

Prop. 12



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CLARK COUNTY
WASHINGTON

Clark County Elections
Received
APR 29 2024
CLARK COUNTY ELECTIONS
300 SE CLARK ST
VANCOUVER, WA 98666

RESOLUTION COVER SHEET

This form MUST accompany each original or certified copy of the resolution. Contact person or persons should have the authority to approve changes and to answer questions.

Name of District: City of Washougal

District Address: 1701 C Street, Washougal, WA 98671

Mailing Address: Same as above

Date of Election: August 6, 2024

Contact Person: Daniel Layer Title: Finance Director

Contact Phone Number: 360-835-8501 x503 Contact Email: daniel.layer@cityofwashougal.us

2nd Contact Person: Monie Holmes Title: Assistant Finance Director

2nd Contact Phone Number: 360-835-8501 x505 nd Contact Email: monie.holmes@cityofwashougal.us

Attorney for District: Cynthia M. Weed, K&L Gates LLP

Attorney Phone Number: cell: 206-618-6050

Attorney Email Address: cynthia.weed@klgates.com

Type of election (levy, bond, lid lift, etc.): Bond

Please state the pass/fail requirements for this measure (i.e., simple majority, 60% super majority, etc.) as determined by your legal counsel, together with applicable statutory references: Minimum turnout of at least 40% of the number of voters who voted in the last general election and at least 60% super majority pursuant to the State Constitution, Article VII, Section 2.

CITY OF WASHOUGAL, WASHINGTON

GENERAL OBLIGATION BONDS

ORDINANCE NO. 1979

AN ORDINANCE of the City Council of the City of Washougal, Washington, providing for the form of the ballot proposition and specifying certain other details concerning submission to the qualified electors of the city at a special election to be held therein on August 6, 2024, of a proposition for the issuance of its general obligation bonds in the aggregate principal amount of not to exceed \$15,725,000, or so much thereof as may be issued under the laws governing the indebtedness of cities, for the purpose of financing the construction and equipping of a new fire station with shared facilities.

ADOPTED APRIL 22, 2024

PREPARED BY:

K&L GATES LLP
Seattle, Washington



CITY OF WASHOUGAL
ORDINANCE NO. 1979

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* This table of contents and the cover page are not a part of this ordinance; they are included for convenience of the reader only.

2018
MAY 22

ORDINANCE NO. 1979

AN ORDINANCE of the City Council of the City of Washougal, Washington, providing for the form of the ballot proposition and specifying certain other details concerning submission to the qualified electors of the city at a special election to be held therein on August 6, 2024, of a proposition for the issuance of its general obligation bonds in the aggregate principal amount of not to exceed \$15,725,000, or so much thereof as may be issued under the laws governing the indebtedness of cities, for the purpose of financing the construction and equipping of a new fire station with shared facilities

WHEREAS, the City Council (the "Council") of the City of Washougal, Washington (the "City") has determined that the City would benefit from the construction and equipping of a new fire station to replace Fire Station 43 which will also provide shared use facilities with the police department (hereinafter defined as the "Improvements"); and

WHEREAS, in order to provide all or a part of the funds to enable the City to provide financing for the Improvements, it is deemed necessary and advisable that the City issue and sell its unlimited tax general obligation bonds to provide funds for such purposes; and

WHEREAS, the Constitution and laws of the State of Washington provide that the question of whether or not such bonds may be issued and sold for such purposes must be submitted to the qualified electors of the City for their ratification or rejection;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WASHOUGAL, WASHINGTON, DO ORDAIN, as follows:

Section 1. Findings: Capital Improvements This Council hereby finds and declares that in order to meet the growing needs for facilities but also for the expected needs for police functions, it is in the best interest of the residents of the City and requires the City to demolish the existing fire station (No. 43) and rebuild and furnish the new station which will be attached to the police station and to include shared facilities, (emergency operations center, training room,

community room, break room and workout room), thereby permitting the repurposing of space in the current police station (the "Improvements"). The Improvements shall be undertaken at the time or times and in the order deemed most necessary and advisable by the City Council. The cost of all necessary consulting services, inspection and testing, planning and designing, administrative expenses, related improvements and other costs incurred in connection with the making of the Improvements shall be deemed a part of the costs of the Improvements.

If the Board determines that it has become impractical to accomplish any of such Improvements or portions thereof by reason of state or local circumstances, including changed conditions, incompatible development, or costs substantially in excess of those estimated, the City shall not be required to accomplish such Improvements and shall either (1) not issue Bonds or (2) apply the Bond proceeds to the payment of principal of or interest on the Bonds, thereby reducing tax levies for debt service.

If available funds are in excess of the amount required to complete the Improvements, the balance of such funds shall be used to pay the principal of or interest on the Bonds, thereby reducing the tax levies for debt service.

