

ORDINANCE

802

CITY OF LACEY

AN ORDINANCE OF THE CITY OF LACEY, WASHINGTON, REPEALING AND REPLACING ORDINANCE 800 AND PROVIDING FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY AT AN ELECTION TO BE HELD THEREIN ON APRIL 7, 1987, OF FOUR SEPARATE PROPOSITIONS OF WHETHER OR NOT THE CITY SHOULD ISSUE AND SELL ITS UNLIMITED TAX LEVY GENERAL OBLIGATION BONDS AND LEVY ANNUAL PROPERTY TAXES IN EXCESS OF REGULAR PROPERTY TAX LEVIES TO PROVIDE FOR THE RETIREMENT OF SUCH BONDS, ALL FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COSTS OF PROVIDING FOR THE LANDSCAPING AND BEAUTIFICATION OF THE CITY'S MAIN STREET SYSTEM, CONSTRUCTING, IMPROVING AND REPAIRING STREETS AND SIDEWALKS, DEVELOPING A CENTRAL AREA PARK AND OTHER PARK FACILITIES AND DEVELOPING A CITY LIBRARY FACILITY

WHEREAS, the liveability, beauty and safety of the city will be enhanced by the creation of landscaping, open space and other beautification of the city's major thoroughfares; and

WHEREAS, it is necessary in order to provide proper traffic movement within the city to extend Ruddell Road from Lacey Boulevard to Pacific Avenue and necessary for the safety of pedestrians and the motoring public to construct additional sidewalks, walkways and bikeways within areas not containing such facilities and to overlay or otherwise improve certain streets within the city; and

WHEREAS, the proper development of the city requires the purchase of land and construction of a park within the central area or such other portions of the city as will serve the needs of the city's residents; and

WHEREAS, the City of Lacey lacks adequate library facilities to properly and adequately provide library services to the public, and it is deemed necessary and advisable that the city

acquire land adjacent to City Hall and construct a building for use as a library facility or for such other municipal purposes as are later found to be necessary; and

WHEREAS, in order to provide funds to pay the cost of the facilities described in this ordinance, it is necessary that the city issue and sell its unlimited tax levy general obligation bonds in the principal amount set forth herein; and

WHEREAS, in accordance with the Constitution and statutes of the State of Washington, it is necessary that the question of whether or not such bonds may be issued and sold for such purposes and whether or not the city should levy annual property taxes in excess of regular property tax levies to provide for the retirement of such bonds, be submitted to the qualified electors of the city for their ratification or rejection; and

WHEREAS, the Lacey City Council passed Ordinance 800 on January 22, 1987, providing for the submission to the qualified electors of the city of the propositions described herein; however, it is required that the submittal contain language slightly different than that contained in Ordinance 800; now, therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. It is hereby found and declared that the public welfare of the City of Lacey, Washington and its citizens requires the city to carry out the plans hereinafter set forth.

Section 2. The city shall landscape the major thoroughfares of the city in accordance with those certain plans entitled "City of Lacey Urban Beautification Project" improving such thoroughfares and adjoining properties in a manner which will enhance the visual beauty of the city and cause such major streets to be safer and more useful to pedestrians, bicyclists and the motoring public.

For the purpose of providing funds necessary to pay the cost of the improvements described in this section, the city shall issue its general obligation bonds in the aggregate principal amount of \$750,000.00.

The proposition relating to such improvements and beautification to the city's major thoroughfares to be submitted to the qualified electors of the city at the election called for herein shall be as follows:

PROPOSITION 1

STREET SAFETY AND BEAUTIFICATION BONDS, \$750,000.00

Shall the City of Lacey, for the purpose of providing landscaping and other visual and pedestrian improvements to the major through streets of the city, issue and sell \$750,000.00 of general obligation bonds maturing within a maximum of twenty years from their date of issue and levy annual property taxes in excess of regular property tax levies to provide for the retirement of such bonds?

BONDS, YES

BONDS, NO

Section 3. The city shall construct a street and other necessary improvements for the purpose of extending Ruddell Road S.E. from Lacey Boulevard to Pacific Avenue in order to provide for the movement of traffic within the city, shall construct sidewalks, walkways and bikeways within areas of the city not containing such facilities in accordance with plans on file with the city and provide for the improvement and repair of existing streets within the city, all in accordance with plans on file and to the extent possible with monies made available from the sale of bonds provided for herein.

For the purpose of providing the funds necessary to pay the costs of acquisition, construction and repair as described in this section, the city shall issue its general obligation bonds in the aggregate principal amount of \$1,800,000.00.

