

ORIGINAL

PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 6
(CENTRAL PIERCE FIRE AND RESCUE)
PIERCE COUNTY, WASHINGTON

FACILITIES BONDS

RECEIVED
PIERCE CO. AUDITOR
JUL 31 2013

RESOLUTION NO. 13-06

A RESOLUTION of the Board of Fire Commissioners of Pierce County Fire Protection District No. 6, Pierce County, Washington, providing for the form of the ballot proposition and specifying certain other details concerning submission to the qualified electors of the district at a special election to be held therein on November 5, 2013, of a proposition for the issuance of its general obligation bonds in the aggregate principal amount of not to exceed \$39,800,000, or so much thereof as may be issued under the laws governing the indebtedness of fire districts, for the purpose of providing funds to plan and replace three fire stations and remodel three fire stations for the benefit of the District.

ADOPTED JULY 8, 2013

PREPARED BY:

K&L GATES LLP
Seattle, Washington

PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 6
RESOLUTION NO. 13-06

TABLE OF CONTENTS*

	<u>Page</u>
Recitals.....	1
Section 1. Findings.....	1
Section 2. Capital Improvements.....	2
Section 3. Authorization of Bonds.....	3
Section 4. Details of Bonds.....	3
Section 5. Election	4
Section 6. Severability	5
Section 7. Effective Date	6

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

RESOLUTION NO. 13-06

A RESOLUTION of the Board of Fire Commissioners of Pierce County Fire Protection District No. 6, Pierce County, Washington, providing for the form of the ballot proposition and specifying certain other details concerning submission to the qualified electors of the district at a special election to be held therein on November 5, 2013, of a proposition for the issuance of its general obligation bonds in the aggregate principal amount of not to exceed \$39,800,000, or so much thereof as may be issued under the laws governing the indebtedness of fire districts, for the purpose of providing funds to plan and replace three fire stations and remodel three fire stations for the benefit of the District.

WHEREAS, Pierce County Fire Protection District No. 6, Pierce County, Washington (the "District") has plans to upgrade and improve its fire and life safety facilities (hereinafter defined as the "Projects"); and

WHEREAS, in order to provide all or a part of the funds to enable the District to undertake the Projects, it is deemed necessary and advisable that the District 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 District for their ratification or rejection;

NOW, THEREFORE, THE BOARD OF FIRE COMMISSIONERS OF PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 6, PIERCE COUNTY, WASHINGTON DOES RESOLVE, as follows:

Section 1. Findings. This Board of Fire Commissioners (the "Board") hereby finds and declares that the best interest of the residents and property owners of the District require the District to carry out the plans hereinafter provided at the time or times and in the order deemed most necessary and advisable by the Board.

Section 2. Capital Improvements. The District shall (i) acquire land, plan, construct and equip replacement fire station facilities at Stations No. 61, 63 and 73, (ii) undertake major remodels of Stations No. 60 and 66 and the training center; (iii) make miscellaneous improvements and upgrades to the facilities of Stations No. 62, 64, 65, 68, 69, 71 and 72, and (iv) undertake improvements to the maintenance shop, all for the benefit of the District. In addition, the District shall acquire life and safety equipment (together with the projects previously described, collectively, the “Projects”)

The cost of all necessary planning, architectural, project management, engineering, and other consulting services, inspection and testing, administrative and relocation expenses, on and off-site utilities, related improvements and other costs incurred in connection with the making of the foregoing capital improvements shall be deemed a part of the costs of the Projects. Such improvements shall include all necessary furniture, equipment and appurtenances, including computers and other technology equipment.

If available funds are sufficient from the proceeds of bonds authorized for the above purposes, and state or local circumstances require, the District may also undertake additional capital improvements, including fire and safety equipment, all as the Board may determine.

The District shall determine the application of available moneys as between the various Projects set forth above so as to accomplish, as nearly as may be, all of the Projects described or provided for in this section. The District shall determine the exact extent and specifications for construction of structures or other improvements.

If the Board shall determine that it has become impractical to accomplish any of such Projects or portions thereof by reason of state or local circumstances, including changed conditions, incompatible development or costs substantially in excess of those estimated, the

District shall not be required to accomplish such Projects and may apply the Bond proceeds or any portion thereof to other portions of the Projects, to other capital improvements, or to payment of principal of or interest on the Bonds, as the Board may determine.

In the event that the proceeds of sale of the Bonds, plus any other moneys of the District legally available, are insufficient to accomplish all of the Projects provided by this section, the District shall use the available funds for paying the cost of those Projects for which the Bonds were approved deemed by the Board most necessary and in the best interest of the District.

Section 3. Authorization of Bonds. For the purpose of providing all or a part of the funds necessary to pay the cost of the Projects, together with incidental costs and costs related to the sale and issuance of the bonds, the District shall issue and sell its unlimited tax general obligation bonds in the principal amount of not to exceed \$39,800,000. The balance of the cost of the Projects shall be paid out of any money which the District 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 District 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 4. Details of Bonds. The bonds provided for in Section 3 hereof shall be sold in such amounts and at such time or times as deemed necessary and advisable by this Board 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 twenty (20) years from date of issue, but may mature at an earlier date or dates, as authorized by this Board and as provided by law. Said bonds shall be

general obligations of the District 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 District 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 resolution of the Board. After voter approval of the bond proposition and in anticipation of the issuance of such bonds, the District may issue short term obligations as authorized and provided by Chapter 39.50 RCW.

