

## **ORDINANCE NO. 454**

**AN ORDINANCE** of the City of Gig Harbor Washington, specifying and adopting a plan of sewerage additions to and betterments and extensions of the combined system of water and sewerage and specifying the estimated cost and expense thereof.

**WHEREAS**, the City of Gig Harbor, Washington (hereinafter the "City"), now owns, maintains and operates a combined system of water and sewerage (the "System"); and

**WHEREAS**, the City's present sewer plant serves a population of about 2,800 and is exceeding its suspended solids effluent limit frequently and the B.L. effluent limit occasionally; and

**WHEREAS**, preliminary estimates of future service requirements in the immediate area of the City imply an ultimate plant capacity of approximately 1.0 MGD to 1.2 MGD; and

**WHEREAS**, the City will need engineering consulting services to complete the engineering report, outfall report and associated environmental impact statements; and

**WHEREAS**, the City anticipates that the planning process for the expansion project will permit the acquisition, construction and installation of the project in early 1986; and

**WHEREAS**, in the judgment of the City Council of the City, the public health, welfare, safety and convenience require, and it is advisable, that certain additions to and betterments and extensions of the existing system of the City be made consisting of the construction and installation and related improvements as more particularly set forth herein; and

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON DOES ORDAIN** as follows:

**Section 1. Definitions.** As used in this ordinance, the following terms shall have the following meanings:

- A. "City" means the City of Gig Harbor, Washington, a duly organized and existing municipal corporation of the State of Washington.
- B. "Construction Fund" means the special fund of the City heretofore created and designated as the "Gig Harbor Sewer Construction Fund."
- C. "Council" means the general legislative body of the City as the same shall be duly constituted from time to time.
- D. "Project" means the plan of additions to and betterments and extensions of the System of the City specified and adopted in Section 2 of this ordinance.
- E. "System" means the existing combined system of water and sewerage of the City, as the same shall be added to, bettered and improved and extended from time to time, and shall include the Project.

**Section 2. Plan of System Improvements.**

- A. **The Project.** The City will evaluate the existing sewer plant and outfall, expansion of the plant and outfall alternatives, and the capacity for the final plant. It is estimated that the future service requirements in the City for sewerage service may require an ultimate plant capacity of approximately 1.0 MGD to 1.2 MGD, which exceeds the current plant capacity. The City

will undertake and employ engineering services for assistance in the evaluation of the current treatment facilities and inspection of existing capacity and, based upon the recommendations of the engineers and staff of the City, the City will consider the expansion of the sewerage treatment plant to provide discharge permit compliance with minimal (10%) reserve capacity for growth; capacity based on the estimated limiting conditions of the City receiving water; and ultimate capacity for the established service area. Alternatives and processes which will be considered include the addition of primary clarifiers, expansion of existing aeration tanks and clarifiers and the addition of a flow equalization basin. An expansion scheme which can utilize existing facilities will be emphasized to minimize disruption of plant operation and construction costs.

The City shall acquire, construct and install the various parts of the plan described in this Section (the "Project") in such order and at such time or times as found to be necessary and advisable, and shall provide all equipment, valves, couplings, connections and appurtenances, together with all work as may be incidental and necessary to complete said additions and betterments. The foregoing facilities shall be integrated into the existing facilities of the System as required to provide a fully operational facility.

The City may make such changes in the foregoing facilities or equipment or in the construction or design of other facilities of the System as may be found necessary or desirable, either prior to or during the course of acquisition and construction.

Upon completion of the Project, or in the event any portion of the Project shall be found by the Council not to be practical to complete, the City may apply any remaining available proceeds of the Bonds to the acquisition or construction of such other facilities of the System as the Council shall deem necessary and appropriate.

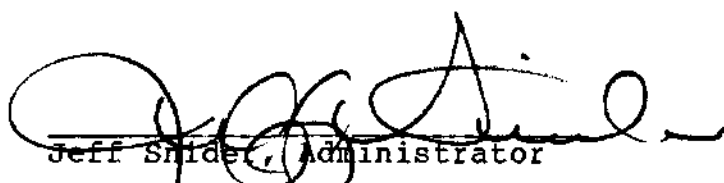
The City shall acquire, by purchase, lease or condemnation, all property, both real and personal, or any interest therein, or rights-of-way and easements which may be found necessary to acquire, construct and install the project.

**Section 3. Cost of Project.** The estimated cost, as near as may be, of acquiring, construction and installing the Project is hereby declared to be \$2,000,000. The planning phase of the project is expected to be financed from moneys on hand in the Construction Fund and other available moneys, including grants.

**PASSED** by the Council of the City of Gig Harbor, Washington, at a regular meeting thereof and approved by the Mayor this 14th day of January, 1985.

  
Ruth M. Bogue, Mayor

**ATTEST:**

  
Jeff Snider, Administrator

CITY OF GIG HARBOR, WASHINGTON

STORM SEWER REVENUE BONDS, 1985

\$60,000

ORDINANCE NO. 455

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, PROVIDING FOR THE ISSUANCE AND SALE OF STORM SEWER REVENUE BONDS OF THE CITY IN THE PRINCIPAL SUM OF \$60,000, FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF A STUDY FOR A STORM DRAINAGE MASTER PLAN; PROVIDING THE DATE, FORM, MATURITIES AND COVENANTS OF SAID BONDS; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS OF SALE OF SUCH BONDS; AND PROVIDING FOR THE SALE THEREOF.

PASSED: January 28, 1985

Prepared By:

PRESTON, THORGRIMSON, ELLIS & HOLMAN  
SEATTLE, WASHINGTON

CITY OF GIG HARBOR, WASHINGTON

ORDINANCE NO. 455

TABLE OF CONTENTS\*

	<u>Page</u>
Recitals .....	1
Section 1. Definitions .....	1
Section 2. Findings and Authorization of Project .....	5
Section 3. Authorization of Bonds .....	5
Section 4. No Prior Redemption .....	7
Section 5. Creation of Bond Fund .....	7
Section 6. Reserve Account .....	8
Section 7. Security Position of Bondholders .....	9
Section 8. Sufficiency of Gross Revenue .....	9
Section 9. Gross Revenue and Revenue Fund .....	10
Section 10. Covenants of the City .....	11
Section 11. Parity Conditions .....	14
Section 12. Junior Lien Bonds .....	19
Section 13. Defeasance .....	19
Section 14. Arbitrage Covenant .....	20
Section 15. Lost or Destroyed Bonds .....	20
Section 16. Form of the Bonds .....	21
Section 17. Execution of the Bonds .....	24
Section 18. Bond Registrar .....	25
Section 19. Application of Proceeds of Bonds .....	26
Section 20. Sale of the Bonds .....	26
Section 21. Severability .....	27
Section 22. Additional or Supplemental Ordinances .....	27
Section 23. Effective Date .....	28

\*Neither this Table of Contents nor the preceding cover page is a part of this ordinance.