



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

May 4, 2004

Ordinance 14887

Proposed No. 2004-0089.1

Sponsors Gossett

1 AN ORDINANCE relating to contracting indebtedness;
2 providing for the issuance and sale of limited tax general
3 obligation (public transportation sales tax) bonds of the
4 county in the aggregate principal amount of not to exceed
5 \$50,000,000 for the purpose of financing portions of the
6 Public Transportation Fund Capital Improvement Program of
7 the county; providing for the form, terms, covenants and
8 other provisions of such bonds; establishing funds for the
9 receipt and expenditure of bond proceeds and for the
10 payment of the bonds; providing for the annual levy of taxes
11 to pay the principal thereof and interest thereon; and pledging
12 public transportation sales tax revenues as additional security
13 for the bonds.

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PREAMBLE:

17 The Municipality of Metropolitan Seattle (“Metro”) was created by public
18 vote in 1958 to exercise certain powers conferred by Chapter 35.58 of the
19 Revised Code of Washington (“RCW”). In 1972, pursuant to RCW
20 35.58.245, the voters approved adding metropolitan public transportation
21 functions to Metro’s powers, and, in accordance with RCW 35.58.240,
22 Metro adopted a comprehensive plan for public transportation for the Seattle
23 metropolitan area, which plan has been amended from time to time (the
24 “Comprehensive Plan”). To provide funds for the operation, maintenance
25 and capital needs of Metro’s public transportation system, Metro levied a
26 sales tax pursuant to RCW 82.14.045 and as approved by the voters at
27 elections held in 1972 and 1980.

28 Metro issued several series of its limited sales tax general obligation bonds
29 secured by the pledge of the voter-approved sales tax, as authorized RCW
30 35.58.2721, to finance the acquisition and construction of facilities required
31 to carry out the Comprehensive Plan. RCW 35.58.2721 provides that so
32 long as such sales tax is pledged to outstanding bonds, the legislature may
33 not withdraw the authority to levy and collect the tax.

34 Pursuant to Resolution No. 4937, a master bond resolution adopted by the
35 Metro Council on June 19, 1986, and subsequent series resolutions for each
36 series of bonds, Metro issued five series of limited sales tax general
37 obligation bonds (the “Sales Tax Bonds”). No Sales Tax Bonds remain
38 outstanding.

39 Pursuant to Chapter 36.56 RCW and a special county election held
40 November 3, 1992, King County (the “county”) on January 1, 1994,
41 assumed the rights, powers, functions and obligations of Metro, including
42 operation of Metro’s public transportation system (the “Public
43 Transportation System”). The county assumed and agreed to provide for the
44 payment and retirement of outstanding bonds of Metro, including the Sales
45 Tax Bonds, and assumed the authority to levy and collect the sales tax
46 pledged to the payment of the Sales Tax Bonds.

47 Pursuant to Ordinance No. 13128, the county issued and sold its \$85,715,000
48 par value Limited Tax General Obligation (Public Transportation Sales Tax)
49 Refunding Bonds, 1998 Series A (the “1998 Bonds”), to provide for the
50 refunding of two then-outstanding series of Sales Tax Bonds. The 1998
51 Bonds were secured by a junior lien pledge of a portion of the sales tax
52 securing payment of the Sales Tax Bonds. Ordinance No. 13128 also
53 provided that the county would not issue any additional bonds with a lien on
54 sales tax revenue equal to the Sales Tax Bonds, and provided that any further
55 transportation sales tax bonds would be issued on a parity of lien with the
56 1998 Bonds.

57 Pursuant to Ordinance No. 14490, the county issued and sold its \$64,285,000
58 par value Limited Tax General Obligation (Public Transportation Sales Tax)
59 Refunding Bonds, 2002 (the “2002 Bonds”), to provide for the refunding of
60 the last outstanding series of Sales Tax Bonds and to modify the lien position
61 of the 1998 Bonds on sales tax revenue. The 2002 Bonds were issued on a

62 parity of lien with the 1998 Bonds which are now secured by a first lien
63 pledge of the portion of the sales tax that secured payment of the Sales Tax
64 Bonds.

65 To provide financing to carry out a portion of the Public Transportation Fund
66 Capital Improvement Program (hereinafter defined), the county wishes to
67 authorize the issuance of not to exceed \$50,000,000 principal amount of its
68 limited tax general obligation bonds additionally secured by a pledge of the
69 sales tax levied pursuant to RCW 84.14.045 (the "Bonds"), as provided
70 herein.

71 It is in the best interest of the county to delegate to the county's manager of
72 the finance and business operations division authority to provide for the sale
73 of the Bonds by competitive bid or negotiated sale; provided, however, that
74 the aggregate principal amount of the Bonds shall not exceed \$50,000,000.

75 The successful bid or negotiated purchase contract for the Bonds shall be
76 subject to approval by the Metropolitan King County Council, as provided
77 herein.

78 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

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

82 "Assessment Income" means amounts collected on account of the principal of and
83 interest and penalties on Assessments.

84 “Assessments” means assessments or installments thereof levied in any local
85 improvement district of Metro or the county created for the purpose of financing the
86 acquisition or construction of additions and improvements to and extensions of the
87 System and shall include interest and any penalties thereon.

88 “Bond Fund” means the “Limited Tax General Obligation Bond (Public
89 Transportation Sales Tax) Redemption Fund” established pursuant to Ordinance No.
90 13128.

91 “Bond Register” means the registration books maintained by the Bond Registrar
92 for purposes of identifying ownership of the Bonds.

93 “Bond Registrar” means the fiscal agency of the State of Washington in either
94 Seattle, Washington, or New York, New York, for the purposes of registering and
95 authenticating the Bonds, maintaining the Bond Register, effecting the transfer of
96 ownership of the Bonds and paying interest on and principal and premium, if any, of the
97 Bonds.

98 “Bonds” means all or a portion of the King County, Washington, Limited Tax
99 General Obligation (Public Transportation Sales Tax) Bonds, [appropriate year and series
100 designation]; issued in an aggregate principal amount of not to exceed \$50,000,000
101 pursuant to this ordinance.

102 “Closing” means the delivery of the Bonds or any Future Parity Bonds to, and
103 payment of the purchase price therefor by, the initial purchasers of such bonds.

104 “Code” means the Internal Revenue Code of 1986, as amended, together with
105 corresponding and applicable final, temporary or proposed regulations and revenue

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

108 “Commission” means the Securities and Exchange Commission.

