

Kelso City Council Agenda

Regular Meeting, 6:00 pm
April 5, 2016
City Hall, Council Chambers
203 South Pacific
Kelso, WA 98626



**Special accommodations for the handicapped and hearing impaired are available
by special arrangement through the City Clerk's Office at 360-423-0900**

Roll Call to Council Members:

Invocation:

Pastor Rob Lafady , New Song Worship Center

1. Approve Minutes:

1.1. March 15, 2016 – Regular Meeting

2. Proclamations:

- 2.1. Sexual Assault Awareness Month
- 2.2. National Crime Victims' Rights Week
- 2.3. National Library Week

3. Presentation:

- 3.1. South Kelso Revitalization Update – South Kelso Neighborhood Association
- 3.2. Community Development Department Annual Report

4. Public Hearing:

- 4.1. Vacate Portion of Talley Way Right of Way

5. Consent Items:

6. Citizen Business:

Kelso City Council Agenda

Regular Meeting, 6:00 pm
April 5, 2016
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203 South Pacific
Kelso, WA 98626



7. Council Business:

7.1. Kelso City Charter Citizen Review Committee

8. Action/Motion Items:

8.1. Ordinance, 1st Reading

8.1.1. Vacate Portion of Talley Way Right of Way

8.2. Ordinance, 1st Reading

8.2.1. 2016 Limited Tax General Obligation Bonds

8.3. Resolution

8.3.1. Guaranteeing Grant Match Funds Availability - Airport Projects

Other Items:

- City Manager Report
- Staff/Dept Head Reports
- Council Reports
- Other Business
- Executive Session

Mayor David Futcher led the flag salute. The Regular Meeting of the Kelso City Council was called to order by Mayor Futcher. Councilmembers in attendance were Kim Lefebvre, Larry Alexander, Rick Roberson, David Futcher, Jim Hill, and Todd McDaniel. Councilmember Nancy Malone was absent.

Minutes: Upon motion by Councilmember McDaniel, seconded by Councilmember Hill, 'Approve the 3/1/16 Regular Meeting,' motion carried, all voting yes.

PRESENTATIONS:

2016 Legislative Update: Gordon Thomas Honeywell Governmental Affairs Lobbyists Briahna Murray and Alex Soldano provided a status update on the legislative session.

Public Works Annual Report: Public Works Superintendent Randy Johnson provided the 2015 Annual Report.

CONSENT AGENDA:

1. **Auditing of Accounts:** \$1,500,127.80

Upon motion by Councilmember Roberson, seconded by Councilmember Lefebvre, 'Approve the Auditing of Accounts in the amount of \$1,500,127.80,' motion carried, all voting yes.

CITIZEN BUSINESS:

Neil Crawford, 1621 Crawford Street, spoke about the policy for changing a name on a utility account. City Manager Steve Taylor will have Finance Director/City Clerk Brian Butterfield bring back to the Council a report on the name change process.

COUNCIL BUSINESS:

West Kelso Subarea Plan Discussion: City Manager Taylor presented the proposed draft plan. He commented that the plan was recommended by the Planning Commission. Discussion followed. Upon motion by Councilmember Roberson, seconded by Councilmember McDaniel, 'Authorize staff to bring the plan forward for final consideration.' Councilmembers Lefebvre, Roberson, Futcher, and McDaniel voted yes. Councilmembers Alexander and Hill voted not. Motion passed, 4 to 2.

Kelso City Charter Citizen Review Committee: Upon motion by Councilmember Roberson, seconded by Councilmember Lefebvre, 'Direct staff to proceed with the formation of the City Charter Review Committee.' City Manager Taylor briefed the Council on the process for the making of the committee. Discussion followed.

Councilmembers Lefebvre, Alexander, Roberson, Fatcher, and McDaniel voted yes. Councilmember Hill voted no. Motion passed, 5 to 1.

MOTION ITEMS:

Ordinance No. (1st Reading) – Amending KMC 8.20 Fireworks: The Deputy Clerk read the proposed ordinance by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Alexander, ‘Pass on 1st reading, ‘AN ORDINANCE OF THE CITY OF KELSO AMENDING KELSO MUNICIPAL CODE CHAPTER 8.20 FIREWORKS TO REVISE PERMITTING AND APPROVAL PROCEDURES AND REFLECT CHANGES IN STATE LAW.’ City Attorney Janean Parker provided an overview of the changes to the ordinance. Lengthy discussion followed. Councilmember Hill distributed a memo with his suggested changes. Discussion followed. Councilmembers Lefebvre, Roberson, Fatcher, and McDaniel voted yes. Councilmembers Alexander and Hill voted no. Motion passed, 4 to 2.