Section 2. Authorization of Bonds. For the purpose of providing all or a part of the funds necessary to pay the costs of the Improvements, together with incidental costs and costs related to the sale and issuance of the bonds, the City shall issue and sell its unlimited tax general obligation bonds in the principal amount of not to exceed \$15,725,000. The balance of the costs of the Improvements may be paid out of any money that the City now has or may later have on hand which are legally available for such purposes. None of said bond proceeds shall be used for the replacement of equipment or for any other than a capital purpose. Such bonds shall be issued in an amount not exceeding the amount approved by the qualified electors of the City as required

by the Constitution and laws of the State of Washington or exceeding the amount permitted by the Constitution and laws of the State of Washington.

Section 3. Details of Bonds. The bonds provided for in Section 2 hereof shall be sold in such amounts and at such time or times as deemed necessary and advisable by this Council and as permitted by law, shall bear interest at a rate or rates not to exceed the maximum rate permitted by law at the time the bonds are sold, and shall mature in such amounts and at such times within a maximum term of not to exceed twenty-nine (29) years from date of issue, but may mature at an earlier date, as authorized by this Council and as provided by law. Said bonds shall be general obligations of the City and, unless paid from other sources, both principal thereof and interest thereon (including original issue discount) shall be payable out of annual tax levies to be made upon all the taxable property within the City without limitation as to rate or amount and in excess of any constitutional or statutory tax limitations. The exact date, form, terms and maturities of said bonds shall be as hereafter fixed by ordinance of the Council. After voter approval of the bond proposition and in anticipation of the issuance of such bonds, the City may issue short term obligations as authorized and provided by Chapter 39.50 RCW.

Section 4. Bond Election. The City shall submit to the qualified electors of the City the proposition of whether the City shall issue the bonds at a special election to be held on August 6, 2024.

The Clark County Auditor, as ex officio supervisor of elections in Clark County, is hereby requested to call and conduct said special election to be held within the City on said date and to submit to the qualified electors of the City the proposition set forth below. The Clerk of the City is hereby authorized and directed to certify said proposition to said official in the following form:

PROPOSITION NO. 1

CITY OF WASHOUGAL, WASHINGTON

FIRE STATION
GENERAL OBLIGATION BONDS –\$15,725,000

The City Council of the City of Washougal adopted Ordinance No. 1979 concerning this proposition for bonds. This proposition authorizes the City to finance the construction and equipping of a new fire station to replace Fire Station 43; adjacent to and including shared facilities with the police station, to issue up to \$15,725,000 of general obligation bonds maturing within a maximum term of 29 years to finance such improvements; and levy property taxes annually in excess of regular property tax levies to repay such bonds, as provided in Ordinance No. 1979. Should this proposition be:

APPROVED ?

REJECTED ?

The City Clerk of the City is hereby authorized to deliver a certified copy of this ordinance to the Clark County Auditor.

Section 5. Notices Relating to Ballot Title. For purposes of receiving notice of the exact language of the ballot title required by RCW 29A.36.080, the Council hereby designates (a) the Finance Director (Daniel Layer), telephone: 360.835.8501, ext. 503; email: Daniel.Layer@cityofwashougal.us; and (b) special counsel, K&L Gates LLP (Cynthia Weed), telephone: 206.370.7801; cell: 206.618.6050; email: cynthia.weed@klgates.com, as the individuals to whom the Clark County Auditor shall provide such notice. The Finance Director is authorized to approve changes to the ballot title, if any, deemed necessary by the Clark County Auditor or the Clark County Prosecuting Attorney.

Section 6. Voters' Pamphlet. Pursuant to RCW 29A.32.220, the Council hereby confirms the City's participation in the local voters' pamphlet for the August 6, 2024 election,

which shall be prepared and published by the Clark County Auditor, including, but not limited to, an explanatory statement reviewed and approved by the City's attorney, and, if available, a Statement For and a Statement Against. The City understands and agrees that it will be required to pay its proportionate share of the expenses of the voters' pamphlet.

Section 7. Severability. In the event that any provision of this ordinance shall be held to be invalid, such invalidity shall not affect or invalidate any other provision of this ordinance or the bonds, but they shall be construed and enforced as if such invalid provision had not been contained herein; provided, however, that any provision which shall for any reason be held by reason of its extent to be invalid shall be deemed to be in effect to the extent permitted by law.

Section 8. Effective Date. This ordinance shall be in full force and effect five days after passage and publication as provided by law.

PASSED by the City Council of the City of Washougal, Washington, at a regular meeting thereof this 22nd day of April, 2024.

CITY OF WASHOUGAL, WASHINGTON

By: David Stuebe
Mayor

ATTEST:

Daniel Layer
Clerk

APPROVED AS TO FORM:

Robert Zimmerman
City Attorney