109 “Comprehensive Plan” means the Comprehensive Plan for Public Transportation
110 set forth in Resolution No. 1717 of the Metro Council adopted October 5, 1972, as
111 amended by Resolution No. 1901 of the Metro Council adopted July 5, 1973, Resolution
112 No. 1989 adopted by the Metro Council on November 5, 1973, Resolution No. 3156
113 adopted by the Metro Council on May 3, 1979, Resolution No. 3647 adopted by the
114 Metro Council on March 19, 1981, Resolution No. 4679, adopted by the Metro Council
115 on July 18, 1985, and Resolution No. 6641 adopted by the Metro Council on October 21,
116 1993, as the same may be amended or supplemented hereafter by ordinance of the
117 county.

118 “Council” means the Metropolitan King County Council.

119 “County” means King County, Washington.

120 “DTC” means The Depository Trust Company, New York, New York.

121 “Finance Manager” means the county’s manager of the finance and business
122 operations division or his or her designee.

123 “Future Parity Bonds” means any bonds or other obligations that may be issued
124 by the County in the future with a lien on the Two-tenths Sales Tax Revenue equal to the
125 lien thereon of the Outstanding Parity Bonds and the Bonds.

126 “Government Obligations” means direct obligations of the United States of
127 America or obligations the principal and interest of which are guaranteed by the United
128 States of America.

129 “Letter of Representations” means the Blanket Issuer Letter of Representations
130 dated May 1, 1995, by and between the county and DTC.

131 “Master Resolution” means Resolution No. 4937 of the Metro Council, adopted
132 on June 19, 1986, pursuant to which all of the Sales Tax Bonds were issued.

133 “Metro Council” means the Metropolitan Council of the Municipality of
134 Metropolitan Seattle established pursuant to Chapter 35.58 RCW and abolished effective
135 January 1, 1994, pursuant to Chapter 36.56 RCW.

136 “Metro” means the Municipality of Metropolitan Seattle, formerly a municipal
137 corporation of the State of Washington, organized pursuant to Chapter 35.58 RCW and
138 consolidated with the county effective January 1, 1994, pursuant to Chapter 36.56 RCW.

139 “MSRB” means the Municipal Securities Rulemaking Board or any successor to
140 its functions.

141 “1998 Bonds” means all or a portion of the King County, Washington, Limited
142 Tax General Obligation (Public Transportation Sales Tax) Refunding Bonds, 1998,
143 issued in an aggregate principal amount of \$85,715,000 pursuant to Ordinance No.
144 13128.

145 “NRMSIR” means a nationally recognized municipal securities information
146 repository.

147 “Outstanding Parity Bonds” means the outstanding 1998 Bonds and 2002 Bonds.

148 “Parity Bonds” means the Outstanding Parity Bonds, the Bonds and any Future
149 Parity Bonds.

150 “Public Transportation Operating Account” means the account of that name
151 within the Public Transportation Fund, redesignated and continued by the county

152 pursuant to Ordinance No. 12076 of the county passed on December 18, 1995, and
153 previously known as the Municipality of Metropolitan Seattle Public Transportation
154 Revenue Fund established under Resolution No. 936 of the Metro Council adopted on
155 June 1, 1967.

156 "Public Transportation Construction Accounts" means the accounts of that name
157 within the Public Transportation Fund, redesignated and continued by the county
158 pursuant to Ordinance No. 12076 of the county passed on December 18, 1995, and
159 previously known as the Municipality of Metropolitan Seattle Public Transportation
160 Construction Fund established under Resolution No. 2209 of the Metro Council adopted
161 on October 17, 1974.

162 "Public Transportation Fund Capital Improvement Program" means the program
163 primarily comprised of the acquisition of bus fleets and the provision of base capacity,
164 passenger facilities, park-and-ride lots, and corridor improvements needed to meet
165 projected service level changes and to support the Six-Year Transit Development Plan for
166 2002-2007 adopted by the council in Ordinance 14464 on September 9, 2002.

167 "Public Transportation Sales Tax" means the sales and use tax authorized to be
168 levied by the county pursuant to RCW 82.14.045 and which has heretofore been duly
169 levied by the county.

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

173 "RCW" means the Revised Code of Washington.

174 “Receiving Fund” means the Two-tenths Sales Tax Revenue Receiving Fund
175 within the Public Transportation Fund, redesignated and continued by the county
176 pursuant to Ordinance No. 12076 of the county passed on December 18, 1995, and
177 previously known as the Municipality of Metropolitan Seattle Two-tenths Sales Tax
178 Revenue Receiving Fund established under the Master Resolution.

179 “Registered Owner” means any person or entity who shall be the registered owner
180 of any Bond.

181 “Rule” means the Commission’s Rule 15c2-12 under the Securities and Exchange
182 Act of 1934, as the same may be amended from time to time.

183 “Sale Motion” means a motion of the council approving the sale of the Bonds in
184 accordance with Section 18 hereof.

185 “Sales Tax Bond Fund” means the Limited Sales Tax General Obligation Fund
186 within the Public Transportation Fund, redesignated and continued by the county
187 pursuant to Ordinance No. 12076 of the county passed on December 18, 1995, and
188 previously known as the Municipality of Metropolitan Seattle Limited Sales Tax General
189 Obligation Bond Fund established by the Master Resolution as amended by Ordinance
190 No. 11661 of the county passed on January 23, 1995.

191 “Sales Tax Bonds” means the limited sales tax general obligation bonds issued by
192 Metro pursuant to the Master Resolution which were secured by a pledge of Sales Tax
193 Revenues (with a senior lien on the Two-tenths Sales Tax Revenues) and Assessment
194 Income, all of which have been redeemed.

195 “Sales Tax Revenues” means the amounts available for distribution to the county
196 by the state treasurer pursuant to RCW 82.14.060 on account of the Public Transportation
197 Sales Tax.

198 “SID” means a state information depository for the State of Washington (if one is
199 created).

200 “State” means the State of Washington.

201 “System” or “Public Transportation System” means the public transportation
202 facilities now or hereafter acquired, constructed, used, or operated by the county for the
203 purpose of carrying out the Comprehensive Plan.

204 “Term Bonds” means those outstanding bonds or obligations of any single issue
205 or series maturing in any one year for the retirement of which regularly recurring annual
206 deposits are required to be made into a bond fund prior to the scheduled maturity of such
207 bonds sufficient to pay the same at or prior to their maturity.

208 “Two-tenths Sales Tax Revenues” means that portion of the Sales Tax Revenues
209 generated by a sales and use tax rate of 2/10 of 1%, which was pledged to secure the
210 payment of the Sales Tax Bonds and which has been pledged to secure the payment of
211 the Parity Bonds, and the further use of which for capital and operating purposes is
212 established by Ordinance No. 11661 of the county, passed on January 23, 1995.