Ordinance No. (1st Reading) – Shopping Cart Regulations: The Deputy Clerk read the proposed ordinance by title only. Upon motion by Councilmember Lefebvre, seconded by Councilmember McDaniel, ‘Pass on 1st reading, ‘AN ORDINANCE OF THE CITY OF KELSO RELATING TO SHOPPING CART THEFT AND REGULATION AMENDING 9A.56.270 AND ADDING A NEW CHAPTER 9.62 SHOPPING CART CONTROL TO THE KELSO MUNICIPAL CODE.’ Nuisance Abatement Officer Mike Meier provided a report on the results of his recent port of call process for abandoned carts. Discussion followed. Motion passed, all voting yes.

Ordinance No. 16-3868 – Amending KMC 2.32 Authority to Appoint Limited Commission Police Officers: The Deputy Clerk read the proposed ordinance by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Lefebvre, ‘Adopt Ordinance No. 16-3868, ‘AN ORDINANCE OF THE CITY OF KELSO AMENDING THE KELSO MUNICIPAL CODE CHAPTER 2.32 POLICE DEPARTMENT RELATING TO THE AUTHORITY TO APPOINT LIMITED COMMISSION POLICE OFFICERS.’ Motion passed, all voting yes.

Resolution No. 16-1152 – Initiating Process to Vacate Portion of Talley Way Right of Way: The Deputy Clerk read the proposed resolution by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Hill, ‘Pass Resolution No. 16-1152, ‘A RESOLUTION OF THE CITY OF KELSO, WASHINGTON, INITIATING THE PROCESS TO VACATE PORTIONS OF TALLEY WAY RIGHT OF WAY, AND SETTING A DATE FOR A PUBLIC HEARING.’ Motion passed, all voting yes.

Resolution No. 16-1153 – Proposed Exploratory Drilling and Mining at Goat Mountain: The Deputy Clerk read the proposed resolution by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Lefebvre, ‘Pass Resolution No. 16-1153, ‘A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELSO

DECLARING ITS OPPOSITION TO PROPOSED MINING EXPLORATION AND DEVELOPMENT AT GOAT MOUNTAIN/MT. MARGARET NORTH OF MOUNT ST. HELENS.’ Citizens that spoke from the audience were as follows:

- **Charlotte Persons**, 2409 Bloyd Street, provided signed post cards from citizens in opposition to the mining.
- **Clark-Skamania Fly Fishers President Steve Jones**, 3101 North Ivy Circle, Camas, WA.
- **Ascot Resources USA Representative Mike McDonald**, 214 2nd Street, Morton, WA, provided a power point presentation regarding Ascot Resources USA’s past actions on their permit applications and showed the area that would be impacted by the proposed exploratory drilling. He distributed a packet consisting of correspondence relating to their permit applications.

Discussion followed. Councilmembers Lefebvre, Alexander, Roberson, and McDaniel voted yes. Councilmembers Futcher and Hill voted No. Motion passed, 4 to 2.

WALK-ON ITEM:

Resolution No. 16-1154 – Municipal Research and Services Center Support for

Funding: The Deputy Clerk read the proposed resolution by title only. Upon motion by Councilmember McDaniel, seconded by Councilmember Roberson, ‘Pass Resolution No. 16-1154, ‘A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELSO, WASHINGTON, EXPRESSING SUPPORT FOR ADEQUATE FUNDING OF THE MUNICIPAL RESEARCH AND SERVICES CENTER.’ Motion passed, all voting yes.

MANAGER’S REPORT:

Steve Taylor: Reported on the recent Cowlitz Economic Development Council (EDC) meeting. He commented that the EDC requested to have the City of Kelso’s name included in an advertisement in support of proceeding with the methanol plant in Kalama, WA. The Council approved that Kelso would be included in the ad and directed staff to draft a statement in support of proceeding with the plant.

COUNCIL REPORTS:

Kim Lefebvre: Spoke about the ‘Building Bridges’ event hosted by the Kelso/Longview Chamber of Commerce that she recently attended. She commented that she attended the Library Board meeting last night and that it was good to see the Library so successful.

Larry Alexander: No report.

Rick Roberson: He commented that he would be attending the public hearing for the methanol plant on March 22, 2016, in Kalama.

Jim Hill: 1) Commented that he attended the recent 911 Committee meeting. 2) He spoke about bringing the issue regarding plastic shopping bags back for discussion. City Manager Taylor commented that this item is on the auxiliary task list.

