

City of Sherwood, Oregon

Resolution No. 95-607

A RESOLUTION AUTHORIZING ISSUANCE OF WATER SUPPLY REVENUE BONDS UNDER THE UNIFORM REVENUE BOND ACT, AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City is authorized to finance capital improvements to its water supply system (Project) by issuing revenue bonds pursuant to Oregon's Uniform Revenue Bond Act (ORS 288.805 to 288.945) (ACT); and

WHEREAS, the cost of the Project, including bond issuance costs and debt service reserves, is estimated to not exceed five million four hundred thousand dollars (\$5,400,000.00); and

WHEREAS, the City will cause to be prepared a plan showing that the City's estimated net water revenues are sufficient to pay the estimated debt to be incurred by the City under the revenue bond issue authorized by this resolution.

NOW, THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1. Revenue Bonds Authorized: The City Council hereby authorizes the issuance of not more than five million four hundred thousand dollars (\$5,400,000.00) in aggregate principal amount of water supply revenue bonds. Prior to selling the bonds, the Sherwood City Council shall establish by resolution or ordinance:

- a. Whether the bonds shall be sold at public competitive bid sale or private negotiated sale; and
- b. The maximum discount to be allowed upon sale of the bonds; and
- c. The schedule for bond principal repayment; and
- d. The terms under which additional bonds may be issued; and
- e. The terms by which bonds may be redeemed prior to maturity; and
- f. The amount of any reserves to be established for the bonds and the manner in which the reserves shall be funded; and

- g. The minimum amount of water revenues which the City shall be required to impose to protect the security of the bondowners; and
- h. The covenants which the City will make with the bondowners regarding operation of the Project and the imposition and collection of water revenues; and
- i. The revenues to be pledged to payment of the bonds; and
- j. Whether the pledged revenues shall be held by a trustee, and if they are so held, the trustee's duties; and
- k. Whether security interests should be granted; and
- l. Any other terms, conditions, or covenants regarding the bonds, the Project, or the revenues which are necessary or desirable to effect the sale of the bonds.

Section 2: Notice Procedure:

- a. No bonds may be sold, and no purchase agreement for the bonds may be executed, until at least sixty (60) days after the publication of the Notice of Revenue Bond Authorization, which is attached to this resolution as Exhibit A (Notice). The Notice shall specify the last date on which petitions may be submitted, and shall be published in at least one newspaper of general circulation in the City in the same manner as are other public notices of the City.
- b. If petitions for an election, containing valid signatures of not less than five percent (5%) of the City's electors, are received within the time indicated in the Notice, the question of issuing the bonds shall be placed on the ballot at the next legally available election date. If such petitions are received, the bonds authorized by this resolution shall not be sold until the question of issuing the bonds is approved by a majority of the electors of the City who vote on that question.
- c. The bonds shall be issued and sold in accordance with the Act.

Section 3. Bond Payable Solely from Revenues: The bonds shall not be general obligations of the City, nor a charge upon its tax revenues, but shall be payable solely from the water revenues which the City pledges to payment of the bonds pursuant to ORS 288.825 (1) and Section 1.h of this resolution.

Section 4: Effective Date: This Resolution shall become effective upon approval and adoption.

Duly passed by the City Council this 9th day of May, 1995.



Walter Hitchcock, Mayor

ATTEST:



James H. Rapp, City Manager/Recorder

NOTICE OF REVENUE BOND AUTHORIZATION

NOTICE IS HEREBY GIVEN that the Sherwood City Council, City of Sherwood, Oregon (City), adopted Resolution No. 95-607 on May 9, 1995, authorizing the issuance of water supply revenue bonds. The bonds will be issued to finance capital improvements to the City's water supply system (Project).

The Sherwood City Council may establish by subsequent resolution all terms, conditions, and covenants regarding the bonds, the levels of water revenues which the City will be required to impose and collect and the use of those revenues, and the use and operation of the water system and the Project to be financed with the bonds, which are desirable to facilitate the sale of the bonds.

The City estimates that total costs of the Project may be five million four hundred thousand dollars (\$5,400,000.00). The City may issue revenue bonds in an amount equal to the total costs of the Project. Bond principal and interest will be paid solely from water revenues. The bonds will not be general obligations of the City, nor a charge upon its tax revenues, but will be payable solely from the water revenues which the City pledges to the payment of the bonds.

If written petitions, signed by not less than five percent (5%) of the City's electors, are filed at the Office of the City Recorder on or before July 17, 1995, the question of issuing the revenue bonds shall be placed on the ballot at the next legally available election date.

The Office of the City Recorder is located at Sherwood City Hall, 90 NW Park Street, Sherwood, Oregon 97140.

The resolution authorizing the bonds is available for inspection at Sherwood City Hall.

The bonds will be issued and sold under the Uniform Revenue Bond Act (ORS 288.805 to 288.945); this Notice is published pursuant to ORS 288.815(6).

BY ORDER OF THE CITY COUNCIL OF THE CITY OF SHERWOOD.