213 “2002 Bonds” means all or a portion of the outstanding King County,
214 Washington, Limited Tax General Obligation (Public Transportation Sales Tax)
215 Refunding Bonds, 2002, issued in the aggregate principal amount of \$64,285,000
216 pursuant to Ordinance No. 14490.

217 SECTION 2. Findings.

218 A. The council finds that it is in the best interest of the county and its taxpayers
219 to issue the Bonds, in accordance with the provisions of Section 19.C. of Ordinance No.
220 13128, payable out of the Two-tenths Sales Tax Revenues during any fiscal period.

221 B. The council further finds that the Bonds will be issued on the parity with the
222 1998 Bonds, having a first lien position on the Two-tenths Sales Tax Revenues.

223 C. The council further finds and declares that the county is or will be in
224 compliance with the conditions for the issuance of “Additional Subordinate Lien Bonds”
225 (which term was redefined in Ordinance No. 13128 as “Future Parity Bonds”) as set forth
226 in Section 19 of Ordinance No. 13128, which conditions are included in Section 17 of
227 this ordinance.

228 SECTION 3. Authorization of Bonds. To provide all or a portion of the funds
229 necessary to carry out certain elements of the Public Transportation Fund Capital
230 Improvement Program that are considered to have useful lives of 25 years, the county
231 shall issue the Bonds in an aggregate principal amount to be established as provided in
232 Section 18 hereof and in any event not to exceed \$50,000,000. The Bonds shall be
233 designated as “King County, Washington, Limited Tax General Obligation (Public
234 Transportation Sales Tax) Bonds, [appropriate year and series designation].” The Bonds
235 shall be fully registered as to both principal and interest, shall be in the denomination of
236 \$5,000 or any integral multiple thereof within a single maturity; shall be numbered
237 separately in such manner and with any additional designation as the Bond Registrar
238 deems necessary for purposes of identification; and shall be dated as of such date and
239 shall mature on the dates, in the years and the amounts established as provided in Section
240 18 hereof.

241 The Bonds shall bear interest (computed on the basis of a 360-day year of twelve
242 30-day months) from their date or from the most recent interest payment date for which
243 interest has been paid or duly provided for, whichever is later, payable on semiannual
244 interest payment dates and at the rate or rates to be established as provided in Section 18
245 hereof and ratified and confirmed by the Sale Motion.

246 **SECTION 4. Registration, Exchange and Payments.**

247 A. Registrar/Bond Register. In accordance with KCC 4.84, the county hereby
248 adopts for the Bonds the system of registration specified and approved by the
249 Washington State Finance Committee, which utilizes the fiscal agencies of the State of
250 Washington in either Seattle, Washington, and New York, New York, as registrar,
251 authenticating agent, paying agent and transfer agent (collectively, the “Bond Registrar”).
252 The Bond Registrar shall keep, or cause to be kept, at its principal corporate trust office,
253 sufficient books for the registration and transfer of the Bonds (the “Bond Register”),
254 which shall be open to inspection by the county at all times. The Bond Register shall
255 contain the name and mailing address of the owner of each Bond and the principal
256 amount and number of each of the Bonds held by each owner. The Bond Registrar is
257 authorized, on behalf of the county, to authenticate and deliver Bonds transferred or
258 exchanged in accordance with the provisions of the Bonds and this ordinance, to serve as
259 the county’s paying agent for the Bonds and to carry out all of the Bond Registrar’s
260 powers and duties under this ordinance.

261 The Bond Registrar shall be responsible for its representations contained in the
262 Bond Registrar’s Certificate of Authentication on the Bonds. The Bond Registrar may
263 become the Registered Owner of Bonds with the same rights it would have if it were not

264 the Bond Registrar and, to the extent permitted by law, may act as depository for and
265 permit any of its officers or directors to act as members of, or in any other capacity with
266 respect to, any committee formed to protect the rights of Registered Owners.

267 B. Registered Ownership. The Bonds shall be issued only in registered form as
268 to both principal and interest and shall be recorded on the Bond Register. The county and
269 the Bond Registrar, each in its discretion, may deem and treat the Registered Owner of
270 each Bond as the absolute owner thereof for all purposes, and neither the county nor the
271 Bond Registrar shall be affected by any notice to the contrary. Payment if any such Bond
272 shall be made only as described in Section 4.E hereof, but such registration may be
273 transferred as herein provided. All such payments made as described in Section 4.E shall
274 be valid and shall satisfy and discharge the liability of the county upon such Bond to the
275 extent of the amount or amounts so paid.

276 C. Use of Depository. The Bonds initially shall be registered in the name of
277 Cede & Co., as the nominee of DTC. The Bonds so registered shall be held in fully
278 immobilized form by DTC as depository in accordance with the provisions of the Letter
279 of Representations. Neither the county nor the Bond Registrar shall have any
280 responsibility or obligation to DTC participants or the persons for whom they act as
281 nominees with respect to the Bonds regarding accuracy of any records maintained by
282 DTC or DTC participants of any amount in respect of principal of or interest on the
283 Bonds, or any notice which is permitted or required to be given to registered owners
284 hereunder (except such notice as is required to be given by the Bond Registrar to DTC).

285 For as long as any Bonds are held in fully immobilized form, DTC, its nominee or
286 its successor depository shall be deemed to be the Registered Owner for all purposes

287 hereunder and all references to registered owners, bondowners, bondholders or the like
288 shall mean DTC or its nominee and shall not mean the owners of any beneficial interests
289 in the Bonds. Registered ownership of such Bonds, or any portions thereof, may not
290 thereafter be transferred except: (i) to any successor of DTC or its nominee, if that
291 successor shall be qualified under any applicable laws to provide the services proposed to
292 be provided by it; (ii) to any substitute depository appointed by the Finance Manager or
293 such substitute depository's successor; or (iii) to any person if the Bonds are no longer
294 held in immobilized form.

295 Upon the resignation of DTC or its successor (or any substitute depository or its
296 successor) from its functions as depository, or a determination by the Finance Manager
297 that the county no longer wishes to continue the system of book entry transfers through
298 DTC or its successor (or any substitute depository or its successor), the Finance Manager
299 may appoint a substitute depository. Any such substitute depository shall be qualified
300 under any applicable laws to provide the services proposed to be provided by it.