Section 5. Election. It is hereby found and declared that the best interests of the District requires the submission to the qualified electors of the District of the proposition of whether the District shall issue the Bonds at a special election to be held on November 5, 2013. The Pierce County Auditor as *ex officio* supervisor of elections is hereby requested also to call and conduct the special election to be held within the District and to submit to the qualified electors of the District the proposition set forth below. The Secretary of the Board is hereby authorized and directed to certify the proposition to said officials in the following form:

PROPOSITION NO. 1
PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 6
(CENTRAL PIERCE FIRE AND RESCUE)

FACILITIES BONDS - \$39,800,000

The Board of Fire Commissioners of Pierce County Fire Protection District No. 6 adopted Resolution No. _____ concerning this proposition for bonds. This proposition would authorize the District to remodel, replace and upgrade fire and life safety facilities throughout the District, to issue \$39,800,000 of general obligation bonds maturing within a maximum of twenty years, and to collect excess property taxes annually to repay the bonds, as provided in Resolution No. _____. Should this proposition be:

APPROVED.....

REJECTED

The Secretary of the Board of Directors is hereby authorized to deliver a certified copy of this resolution to the Pierce County Auditor.

Section 6. Severability. In the event that any provision of this resolution shall be held to be invalid, such invalidity shall not affect or invalidate any other provision of this resolution 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 7. Effective Date. This resolution shall become effective immediately upon its adoption.

ADOPTED by the Board of Directors of Pierce County Fire Protection District No. 6, Pierce County, Washington, at a regular meeting held this 8th day of July, 2013.

Read First Time:

PASSED by the following vote:

AYES: _____ Commissioners

NAYS: _____ Commissioners

ABSENT: _____ Commissioners

Read Second Time:

PASSED by the following vote:

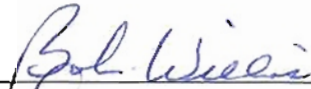
AYES: 5 Commissioners

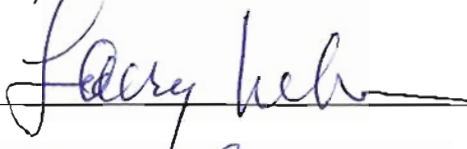
NAYS: 0 Commissioners

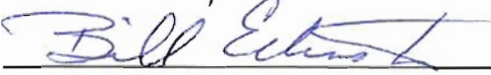
ABSENT: 0 Commissioners


SIGNED this 8th day of July, 2013.


PIERCE COUNTY FIRE PROTECTION
DISTRICT NO. 6, PIERCE COUNTY,
WASHINGTON











Fire Commissioners

ATTEST:



Secretary of the Board of Fire Commissioners


CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of Pierce County Fire Protection District No. 6, Pierce County, Washington (the "District"), and keeper of the records of the Board of Directors (the "Board"), DO HEREBY CERTIFY:

1. That the attached resolution is a true and correct copy of Resolution No. 13-06 of the Board (herein called the "Resolution"), duly adopted at a regular meeting thereof held on the 8th day of July, 2013.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law, due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the Board voted in the proper manner for the adoption of said Resolution; that all other requirements and proceedings incident to the proper adoption of said Resolution have been duly fulfilled, carried out and otherwise observed; and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand this 8th day of July, 2013.

A handwritten signature in blue ink, appearing to read "Tony Rebach", is written over a horizontal line.

Secretary of the Board of Fire
Commissioners

OFFICIAL BALLOT

PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 6
(CENTRAL PIERCE FIRE AND RESCUE)
PIERCE COUNTY, WASHINGTON

November 5, 2013

INSTRUCTIONS TO VOTERS: To vote in favor of the following proposition, place a cross (X) in the square opposite the word "APPROVED"; to vote against the following proposition, place a cross (X) in the square opposite the word "REJECTED."

PROPOSITION NO. 1
PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 6
(CENTRAL PIERCE FIRE AND RESCUE)

FACILITIES BONDS - \$39,800,000

The Board of Fire Commissioners of Pierce County Fire Protection District No. 6 adopted Resolution No. 13-06 concerning this proposition for bonds. This proposition would authorize the District to remodel, replace and upgrade fire and life safety facilities throughout the District, to issue \$39,800,000 of general obligation bonds maturing within a maximum of twenty years, and to collect excess property taxes annually to repay the bonds, as provided in Resolution No. 13-06. Should this proposition be:

APPROVED.....

REJECTED

NOTICE OF SPECIAL ELECTION

PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 6
(CENTRAL PIERCE FIRE AND RESCUE)
PIERCE COUNTY, WASHINGTON

November 5, 2013

NOTICE IS HEREBY GIVEN that on Tuesday, November 5, 2013, a special election will be held in the above-named fire protection district for the submission to the qualified electors of said fire protection district of the following proposition:

PROPOSITION NO. 1
PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 6
(CENTRAL PIERCE FIRE AND RESCUE)

FACILITIES BONDS - \$39,800,000

The Board of Fire Commissioners of Pierce County Fire Protection District No. 6 adopted Resolution No. 13-06 concerning this proposition for bonds. This proposition would authorize the District to remodel, replace and upgrade fire and life safety facilities throughout the District, to issue \$39,800,000 of general obligation bonds maturing within a maximum of twenty years, and to collect excess property taxes annually to repay the bonds, as provided in Resolution No. 13-06. Should this proposition be:

APPROVED.....

REJECTED

Pierce County Auditor