selling compensation, delivery dates, any other
22 terms or provisions required by the county to be specified in a competitive bid, ratings, other
23 terms of the Bonds dependent on such matters and the identity of the Bond purchaser; and C.

1 To authorize the distribution of the Preliminary Official Statement to prospective purchasers
2 of the Bonds.

3 SECTION 22. Approval of Official Statement. The county executive or the Finance
4 Director is hereby authorized and directed to review and approve on behalf of the county an
5 official statement with respect to the Bonds to be prepared prior to the sale thereof.

6 SECTION 23. Undertaking to Provide Ongoing Disclosure. In each Sale Motion,
7 the county council will set forth an undertaking for ongoing disclosure with respect to the
8 Bonds, as required by Section (b)(5) of Rule 15c2-12 under the Securities and Exchange Act
9 of 1934, as the same may be amended from time to time (the "Rule") established by the
10 Securities and Exchange Commission (the "Commission").

11 SECTION 24. General Authorization. The appropriate county officials, agents and
12 representatives are hereby authorized and directed to do everything necessary for the prompt
13 sale, issuance, execution and delivery of the Bonds, and for the proper use and application of
14 the proceeds of the sale thereof.

15 SECTION 25. Refunding or Defeasance of the Bonds. The county may issue
16 advance refunding bonds pursuant to the laws of the State of Washington or use money
17 available from any other lawful source to pay when due the principal of and interest on the
18 Bonds, or any portion thereof included in a refunding or defeasance plan, and to redeem and
19 retire, refund or defease all such then-outstanding Bonds and to pay the costs of the refunding
20 or defeasance.

21 In the event that money and/or noncallable Government Obligations maturing at such
22 time or times and bearing interest to be earned thereon in amounts (together with such money,
23 if necessary) sufficient to redeem and retire, refund or defease part or all of the Bonds in

1 accordance with their terms, are set aside in a special account of the county to effect such
2 redemption and retirement, and such money and the principal of and interest on such
3 Government Obligations are irrevocably set aside and pledged for such purpose, then no
4 further payments need be made into the Bond Fund for the payment of the principal of and
5 interest on the Bonds so provided for, and such Bonds shall cease to be entitled to any lien,
6 benefit or security of this ordinance except the right to receive the money so set aside and
7 pledged, and such Bonds shall be deemed not to be outstanding hereunder.

8 Within 30 days of the defeasance of any of the Bonds, the Bond Registrar shall
9 provide notice of defeasance of such Bonds to the registered owners of the Bonds and to each
10 NRMSIR and SID, if any, in accordance with the undertaking for ongoing disclosure to be
11 adopted by a Sale Motion pursuant to section 23 of this ordinance.

12 SECTION 26. Open Market Purchase. The county reserves the right to purchase
13 any or all of the Bonds on the open market at any time and at any price.

14 SECTION 27. Alternate Uses of Bond Proceeds. The county reserves the
15 right to amend this ordinance so as to provide different or additional
16 purposes for which the proceeds from the sale of the Bonds may be used.

1 SECTION 28. Contract; Severability. The covenants contained in this ordinance
2 shall constitute a contract between the county and the owners of each and every Bond. If any
3 one or more of the covenants or agreements provided in this ordinance to be performed on the
4 part of the county shall be declared by any court of competent jurisdiction to be contrary to
5 law, then such covenant or covenants, agreement or agreements, shall be null and void and
6 shall be deemed separable from the remaining covenants and agreements of this ordinance and
7 shall in no way affect the validity of the other provisions of this ordinance or of the Bonds.

8 INTRODUCED AND READ for the first time this 16th day of
9 February, 19 99

10 PASSED by a vote of 11 to 0 this 19th day of April,
11 19 99

12 KING COUNTY COUNCIL
13 KING COUNTY, WASHINGTON

14 *Renee Miller*
15 Chair

16 ATTEST:

17 *Cameron*
18 Clerk of the Council

19 APPROVED this 28 day of April, 19 99

20 *Salil Ashu*
21 King County Executive

22 Attachments: Exhibit A - Project Descriptions

EXHIBIT A

PROJECT DESCRIPTIONS

The county shall provide full or partial financing for the following projects:

1. General Government CIP 1998 and 1999 Projects

Cedar Hills Infrastructure Upgrade	\$1,711,918
Energy Performance Improvement	\$1,261,256
Medical Examiner's Investigator's Office	\$435,982
Police Shooting Range	\$1,452,102
Seismic Structural Retrofit	\$1,397,821
Underground Fuel Storage Tank Compliance	\$2,745,484
Yesler Building Exterior Facade Repair	\$355,713
Medical Examiner's Loading Dock Revision	\$203,876
MARR Parking Lot at Lake Youngs	\$172,310
Photo Mini Lab	\$245,000
Issaquah District Court	\$583,369
Department of Judicial Admin. Remodel	\$250,000
7 th and 8 th Floor Remodel	\$282,237
Admin./Yesler Tenant Improvement Phase I	\$490,215
KCCF Reception Area 3 rd Floor	\$118,890
Non-Structural Seismic Upgrade of County Facilities	\$233,240

1	Building Access Systems Upgrades	\$119,750
2	Comet Lodge Cemetery	\$106,000
3	Road Services – King Street Relocation	\$1,015,946
4	Water & Land Resources – King Street Relocation	\$911,000
5	Energy Performance Improvement Construction	\$530,978
6	2. <u>Blackriver 900 Building Acquisition (reimbursement)</u>	\$9,052,500
7	3. <u>Logan-Knox Litigation Settlement</u>	\$11,882,551
8	4. <u>Technology Projects (including costs of issuance)</u>	\$ 5,550,000
9	5. <u>Surface Water Management Projects</u>	\$ 5,000,000
10	6. <u>Cedar River Section 205 Flood</u>	
11	<u>Control Project: County Share (reimbursement)</u>	\$ 950,000
12	7. <u>Harborview Capital Improvement Projects</u>	\$ 7,645,000
13	8. <u>King County Institutional Network</u>	\$ 8,284,742
14	9. <u>Arts Construction Projects</u>	
15	<u>(capital grant – Bellevue Art Museum)</u>	\$1,500,000