Todd McDaniel: Commented that he audited the claims on Monday.

David Futcher: Commented that he attended the recent Airport Board meeting and asked that citizens interested in the airport to contact the airport representatives from the Port of Longview. He commented that he would not be attending the next Airport Board meeting. City Manager Taylor confirmed that Councilmember Hill was the alternate.

There being no further business, Mayor Futcher adjourned the meeting at 8:54 p.m.

MAYOR

CITY CLERK

PROCLAMATION

Sexual Assault Awareness in Action Month April 2016

WHEREAS, the Washington Coalition of Sexual Assault Programs (WCSAP) is committed to uniting agencies engaged in eliminating all forms of sexual violence through education, advocacy, victim services and community action across the state; and

WHEREAS, WCSAP promotes healing services for survivors of sexual assault through Community Sexual Assault Programs and other providers; and

WHEREAS, WCSAP encourages every community to help put an end to sexual violence by working together to promote social change:

NOW, THEREFORE, I, David Futcher, Mayor of the City of Kelso, Washington, do hereby proclaim April 2016, as

Sexual Assault Awareness in Action Month

in the City of Kelso, and I urge all individuals and communities to join me in the special observance.

In witness whereof, I have hereunto set my hand and caused the seal of the City of Kelso to be affixed this 5th day of April 2016

David Futcher, Mayor

PROCLAMATION

National Crime Victims' Rights Week

April 10-16, 2016

WHEREAS, 25,000,000 individuals in the United States are victims of crime each year, including over 6,000,000 victims of violent crime;

WHEREAS, a just society acknowledges the impact of crime on individuals, families, and communities by ensuring that rights, resources, and services are available to help rebuild lives;

WHEREAS, although our Nation has steadily expanded rights, protections, and services for victims of crime, too many victims are still not able to realize the hope and promise of these gains;

WHEREAS, we must do more to ensure that services are available for underserved segments of the population, including crime victims with disabilities, victims with mental illness, and victims who are children, teenagers, elderly, or from urban and rural areas or communities of color;

WHEREAS, observing victims' rights and treating victims with dignity and respect serve the public interest;

WHEREAS, 2016 marks the 32nd anniversary of the enactment of the Victims of Crime Act of 1984, the hallmark of the Federal Governments' recognition of its commitment to supporting rights and services for victims of all types of crime through the establishment of the Crime Victims Fund, that is paid for by criminal fines and penalties, rather than by taxpayers' dollars.

NOW, THEREFORE, I, David Futchter, Mayor of the City of Kelso, do hereby proclaim April 10 - 16, 2016, as **CRIME VICTIMS' RIGHTS WEEK** and the City of Kelso supports the constitutional and statutory rights and needs of victims, and supports the goal of increasing public awareness of the impact of crime on victims and survivors.

In witness whereof, I have hereunto set my hand and caused the seal of the City of Kelso to be affixed this 5th day of April, 2016

David Futchter, Mayor

PROCLAMATION

National Library Week April 10– 16, 2016

WHEREAS, libraries help lives change in their communities, campuses and schools;

WHEREAS, librarians work to meet the changing needs of their communities, including providing resources for everyone and bringing services outside of library walls;

WHEREAS, libraries and librarians bring together community members to enrich and shape the community and address local issues;

WHEREAS, librarians are trained, tech-savvy professionals, providing technology training and access to downloadable content like e-books;

WHEREAS, libraries offer programs to meet community needs, providing residents with resume writing classes, 24/7 homework help and financial planning services to teens applying for student loans to older adults planning their retirement;

WHEREAS, libraries continuously grow and evolve in how they provide for the needs of every member of their communities;

WHEREAS, libraries, librarians, library workers and supporters across America are celebrating the theme “Libraries Transform” for this year’s National Library Week.

NOW, THEREFORE, be it resolved that I, David Futcher, Mayor of the City of Kelso, do hereby proclaim the week of April 10-16 2016 to be

“National Library Week”

I encourage all residents to visit the library this week to take advantage of the wonderful library resources available at your library. Lives change at your library.

