

RESOLUTION NO. 625

A RESOLUTION OF THE CITY OF WILSONVILLE, OREGON AUTHORIZING THE ISSUANCE OF LIMITED TAX GENERAL OBLIGATION IMPROVEMENT WARRANT, SERIES 1987 FOR THE FINANCING OF A LOCAL IMPROVEMENT DISTRICT.

WHEREAS, the City previously created Local Improvement District No. 7, and it now appears that the improvements for the District are local improvements within the meaning of ORS 223.387, that deficit assessments for the improvements cannot be made until the completion of construction, and that it is necessary that interim financing be obtained to fund the costs of the improvements.

NOW, THEREFORE, THE CITY OF WILSONVILLE, OREGON RESOLVES AS FOLLOWS:

1. Warrant Authorized. The City Council authorizes the issuance of Limited Tax General Obligation Improvement Warrant Series 1987 (the "Warrant"), in a principal amount not to exceed \$300,000 pursuant to ORS 287.502, as amended, for the purpose of funding the interim construction of City improvements and the costs of issuing this Warrant. The Warrant shall be dated with the date specified by the City Manager shall mature December 1, 1987 and shall bear interest payable at maturity at a rate which shall not exceed a net effective rate of ten percent

(10%). The City may redeem the warrant prior to its maturity date upon payment of the Warrant's principal amount plus accrued interest through the date of redemption. Such early redemption shall only be made following City provision of five business days notice of intent to effect such early redemption to the Warrant's holder.

2. Security. The Warrant is payable from the proceeds of bonds to be sold upon completion of the project and as otherwise provided in Section 3 hereof. The full faith and credit of the City are also pledged to the punctual payment of principal and interest on the Warrant.


3. Warrant Sinking Fund. The Recorder is directed to establish a Warrant sinking fund, commonly known as the Bancroft Bonded Debt Sinking Fund (the "Fund"), to which shall be deposited all proceeds from the collection of unbonded assessments, the sale of improvement bonds pursuant to ORS 223.205 et seq. or ORS 223.785 and the foreclosure of improvement liens for unbonded assessments realized from the improvements with respect to the Warrant. The deposits in the Fund shall be applied to the call and payment of such Warrants and such funds shall not be transferred, borrowed, diverted or used for any other purpose and for failure to hold, account for and apply such funds as provided in this section, the Recorder of the City shall be personally liable and shall also be liable on the official bond to the holder of the Warrant.

4. Purchase Contract. The City Manager is hereby authorized to negotiate the terms and execute, on behalf of the City a purchase agreement for the Warrant with an appropriate financial institution, binding upon the City upon execution by the City Manager. The City Manager shall report the terms of the purchase contract to the City Council. The purchase agreement may provide for payment of a commitment fee by the City.

5. Form and Denomination. The Warrant herein authorized may be in typewritten form. The Warrant shall be executed on behalf of the City with the manual signature of the City Manager and shall be payable at the office of the Recorder of the City, Wilsonville, Oregon. The Warrant may be issued in two or more fractional portions as may prove convenient to the City.

6. Authority of Manager. The City Manager is hereby authorized to enter into any agreements and to execute any documents and deliver the Warrant in accordance with this Resolution.

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof this 6th day of July, 1987, and filed with the City Recorder this same date.



WILLIAM E. STARK, Mayor

ATTEST:

Vera A. Rojas

VERA A. ROJAS, City Recorder

SUMMARY of Votes:

Mayor Stark	<u>AYE</u>
Councilor Gardiner	<u>AYE</u>
Councilor Braymen	<u>AYE</u>
Councilor Clarke	<u>AYE</u>
Councilor Edwards	<u>AYE</u>

CITY OF WILSONVILLE
COUNTY OF CLACKAMAS, OREGON
LIMITED TAX GENERAL OBLIGATION IMPROVEMENT WARRANT
SERIES 1987

\$ _____, _____

For the value received, the City of Wilsonville, State of Oregon, acknowledges itself indebted and hereby promises to pay to bearer the principal sum of

_____ THOUSAND DOLLARS

on the first day of December, 1987, and to pay interest thereon from the date hereof until maturity or earlier redemption at the prime or base lending rate of Oregon Bank, as that rate may, from time to time, vary, less one half of one percent (.50%) as computed on an actual days / 360 day year basis, so long as the resulting interest rate does not exceed ten (10.0%) percent per annum. If the resulting rate does exceed ten percent, the rate shall be ten percent. Principal and interest are payable in lawful money of the United States of America at the office of the City Recorder.

The Warrant may be redeemed by the City, at par value and accrued interest to the date of redemption, in whole but not in part, at any time, upon notice given to the purchaser thereof not less than five (5) business days prior to the redemption date specified therein.

This Warrant is issued in an aggregate principal amount of _____ Thousand Dollars (\$_____,_____) pursuant to ORS 287.502 et seq., and Resolutions of the City (the "Resolution"), which authorize the City to borrow funds to pay the costs of construction of certain public improvements. The Resolution requires a deposit of all monies received by the City from its collection of unbonded foreclosure of improvement liens for unbonded assessments, all as realized from the assessments levied for improvements with respect to which such Limited Tax General Obligation Improvement Warrant is issued to its Local Improvement District Construction Fund. The Resolution states that monies in the fund shall be used solely for the payment of the Warrant of this series. In addition, the Warrant is payable from available resources in the City's General Fund including but not limited to ad valorem taxes levied, within the City's six percent limitation, on all taxable property in the City.

It is certified that all acts, conditions and things required to be done precedent to and in the issuance of this Warrant have been properly done and that this Warrant is a legally binding limited tax general obligation of the City of Wilsonville.

IN WITNESS WHEREOF, THE CITY COUNCIL OF THE CITY OF WILSONVILLE, OREGON has caused this Warrant to be executed with the signature of its Recorder as of this _____ day of _____, 1987.

CITY OF WILSONVILLE, OREGON

By: _____
City Manager