301 If (i) DTC or its successor (or substitute depository or its successor) resigns from
302 its functions as depository, and no substitute depository can be obtained, or (ii) the county
303 determines that the Bonds are to be in certificated form, the ownership of Bonds may be
304 transferred to any person as provided herein and the Bonds no longer shall be held in
305 fully immobilized form.

306 D. Registration Covenant. The county covenants that, until all Bonds have been
307 surrendered and canceled, it will maintain a system for recording the ownership of each
308 Bond that complies with the provisions of Section 149 of the Code.

309 E. Place and Medium of Payment. Both principal of and interest on the Bonds
310 shall be payable in lawful money of the United States of America. For so long as all
311 Bonds are in fully immobilized form, payments of principal and interest thereon shall be
312 made as provided in accordance with the operational arrangements of DTC referred to in
313 the Letter of Representations. If the Bonds are no longer in fully immobilized form,
314 interest on the Bonds shall be paid by checks or drafts of the Bond Registrar mailed on
315 the interest payment date to the Registered Owners at the addresses appearing on the
316 Bond Register on the 15th day of the month preceding the interest payment date or, if
317 requested in writing by a Registered Owner of \$1,000,000 or more in principal amount of
318 Bonds prior to the applicable record date, by wire transfer on the interest payment date,
319 and principal of the Bonds shall be payable upon presentation and surrender of the Bonds
320 by the Registered Owners at either of the principal offices of the Bond Registrar at the
321 option of the Registered Owners.

322 F. Transfer or Exchange of Registered Ownership; Change in Denominations.
323 The registered ownership of any Bond may be transferred or exchanged, but no transfer
324 of any Bond shall be valid unless it is surrendered to the Bond Registrar with the
325 assignment form appearing on such Bond duly executed by the Registered Owner or such
326 Registered Owner's duly authorized agent in a manner satisfactory to the Bond Registrar.
327 Upon such surrender, the Bond Registrar shall cancel the surrendered Bond and shall
328 authenticate and deliver, without charge to the Registered Owner or transferee therefor, a
329 new Bond (or Bonds at the option of the new Registered Owner) of the same date,
330 maturity and interest rate and for the same aggregate principal amount in any authorized
331 denomination, naming as Registered Owner the person or persons listed as the assignee

332 on the assignment form appearing on the surrendered Bond, in exchange for such
333 surrendered and cancelled Bond. Any Bond may be surrendered to the Bond Registrar
334 and exchanged, without charge, for an equal aggregate principal amount of Bonds of the
335 same date, maturity and interest rate, in any authorized denomination. The Bond
336 Registrar shall not be obligated to exchange or transfer any Bond during the 15 days
337 preceding any principal payment or redemption date, or, in the case of any proposed
338 redemption of the Bonds, after the mailing of notice of the call of such Bonds for
339 redemption.

340 SECTION 5. Redemption Provisions; Open Market Purchase of Bonds. The
341 county may reserve the right to redeem outstanding Bonds prior to their maturity on the
342 dates and at the prices established pursuant to the provisions of Section 18 hereof and
343 ratified and confirmed by the Sale Motion. Portions of the principal amount of any Bond,
344 in increments of \$5,000 or any integral multiple thereof within a single maturity, may be
345 redeemed.

346 If less than all of the Bonds subject to optional redemption are called for
347 redemption, the county shall choose the maturities to be redeemed. If less than a whole
348 of a maturity is called for redemption, the Bonds to be redeemed shall be chosen
349 randomly by the Bond Registrar or, so long as the Bonds are registered in the name of
350 DTC or its nominee, selection of Bonds for redemption shall be in accordance with the
351 Letter of Representations.

352 If less than all of the principal amount of any Bond is redeemed, upon surrender
353 of that Bond at either of the principal offices of the Bond Registrar, there shall be issued
354 to the Registered Owner, without charge therefor, a new Bond (or Bonds, at the option of

355 the Registered Owner) of the same maturity and interest rate in any of the denominations
356 authorized by this ordinance in the aggregate principal amount remaining unredeemed.

357 The county further reserves the right and option to purchase any or all of the
358 Bonds in the open market at any time at any price.

359 **SECTION 6. Notice and Effect of Redemption.**

360 A. Notice of Redemption. Written notice of any redemption of Bonds shall be
361 given by the Registrar on behalf of the county by first-class mail, postage prepaid, not
362 less than 30 nor more than 60 days prior to the date fixed for redemption to the
363 Registered Owner of any Bond to be redeemed at the address appearing on the Bond
364 Register at the time the Bond Registrar prepares the notice. The Registrar shall provide
365 additional notice of redemption (at least 30 days) to each NRMSIR and SID, if any, in
366 accordance with the ongoing disclosure provisions to be adopted by the Sale Motion. In
367 addition, the redemption notice shall be mailed within the same period, postage prepaid,
368 to Moody's Investors Service, Inc., and Standard & Poor's at their offices in New York,
369 New York, or their successors, and to such other persons and with such additional
370 information as the Finance Manager shall determine, but these additional mailings shall
371 not be a condition precedent to the redemption of Bonds. Notwithstanding the foregoing,
372 for as long as the Bonds are registered in the name of DTC or its nominee, notice of
373 redemption shall be given in accordance with the Letter of Representations.

374 The requirements of this section shall be deemed to have been fulfilled when
375 notice has been mailed as so provided, whether or not it is actually received by the owner
376 of any Bond.

377 Each notice of redemption shall contain the following information: (1) the
378 redemption date, (2) the redemption price, (3) if less than all outstanding Bonds are to be
379 redeemed, the identification (and, in the case of partial redemption, the principal
380 amounts) of the Bonds to be redeemed, (4) that on the redemption date the redemption
381 price will become due and payable upon each Bond or portion called for redemption, and
382 that interest shall cease to accrue from the redemption date, (5) that the Bonds are to be
383 surrendered for payment at the principal office of the Bond Registrar, (6) the CUSIP
384 numbers of all Bonds being redeemed, (7) the dated date of the Bonds, (8) the rate of
385 interest for each Bond being redeemed, (9) the date of the notice, and (10) any other
386 information needed to identify the Bonds being redeemed.

387 Interest on Bonds called for redemption shall cease to accrue on the date fixed for
388 redemption unless the Bond or Bonds called are not redeemed when presented pursuant
389 to the call.

390 **SECTION 7. Failure To Redeem Bonds.** If any Bond is not redeemed when
391 properly presented at its maturity or call date, the county shall be obligated to pay interest
392 on that Bond at the same rate provided in the Bond from and after its maturity or call date
393 until that Bond, both principal and interest, is paid in full or until sufficient money for its
394 payment in full is on deposit in the Bond Fund and the Bond has been called for payment
395 by giving notice of that call to the Registered Owner of each of those unpaid Bonds.

