

December 14, 1978

Introduced by: TRACY J. OWEN

Proposed No. 78-1322

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ORDINANCE NO. 4020

AN ORDINANCE approving the Water Additions and Betterments to King County Water District No. 79 Comprehensive Plan.

PREAMBLE:

The Water District No. 79 Additions and Betterments was reviewed by the Utilities Technical Review Committee as required by KCC 13.24. On Dec. 13, 1978, the UTRC recommended approval of this additions and betterments.

Water District No. 79 adopted the additions and betterments by Resolution 719-78 on Dec. 12, 1978.

Water District No. 79 filed a Declaration of Non-Significance on Dec. 12, 1978.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The Water Additions and Betterments to Water District No. 79 Comprehensive Water Plan as adopted by Water District No. 79 Resolution 719-78 (attached) is hereby approved.

INTRODUCED AND READ for the first time this 18<sup>th</sup> day of December, 1978.

PASSED this 2<sup>nd</sup> day of January, 1978.

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

Bernard Stern  
Chairman

ATTEST:

Jeanette M. Brown DEPUTY  
Clerk of the Council

APPROVED this 4<sup>th</sup> day of January, 1979.

[Signature]  
King County Executive

WATER DISTRICT NO. 79

KING COUNTY, WASHINGTON

RESOLUTION NO. 719-78

A RESOLUTION of the Board of Water Commissioners of Water District No. 79, King County, Washington, amending and adopting a plan providing for additions to and betterments of the Comprehensive Scheme or Plan of Water Supply and Distribution for the District, as amended; estimating the cost thereof as nearly as may be; and providing the method of financing the same from an anticipated grant and from the issuance and sale of approximately \$17,340,000 par value of water revenue bonds.

WHEREAS, the Board of Water Commissioners of Water District No. 79, King County, Washington (the "District"), duly adopted Resolution No. 663-78 on January 13, 1978, which resolution amended the Comprehensive Scheme or Plan of Water Supply and Distribution for the District as originally adopted by Resolution No. 10, as amended by Resolution No. 545, and such amended Comprehensive Scheme or Plan of Water Supply and Distribution for the District was approved by the Council of King County, Washington, by its Ordinance No. 3894 passed September 25, 1978, and approved by the King County Executive on September 27, 1978; and

WHEREAS, in order to implement such amended Comprehensive Scheme or Plan and to avoid and abate the annual demand charge imposed by the City of Seattle, Washington, for water supplied by such city and to meet fire flow requirements and generally upgrade the water system, and to make revisions in certain details of such plan necessitated by further engineering studies and to add thereto certain additional facilities and programs, it is necessary that such Comprehensive Scheme or Plan be further amended and additions thereto and betterments thereof be further adopted; NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF WATER COMMISSIONERS OF WATER DISTRICT NO. 79, KING COUNTY, WASHINGTON, as follows:

Section 1. The Comprehensive Scheme or Plan of Water Supply and Distribution of the District, as amended, is hereby further amended and the plan providing for additions to and betterments thereof as set forth on engineering drawing and map prepared by URS Company marked Exhibit "A" attached hereto and by this reference incorporated herein and made a part hereof is hereby adopted.

There shall be included in the foregoing the acquisition and installation of all necessary valves, fittings, couplings, connections, manholes, equipment and appurtenances and the acquisition of any easements, rights-of-way and land that may be required. There shall be included the performance of such work as may be incidental and necessary to the foregoing construction and installation to make a complete fully operating system.

The Board of Water Commissioners may make such changes prior to or during the actual construction in the details in the above described plan where in its judgment it appears advisable as long as such modifications do not substantially alter the purposes hereinbefore set forth.

Section 2. The estimated cost of carrying out the plan providing for additions and betterments herein adopted, including all construction and installation, overhead, financing and general expenses, engineering and legal expenses, land and easement purchases and acquisition, is hereby declared to be, as near as may be, \$17,500,000, but such cost estimate shall not be deemed an essential element of such plan and is subject to further amendment or revision in the future when detailed engineering plans are finally prepared and adopted.