The proposition relating to such street, sidewalks and walkways construction to be submitted to the qualified electors of the city at the election called for herein shall be as follows:

PROPOSITION 2

TRAFFIC IMPROVEMENT AND SIDEWALK BONDS, \$1,800,000.00

Shall the City of Lacey, for the purpose of improving traffic flow within the city through street construction and providing for safe movement of pedestrians and vehicles by constructing additional sidewalks, walkways and bikeways and repairing existing streets, issue and sell \$1,800,000.00 of general obligation bonds maturing within a maximum of twenty years from their date of issue and levy annual property taxes in excess of regular property tax levies to provide for the retirement of such bonds?

BONDS, YES

BONDS, NO

Section 4. The city shall acquire and develop a park in the central area of the city by the use of funds obtained through the sale of bonds pursuant to the proposition set forth herein and the use of funds or other assets from other sources. The city shall, to the extent funds are available from the sale of bonds pursuant to this proposition, acquire and/or develop additional park facilities in other areas of the city.

For the purpose of providing funds necessary to carry out the acquisition and development of park facilities as set forth in this section, the city shall issue its general obligation bonds in the aggregate principal amount of \$500,000.00.

The proposition relating to such acquisition and development of park facilities to be submitted to the qualified electors of the city at the election called for herein shall be as follows:

PROPOSITION 3

CITY PARK BONDS, \$500,000.00

Shall the City of Lacey, for the purpose of funding in full or in part the acquisition and development of a central area park or such additional park facilities within other areas of the city, issue and sell \$500,000.00 of general obligation bonds maturing within a maximum of twenty years from their date of issue and levy annual property taxes in excess of regular property tax levies to provide for the retirement of such bonds?

BONDS, YES

BONDS, NO

Section 5. The city shall acquire property adjacent to Lacey City Hall and construct and equip a building thereon for use as a city library or for such other municipal purposes as may later be determined by the city council to be necessary.

For the purpose of providing funds necessary to pay the cost of acquiring said land and constructing and equipping said building, the city shall issue its general obligations bonds in the aggregate principal amount of \$1,900,000.00.

The proposition relating to such library facilities to be submitted to the qualified electors of the city at the election called for herein shall be as follows:

PROPOSITION 4

CITY LIBRARY FACILITY BONDS, \$1,900,000.00

Shall the City of Lacey, for the purpose of acquiring land adjacent to City Hall and constructing and equipping a building for use as a city library or such other municipal use as may later be determined to be necessary, issue and sell up to \$1,900,000.00 of general obligation bonds maturing within a maximum of twenty years from their date of issue and levy annual property taxes in excess of regular property tax levies to provide for the retirement of such bonds?

BONDS, YES

BONDS, NO

Section 6. The bonds issued pursuant to each of the propositions set forth in this ordinance and passed by the voters shall bear interest at a rate of not to exceed the maximum rate permitted by law at the time of their sale and those bonds issued for each

proposition shall mature serially within a maximum term of twenty years from their date of issue. Both principal of and interest on said bonds 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 by virtue of voter approval shall be in excess of regular property tax levies. The exact date, form, terms and maturities of said bonds shall be hereinafter fixed by ordinance of the City of Lacey, provided, however, that the annual principal and interest payments shall be framed in a manner to provide substantially level debt service on the bonds. The city shall be further authorized to issue such short term obligations in anticipation of the issuance of bonds as may be necessary in the discretion of the city council.

Section 7. It is hereby found and declared that an emergency exists requiring the submission to the qualified electors of the city of each of the propositions set forth herein for their ratification or rejection at a special election to be held therein on April 7, 1987, pursuant to the call of the Thurston County Auditor, as ex officio supervisor of elections. Said election shall be conducted by mail ballot in accordance with the notices and procedures of the Thurston County Auditor and in accordance with the applicable provisions of Chapter 29.36 RCW. The places designated by the Auditor for deposit of those ballots not returned by mail shall be open on the date of the election from 7:00 a.m. until 8:00 p.m.

Section 8. A certified copy of this ordinance shall be delivered to the Thurston County Auditor.

Section 9. If any section or part thereof is held to be invalid or if any proposition set forth in this ordinance is not passed by vote of the electors at the election set forth herein, such holding of invalidity or nonpassage by the electors shall not effect any other section or any other proposition set forth herein and duly submitted and passed by said electors.

Section 10. Ordinance 800 of the City of Lacey is hereby repealed and this ordinance shall stand in place of said Ordinance 800.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY,
WASHINGTON, this 12th day of February, 1987.

CITY COUNCIL

By Kay M. Boyd
Mayor

Attest:

Timothy McGuire
City Clerk

Approved as to form:

[Signature]
City Attorney

Published: 2-19-87

CERTIFICATION

I, TIMOTHY McGUIRE, duly appointed Clerk of the City of Lacey, Washington, do hereby certify that the attached ordinance constitutes a true and correct copy of Ordinance No. 802 of the City of Lacey duly adopted at a regular meeting of the Lacey City Council held on February 12, 1987.


TIMOTHY McGUIRE, Clerk
City of Lacey