396 **SECTION 8. Form and Execution of Bonds.** The Bonds shall be printed or
397 lithographed on good bond paper in a form consistent with the provisions of this
398 ordinance and state law and shall be signed by the county executive and the clerk of the

399 council, either or both of whose signatures may be manual or in facsimile, and the seal of
400 the county or a facsimile reproduction thereof shall be impressed or printed thereon.

401 Only Bonds bearing a Certificate of Authentication in the following form,
402 manually signed by the Bond Registrar, shall be valid or obligatory for any purpose or
403 entitled to the benefits of this ordinance:

404 CERTIFICATE OF AUTHENTICATION

405 This Bond is one of the fully registered King County, Washington,
406 Limited Tax General Obligation (Public Transportation Sales Tax) Bonds,
407 [appropriate year and series designation], described in the Bond
408 Ordinance.

409 WASHINGTON STATE FISCAL

410 AGENT

411 Bond Registrar

412
413
414 By _____

415
416 Authorized Signer

417 The authorized signing of a Certificate of Authentication shall be conclusive
418 evidence that the Bonds so authenticated have been duly executed, authenticated and
419 delivered and are entitled to the benefits of this ordinance.

420 If any officer whose facsimile signature appears on the Bonds ceases to be an
421 officer of the county authorized to sign bonds before the Bonds bearing his or her

422 facsimile signature are authenticated or delivered by the Bond Registrar or issued by the
423 county, those Bonds nevertheless may be authenticated, issued and delivered and, when
424 authenticated, issued and delivered, shall be as binding on the county as though that
425 person had continued to be an officer of the county authorized to sign bonds. Any Bond
426 also may be signed on behalf of the county by any person who, on the actual date of
427 signing of the Bond, is an officer of the county authorized to sign bonds, although he or
428 she did not hold the required office on the date of issuance of the Bonds.

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

436 In case the Bonds or any of them shall be lost, stolen or destroyed, the Bond
437 Registrar may authenticate and deliver a new Bond or Bonds of like amount, date,
438 interest rate and tenor to the Registered Owner thereof upon the owner's paying the
439 expenses and charges of the county and the Bond Registrar in connection therewith and
440 upon his/her filing with the Bond Registrar evidence satisfactory to the Bond Registrar
441 that such Bond or Bonds were actually lost, stolen or destroyed and of his/her ownership
442 thereof, and upon furnishing the county and the Bond Registrar with indemnity
443 satisfactory to the Finance Manager and the Bond Registrar.

444 SECTION 10. Bond Fund.

445 A. Bond Fund and Accounts Therein. The Bond Fund has heretofore been
446 created as a special fund of the county known as the "Limited Tax General Obligation
447 (Public Transportation Sales Tax) Bond Redemption Fund," consisting of three accounts:
448 the Interest Account, the Serial Bond Principal Account and the Term Bond Principal
449 Account. The Bond Fund shall at all times be completely segregated and set apart from
450 all other funds and accounts of the County and shall be a trust fund for the security and
451 payment of the principal of and interest and any premium on the Parity Bonds that are
452 also limited tax general obligations of the county (as used in this section, "General and
453 Parity Bonds"). Except as provided in subsection D of this Section 10, all money
454 credited to the Bond Fund is pledged and ordered to be used for the sole purpose of
455 paying the principal of and interest and any premium on the Bonds and other Parity
456 Bonds.

457 B. Two-Tenths Sales Tax Revenues. On the same business day that any Two-
458 tenths Sale Tax Revenues are received by the county and deposited into the Receiving
459 Fund, in accordance with Section 11.B hereof, the Finance Manager shall cause the
460 following amounts to be deposited into accounts within the Bond Fund, as follows:

461 (i) Interest Account. To the extent available in the Receiving Fund, there shall
462 be deposited into the Interest Account an amount that, together with assessment income
463 and other money available in the Interest Account, equals the total amount of interest due
464 and payable on the Parity Bonds in the next succeeding six calendar months.

465 (ii) Serial Bond Principal Account. To the extent available in the Receiving
466 Fund, there shall be deposited into the Serial Bond Principal Account an amount that,
467 together with Assessment Income and other money available in the Serial Bond Principal

468 Account, equals the total amount of principal due and payable on the Parity Bonds in the
469 next succeeding twelve calendar months.

470 (iii) Term Bond Principal Account. To the extent available in the Receiving
471 Fund, there shall be deposited into the Term Bond Principal Account an amount that,
472 together with Assessment Income and other money available in the Term Bond Principal
473 Account, equals the total amount necessary to make any payments required in the next
474 succeeding twelve calendar months to retire by purchase or by redemption any Parity
475 Bonds that are Term Bonds.

476 C. Payments to the Bond Registrar; Investments. Money on deposit in the Bond
477 Fund shall be transmitted to the Bond Registrar at such times and in such amounts as
478 shall be necessary to pay when due the principal of and interest and premium, if any, on
479 any Parity Bonds. Money in the Bond Fund shall be invested in any legal investments of
480 the county maturing in such amounts and at such times as the Finance Manager may
481 determine so that payments required to be made from the Bond Fund may be made when
482 due.

483 D. Using Bond Fund Money to Pay Rebate. Notwithstanding any provisions of
484 this ordinance regarding the use of money deposited in the Bond Fund, such money may
485 be withdrawn from the Bond Fund as necessary to pay the Rebate Amount.

486 **SECTION 11. Pledge of Sales Tax Revenues.**

487 A. Pledge of Two-Tenths Sales Tax Revenues. All of the Sales Tax Revenues
488 are hereby irrevocably pledged to the punctual payment of the principal of, premium, if
489 any, and interest on the Bonds. Such pledge shall constitute a lien on the Two-tenths
490 Sales Tax Revenues equal to the lien on the Two-tenths Sales Tax Revenues to pay and

491 secure the payment of the Outstanding Parity Bonds and any Future Parity Bonds, and
492 superior to all other liens and charges on such revenues whatsoever. The county hereby
493 covenants that for as long as any of the Bonds are outstanding it will include in its budget
494 and levy the Public Transportation Sales Tax in an amount that will be sufficient,
495 together with all other funds legally available for such purpose, to pay the principal of,
496 premium, if any, and interest on the Bonds as the same shall become due. All of such
497 taxes so collected shall be paid into the Bond Fund no later than the date such funds are
498 required for the payment of principal of and interest on the Bonds. The full faith, credit
499 and resources of the county are hereby irrevocably pledged for the levy and collection of
500 the Public Transportation Sales Tax and for the prompt payment of the principal of,
501 premium, if any, and interest on the Bonds as the same shall become due.