Section 3. The cost of the plan providing for additions and betterments herein adopted shall be met and defrayed from a grant anticipated to be received from the United States of America, Economic Development Administration, in the amount of \$160,000 and

the balance of such cost from the issuance and sale of approximately \$17,340,000 par value of water revenue bonds of the District. The bonds shall be issued in one or more series at such times as the Board of Water Commissioners shall deem advisable. The bonds shall be numbered from "one" upward consecutively within each series as issued. The bonds may be combined with any other authorized issue of water revenue bonds; shall be in such denominations and form; shall bear such date; shall bear such designation, interest rate or rates; shall be payable at such time or times up to a maximum period of not to exceed thirty years and at such place or places, one of which must be at the office of the Comptroller of King County; shall have such option of payment prior to maturity; shall guarantee such coverage and collection of rates; shall provide for such additional funds and accounts; and shall contain and be subject to such provisions and covenants as shall hereafter be provided by resolution of the Board of Water Commissioners. The bonds shall be payable from the gross revenues of the District and also from the receipt of payments of assessments levied in one or more utility local improvement districts hereby authorized to be created. The assessments in the utility local improvement district or districts may be paid in cash at any time within thirty days from the first day of publication by the Comptroller of King County, Washington, of notice that the assessment roll or rolls is in his hands for collection without penalty, interest or cost, or if they have not been paid may, at the option of the several property owners, be paid in such number of equal annual installments, and with interest at such rate as may hereafter be fixed by this Board. The levying, collection and enforcement of all assessments in the utility local improvement district or districts shall be in the manner now and hereafter provided by law. The principal of and interest on all assessments collected from the utility local improvement district or districts shall be for the sole purpose of payment into such

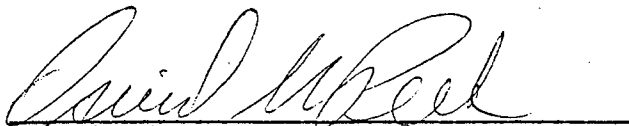
special bond redemption fund as the Board of Water Commissioners shall hereafter determine.

Section 4. Pending the issuance and sale of the bonds authorized in Section 3 of this resolution, interest-bearing warrants may be issued payable from the Construction Fund of the District, and, if there is no money in that fund to pay such warrants, they shall be stamped "not paid for want of funds" and bear interest at an annual rate to be hereafter fixed by the Board of Water Commissioners. Such warrants shall be paid from any money available in the Construction Fund or from the proceeds of the bonds authorized by this resolution.

Section 5. The plan of additions and betterments adopted by Section 1 of this resolution shall become effective when approved by the King County Council as required by Section 3, Chapter 299, Laws of 1977, 1st Ex. Sess. (RCW 57.16.010).

ADOPTED by the Board of Water Commissioners of Water District No. 79, King County, Washington, at a special open public meeting of which due notice has been given in the manner provided by law, this 12<sup>th</sup> day of December, 1978.

  
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 President and Commissioner

  
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 Commissioner

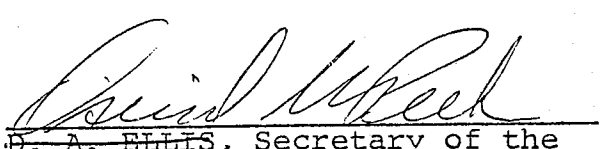
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 Secretary and Commissioner

*David G. Peek*  
I, ~~D. A. ELLIS~~, Secretary of the Board of Water

Commissioners of Water District No. 79, King County, Washington,  
hereby certify that the attached copy of Resolution No. 719-78  
is a true and correct copy of the original resolution adopted on  
the 12<sup>th</sup> day of December, 1978, as that resolution appears on  
the Minute Book of the District.

DATED this 12<sup>th</sup> day of December, 1978.

*David G. Peek, Acting*

  
~~D. A. ELLIS~~, Secretary of the  
Board of Water Commissioners