502 B. Receiving Fund. The Receiving Fund has heretofore been created as a special
503 fund of the county. Upon receipt of the Sales Tax Revenues, the Finance Manager shall
504 cause the Two-tenths Sales Tax Revenues to be deposited into the Receiving Fund to be
505 applied as provided in Section 10.B of this ordinance. In accordance with Ordinance No.
506 11661 of the county, passed on January 23, 1995, any Two-tenths Sales Tax Revenues
507 remaining in the Receiving Fund after making the payments required by Section 10.B of
508 this ordinance shall be transferred on the same business day, as follows: (x) an amount
509 equal to the 25% of the Two-tenths Sales Tax Revenues to the Public Transportation
510 Operating Account to be used for operations and the payment of the Parity Bonds; and
511 (y) the remainder thereof to the Public Transportation Construction Accounts to be used
512 only for capital purposes, including the payment of Parity Bonds.

513 **SECTION 12. Pledge of General Taxation and Credit.** The county hereby
514 further irrevocably covenants and agrees for as long as any of the Bonds are outstanding
515 and unpaid, that each year it will include in its budget and levy an *ad valorem* tax upon
516 all the property within the county subject to taxation in an amount that will be sufficient,
517 together with all other revenues and money of the county legally available for such
518 purposes (including Sales Tax Revenues and Assessment Income, if any), to pay the
519 principal of and interest on the Bonds as the same shall become due. All of such taxes so
520 collected shall be paid into the Bond Fund no later than the date such funds are required
521 for the payment of principal of, premium, if any, and interest on the Bonds.

522 The county hereby irrevocably pledges that the annual tax provided for herein to
523 be levied for the payment of such principal and interest shall be within and as a part of
524 the tax levy permitted to counties without a vote of the people, and that a sufficient
525 portion of each annual levy to be levied and collected by the county prior to the full
526 payment of the principal of and interest on the Bonds will be and is hereby irrevocably
527 set aside, pledged and appropriated for the payment of the principal of, premium, if any,
528 and interest on the Bonds.

529 The full faith, credit and resources of the county are hereby irrevocably pledged
530 for the annual levy and collection of such taxes and for the prompt payment of the
531 principal of, premium, if any, and interest on the Bonds as the same shall become due.

532 **SECTION 13. Pledge of Assessment Income.** The county hereby obligates and
533 binds itself to set aside and pay any Assessment Income into the Bond Fund for payment
534 of the principal of, premium, if any, and interest on the Parity Bonds without allocation to
535 any particular series of bonds payable from the Bond Fund. Assessment Income, if any,

536 shall be deposited into the various accounts within the Bond Fund, as received, according
537 to the order of priority set forth in Section 10.B of this ordinance.

538 SECTION 14. Disposition of Proceeds of Bonds. The proceeds of the Bonds
539 shall be deposited as follows:

540 A. The amount equal to the interest accruing on the Bonds from their dated date
541 to the date of their Closing shall be deposited in the Interest Account in the Bond Fund.

542 B. The balance of the proceeds of the Bonds shall be deposited in the Public
543 Transportation Construction Accounts and used to pay all or a portion of the Public
544 Transportation Fund Capital Improvement Program.

545 SECTION 15. Covenants and Warranties. The county makes the following
546 covenants and warranties:

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

550 B. By all necessary official action prior to or concurrently herewith, the county
551 has duly authorized and approved the execution and delivery of, and the performance by
552 the county of its obligations contained in, the Bonds and this ordinance and the
553 consummation by it of all other transactions necessary to effectuate this ordinance in
554 connection with the issuance of the Bonds, and such authorizations and approvals are in
555 full force and effect and have not been amended, modified or supplemented in material
556 respect.

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

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

560 E. The adoption of this ordinance, and compliance on the county's part with the
561 provisions contained herein, will not conflict with or constitute a breach of or default
562 under any constitutional provisions, law, administrative regulation, judgment, decree,
563 loan agreement, indenture, bond, note, resolution, ordinance, motion, agreement or other
564 instrument to which the county is a party or to which the county or any of its property or
565 assets are otherwise subject, nor will any such adoption, execution, delivery, sale,
566 issuance or compliance result in the creation or imposition of any lien, charge or other
567 security interest or encumbrance of any nature whatsoever upon any of the property or
568 assets of the county or under the terms of any such law, regulation or instrument, except
569 as may be provided by the Bonds and this ordinance.

570 F. The county finds and covenants that the Bonds are issued within all statutory
571 and constitutional debt limitations applicable to the county.

572 G. None of the proceeds of the Bonds will be used for any purpose other than as
573 provided in this ordinance, and the county shall not suffer any amendment or supplement
574 to this ordinance, or any departure from the due performance of the obligations of the
575 county hereunder, which might materially adversely affect the rights of the owners from
576 time to time of the Bonds.

577 **SECTION 16. Preservation of Tax Exemption for Interest on Bonds.** The
578 county covenants that it will take all actions necessary to prevent interest on the Bonds
579 from being included in gross income for federal income tax purposes, and it will neither
580 take any action nor make or permit any use of proceeds of the Bonds or other funds of the

581 county treated as proceeds of the Bonds at any time during the term of the Bonds which
582 will cause interest on the Bonds to be included in gross income for federal income tax
583 purposes. The county also covenants that it will, to the extent the arbitrage rebate
584 requirement of Section 148 of the Code is applicable to the Bonds, take all actions
585 necessary to comply (or to be treated as having complied) with that requirement in
586 connection with the Bonds, including the calculation and payment of any penalties that
587 the county has elected to pay as an alternative to calculating rebatable arbitrage, and the
588 payment of any other penalties if required under Section 148 of the Code to prevent
589 interest on the Bonds from being included in gross income for federal income tax
590 purposes. The county certifies that it has not been notified of any listing or proposed
591 listing by the Internal Revenue Service to the effect that it is a bond issuer whose
592 arbitrage certifications may not be relied upon.

593 **SECTION 17. Future Parity Bonds.**

594 A. No Additional Sales Tax Bonds. The county previously covenanted and
595 agreed that it will issue no additional Sales Tax Bonds under the Master Resolution and
596 will issue no others bonds or obligations with a lien upon the Two-tenths Sales Tax
597 Revenues superior to the lien thereon of the Parity Bonds.

598 B. Future Parity Bonds (other than Refunding Bonds). The county expressly
599 reserves the right to issue Future Parity Bonds for any lawful purpose of the county
600 related to the System if at the time of issuing such Future Parity Bonds:

601 (i) There shall be no deficiency in the Bond Fund.

602 (ii) There shall be on file with the clerk of the council a certificate of the
603 Finance Manager stating that the amount of Two-tenths Sales Tax Revenues received for

604 any period of twelve consecutive months during the eighteen months preceding the
605 Closing date for such Future Parity Bonds was at least equal to 1.5 times the maximum
606 amount required in each calendar year that such Future Parity Bonds would be
607 outstanding to pay:

608 (a) The principal of the Future Parity Bonds being issued and all other
609 outstanding Parity Bonds (other than amortization of principal of Term Bonds).

610 (b) The interest on the Future Parity Bonds being issued and on all other
611 outstanding Parity Bonds, exclusive of any interest that will be payable from the proceeds
612 of the Future Parity Bonds to be issued.

613 (c) The amounts required to be paid into any fund or account to amortize the
614 principal of any of the Future Parity Bonds that are Term Bonds and all other outstanding
615 Parity Bonds that are Term Bonds.

616 C. Future Parity Bonds that are Refunding Bonds.

617 (i) For the purpose of refunding at or prior to their maturity any outstanding
618 Parity Bonds or any bonds or other obligations of the county payable from the Two-
619 tenths Sales Tax Revenues, the county may at any time issue Future Parity Bonds without
620 complying with the provisions of Section 17.B hereof; provided, however, that the county
621 shall not issue Future Parity Bonds for such purpose under this 18.C unless there shall
622 have been filed with the clerk of the council a certificate of the Finance Manager stating
623 that immediately after the issuance of such Future Parity Bonds the annual debt service
624 for each year that any Parity Bonds (other than the refunding bonds proposed to be
625 issued) are then outstanding shall not be increased by more than \$5,000 by reason of the
626 issuance of such Future Parity Bonds.

627 (ii) The principal amount of such Future Parity Bonds may include amounts
628 necessary to pay the principal of the bonds or other obligations to be refunded, interest
629 thereon to the date of payment or redemption thereof, any premium payable thereon upon
630 such payment or redemption and the costs of issuance of such Future Parity Bonds. The
631 proceeds of such Future Parity Bonds shall be held and applied in such manner,
632 consistent with the provisions of Section 23 hereof, as is provided in the ordinance
633 providing for the issuance of such Future Parity Bonds, so that upon the delivery of such
634 Future Parity Bonds, the bonds or other obligations to be refunded thereby shall be
635 deemed to be no longer outstanding.

636 (iii) At the election of the county, the provisions of this Section 17.C shall not
637 be applicable to the refunding at one time of all the Parity Bonds then outstanding.

638 (iv) Future Parity Bonds for the purpose of refunding outstanding Parity Bonds
639 or bonds or other obligations of the county payable from Two-tenths Sales Tax Revenues
640 may also be issued upon compliance with the provisions of Section 19.B hereof.

641 (v) Nothing contained in this ordinance shall prohibit or prevent, or be deemed
642 or construed to prohibit or prevent, the county from issuing Future Parity Bonds to refund
643 maturing Parity Bonds for the payment of which money is not otherwise available.

644 D. Subordinate Obligations. Nothing in this ordinance shall prohibit, or be
645 deemed or construed to prohibit, the county from authorizing and issuing bonds, notes or
646 other evidences of indebtedness for any purpose of the county related to the System
647 payable in whole or in part from Sales Tax Revenues and secured by a lien on Two-tenths
648 Sales Tax Revenues that is junior, subordinate and inferior to the lien thereon of the
649 Outstanding Parity Bonds and the Bonds.

650 SECTION 18. Sale of Bonds. The Finance Manager shall determine, in
651 consultation with the county's financial advisors, whether the Bonds shall be sold by
652 negotiated sale or by competitive bid. The authority to issue any of the Bonds authorized
653 hereunder shall terminate one year from the effective date of this ordinance.

654 A. Procedure for Negotiated Sale. If the Finance Manager determines that the
655 Bonds shall be sold by negotiated sale, the Finance Manager shall, in accordance with
656 applicable county procurement procedures, solicit one or more underwriting firms with
657 which to negotiate the sale of the Bonds. The purchase contract for the Bonds shall
658 establish the date, principal amount, interest payment dates, interest rates, maturity
659 schedule and redemption provisions of such Bonds. The county council by the Sale
660 Motion shall ratify and approve the bond purchase contract and terms for the Bonds
661 established therein.

662 B. Procedure for Sale by Competitive Bid. If the Finance Manager determines
663 that the Bonds shall be sold by competitive bid, bids for the purchase of the Bonds shall
664 be received at such time or place and by such means as the Finance Manager shall direct.
665 The Finance Manager is authorized to prepare a notice of sale for the Bonds, establishing
666 in such notice the date, principal amount, interest payment dates, maturity schedule and
667 redemption provisions of such Bonds. The official notice of sale or an abridged form
668 thereof shall be published in such newspapers or financial journals as may be deemed
669 desirable or appropriate by the financial advisors to the county.

670 Upon the date and time established for the receipt of bids for the Bonds, the
671 Finance Manager or his designee shall open the bids, shall cause the bids to be
672 mathematically verified and shall report to the county council regarding the bids

673 received. Such bids shall then be considered and acted upon by the county council in an
674 open public meeting. The county council reserves the right to reject any and all bids for
675 the Bonds. The county council by the Sale Motion shall approve the sale of the Bonds
676 and establish the date, interest rates, maturity schedule and redemption provisions of the
677 Bonds.

678 SECTION 19. Delivery of Bonds. Following the sale of the Bonds, the county
679 shall cause definitive Bonds to be prepared, executed and delivered to the purchaser in
680 accordance with the provisions of this ordinance, with the approving legal opinion of
681 municipal bond counsel regarding the Bonds.

682 If definitive Bonds are not ready for delivery by the date established for the
683 Closing, then the Finance Manager, upon the approval of the purchaser, may cause to be
684 issued and delivered to the purchaser one or more temporary Bonds with appropriate
685 omissions, changes and additions. Any temporary Bond or Bonds shall be entitled and
686 subject to the same benefits and provisions of this ordinance with respect to the payment,
687 security and obligation thereof a definitive Bonds authorized thereby. Such temporary
688 Bond or Bonds shall be exchangeable without cost to the owners thereof for definitive
689 Bonds when the latter are ready for delivery.

690 SECTION 20. Official Statement. The county authorizes and directs the
691 Finance Manager: (i) to review and approve the information contained in the preliminary
692 official statement (the "Preliminary Official Statement") prepared in connection with the
693 sale of the Bonds; and (ii) for the sole purpose of the Bond purchasers' compliance with
694 Section (b)(1) of the Rule, to "deem final" that Preliminary Official Statement as of its
695 date, except for the omission of information on offering prices, interest rates, selling

696 compensation, delivery dates, any other terms or provisions subject to final pricing,
697 ratings, and other terms of the Bonds dependent on such matters. After the Preliminary
698 Official Statement has been reviewed and approved in accordance with the provisions of
699 this section, the county hereby authorizes distribution of the Preliminary Official
700 Statement to prospective purchasers of the Bonds.

701 Following the sale of the Bonds in accordance with Section 18 of this ordinance,
702 the Finance Manager is hereby authorized to review and approve on behalf of the county
703 a final official statement with respect to the Bonds. The county agrees to cooperate with
704 the purchaser of the Bonds to deliver or cause to be delivered, within seven business days
705 from the date of the Sale Motion (or within such other period as may be required by
706 applicable law) and in sufficient time to accompany any confirmation that requests
707 payment from any customer of the purchaser, copies of the final official statement in
708 sufficient quantity to comply with paragraph (b)(4) of the Rule and the rules of the
709 MSRB.

710 **SECTION 21. Undertaking to Provide Ongoing Disclosure.** In the Sale
711 Motion, the county council will set forth an undertaking for ongoing disclosure with
712 respect to the Bonds, as required by Section (b)(5) of the Rule.

713 **SECTION 22. General Authorization.** The appropriate county officials, agents
714 and representatives are hereby authorized and directed to do everything necessary for the
715 prompt sale, issuance, execution and delivery of the Bonds, and for the proper use and
716 application of the proceeds of the sale thereof.

717 **SECTION 23. Refunding or Defeasance of the Bonds.** The county may issue
718 refunding bonds pursuant to the laws of the State of Washington or use money available

719 from any other lawful source to pay when due the principal of and interest on the Bonds,
720 or any portion thereof included in a refunding or defeasance plan, and to redeem and
721 retire, refund or defease all such then-outstanding Bonds (hereinafter collectively called
722 the “defeased Bonds”) and to pay the costs of the refunding or defeasance. If money
723 and/or Government obligations maturing at a time or times and bearing interest in
724 amounts (together with money, if necessary) sufficient to redeem and retire, refund or
725 defease the defeased Bonds in accordance with their terms are set aside in a special trust
726 fund or escrow account irrevocably pledged to that redemption, retirement or defeasance
727 of defeased Bonds (hereinafter called the “trust account”), then all right and interest of
728 the owners of the defeased Bonds in the covenants of this ordinance and in the funds and
729 accounts obligated to the payment of the defeased Bonds shall cease and become void.
730 The owners of defeased Bonds shall have the right to receive payment of the principal of
731 and interest on the defeased Bonds from the trust account. The county shall include in
732 the refunding or defeasance plan such provisions as the county deems necessary for the
733 random selection of any defeased Bonds that constitute less than all of a particular
734 maturity of the Bonds, for notice of the defeasance to be given to the owners of the
735 defeased Bonds and to such other persons as the county shall determine, and for any
736 required replacement of Bond certificates for defeased Bonds. The defeased Bonds shall
737 be deemed no longer outstanding, and the county may apply any money in any other fund
738 or account established for the payment or redemption of the defeased Bonds to any lawful
739 purposes as it shall determine.

740 If the Bonds are registered in the name of DTC or its nominee, notice of any
741 defeasance of Bonds shall be given to DTC in the manner prescribed in the Letter of
742 Representations for notices of redemption of Bonds.

743 SECTION 24. Supplemental Ordinances. The county council from time to
744 time and at any time may adopt an ordinance or ordinances supplemental to this
745 ordinance which supplemental ordinance or ordinances thereafter shall become a part of
746 this ordinance, for any one or more of the following purposes:

747 A. To add to the covenants and agreements of the county in this ordinance such
748 other covenants and agreements thereafter to be observed, which shall not adversely
749 affect the interests of the holders and owners of any Parity Bonds, or to surrender any
750 right or power herein reserved to or conferred upon the county.

751 B. To make such provisions for the purpose of curing any ambiguities or of
752 curing, correcting or supplementing any defective provision contained in this ordinance
753 or any ordinance authorizing Future Parity Bonds in regard to matters or questions arising
754 under such ordinances as the county council may deem necessary or desirable and not
755 inconsistent with such ordinances and which shall not materially adversely affect the
756 interest of the holders and owners of Parity Bonds.

757 SECTION 25. Severability. The covenants contained in this ordinance shall
758 constitute contract between the county and the owners of each and every Bond. If any
759 one or more of the covenants or agreements provided in this ordinance to be performed
760 on the part of the county are deemed by any court of competent jurisdiction to be contrary
761 to law, then such covenant or covenants, agreement or agreements, shall be null and void
762 and shall be deemed separable from the remaining covenants and agreements of this

763 ordinance and shall in no way affect the validity of the other provisions of this ordinance
764 or of the Bonds.

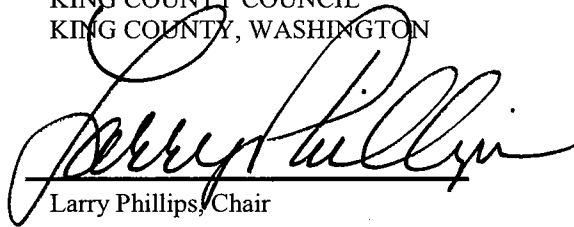
765 SECTION 26. Effective Date. This ordinance shall be effective ten days after its
766 enactment, in accordance with Article II of the county charter.

767

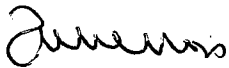
Ordinance 14887 was introduced on 2/23/2004 and passed by the Metropolitan King
County Council on 5/3/2004, by the following vote:

Yes: 13 - Mr. Phillips, Ms. Edmonds, Mr. von Reichbauer, Ms. Lambert, Mr.
Pelz, Mr. McKenna, Mr. Ferguson, Mr. Hammond, Mr. Gossett, Ms. Hague,
Mr. Irons, Ms. Patterson and Mr. Constantine
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Larry Phillips, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 6 day of May, 2004


Ron Sims, County Executive

RECEIVED
2004 MAY - 7 AM 11:31
CLERK OF COUNCIL
KING COUNTY

Attachments None