*In witness whereof, I have hereunto set
my hand and caused the seal of the City of
Kelso to be affixed this 5th day of April
2016*

David Futcher, Mayor

AGENDA SUMMARY SHEET
Business of the City of Kelso
City of Kelso, Washington

SUBJECT TITLE:

PUBLIC HEARING FOR PROPOSED
ORDINANCE OF THE CITY OF KELSO
VACATING A PORTION OF TALLEY WAY
ROW IN THE CITY OF KELSO TO A CITY
OWNED PARCEL OCCUPIED BY THE SWRA

Agenda Item: _____

Dept. of Origin: Community Dev\Engineering

For Agenda of: April 5, 2016

Cost of Item: _____

City Manager: Steve Taylor

PRESENTED BY:

Michael Kardas, P.E.
Community Development Director/City Engineer

AGENDA ITEM ATTACHMENTS:

Proposed Ordinance with attachments

SUMMARY STATEMENT:

Southwest Washington Regional Airport (SWRA) has need to allow for construction a fence to provide site security. To effectively complete this construction a portion of Talley Way Right of Way will be required. This portion is no longer required for street purposes. As a result, staff proposes vacating this portion of Talley Way Right of Way to the SWRA. The City would, as a part of the vacation process hold back an easement (as allowed by state law) for the public utilities and services that may remain in the vacated area.

Under state law at RCW 35.79, the process for vacation is by a petition of the abutting property owners (or a resolution of the legislative authority.) to initiate the process. Then a public hearing must be held on the vacation and the City may adopt an ordinance vacating the street or any part thereof. The adoption of this resolution setting the public hearing date was the first step in this process.

The City adopted Resolution 16-1152 on March 15, 2016 initiating the vacation process and setting a hearing for April 5th. The City provided all the required notices for the hearing. The City did not receive any objections from the abutting property owners prior to the hearing date. The required public hearing was held in consideration of the proposed ordinance. The proposed ordinance vacates the right of way with the reservation of necessary public utility easements as allowed by the statute. The ordinance also directs Community Development to effectuate the vacation and real property transfers.

FINANCIAL SUMMARY:

There is no financial impact. The City is proposing to vacate the right of way to another City owned parcel.

RECOMMENDED ACTION:

The hearing will allow the City to receive public comment on the proposed ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KELSO VACATING A PORTION OF TALLEY WAY ROW IN THE CITY OF KELSO TO A CITY OWNED PARCEL OCCUPIED BY THE SOUTHWEST WASHINGTON REGIONAL AIRPORT

WHEREAS, pursuant to RCW 35.79.010, the City Council has the authority to initiate the vacation of a public street or a portion thereof; and

WHEREAS, the City Council passed Resolution No. 16-1152 on March 15, 2016 initiating the procedure for vacating a portion of Talley Way right of way in Kelso, which is legally described in Exhibit A and set a public hearing for the matter on April 5, 2016; and

WHEREAS, twenty days written notice of the time, place, and purpose of the hearing was published and posted in three of the most public places in the City and like notices were posted in conspicuous places at the proposed right-of-way vacation site; furthermore, written notice was given to the abutting property owners having an interest in the vacation; and

WHEREAS, the City did not receive any written objections from the property owners abutting upon that part of the street sought to be vacated prior to the time of the public hearing; and

WHEREAS, a public hearing was conducted by the City Council on April 5, 2016, where Council Members heard testimony, deliberated on the matter; and

WHEREAS, the City Council finds that it is in the public interest to vacate those portions of Talley Way legally described in Exhibit A;

NOW, THEREFORE,
THE CITY COUNCIL OF THE CITY OF KELSO DO ORDAIN AS FOLLOWS:

SECTION 1. Vacation of Street Right of Way. That the real property legally described in Exhibit A, attached hereto and fully incorporated by this reference, consisting of portions of Talley Way right of way, is hereby vacated upon the satisfaction of the conditions set forth in this ordinance.

SECTION 2. Compensation for Vacation. No compensation by the abutting property owners is required because the street is being vacated at the petition of the City and to the City for the purposes of use by the Southwest Washington Regional Airport, public entity.

SECTION 3. Reservation of Easements. The vacation is furthermore conditioned upon and subject specifically to the reservation by the City of a 30-foot easement across the property for public utilities and services, in a location to be determined by the City.

SECTION 4. Authorizing the Community Development Department to effectuate vacation. The Community Development Department is authorized and directed to prepare and execute all necessary documents to effectuate the right of way vacation, including but not limited to preservation of a utilities easement in a form acceptable to the Community Development Director, and recording of the vacation upon the completion of the necessary conditions.

SECTION 5. Severability. The provisions of this Ordinance are declared to be severable. If any provision, clause, sentence, or paragraph of this Ordinance or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this Ordinance.

SECTION 6. Effective Date. This Ordinance shall be in full force and effect 5 days after its passage and publication of summary as required by law.

ADOPTED by the City Council and **SIGNED** by the Mayor this ____ day of _____, 2016.

ATTEST/AUTHENTICATION:

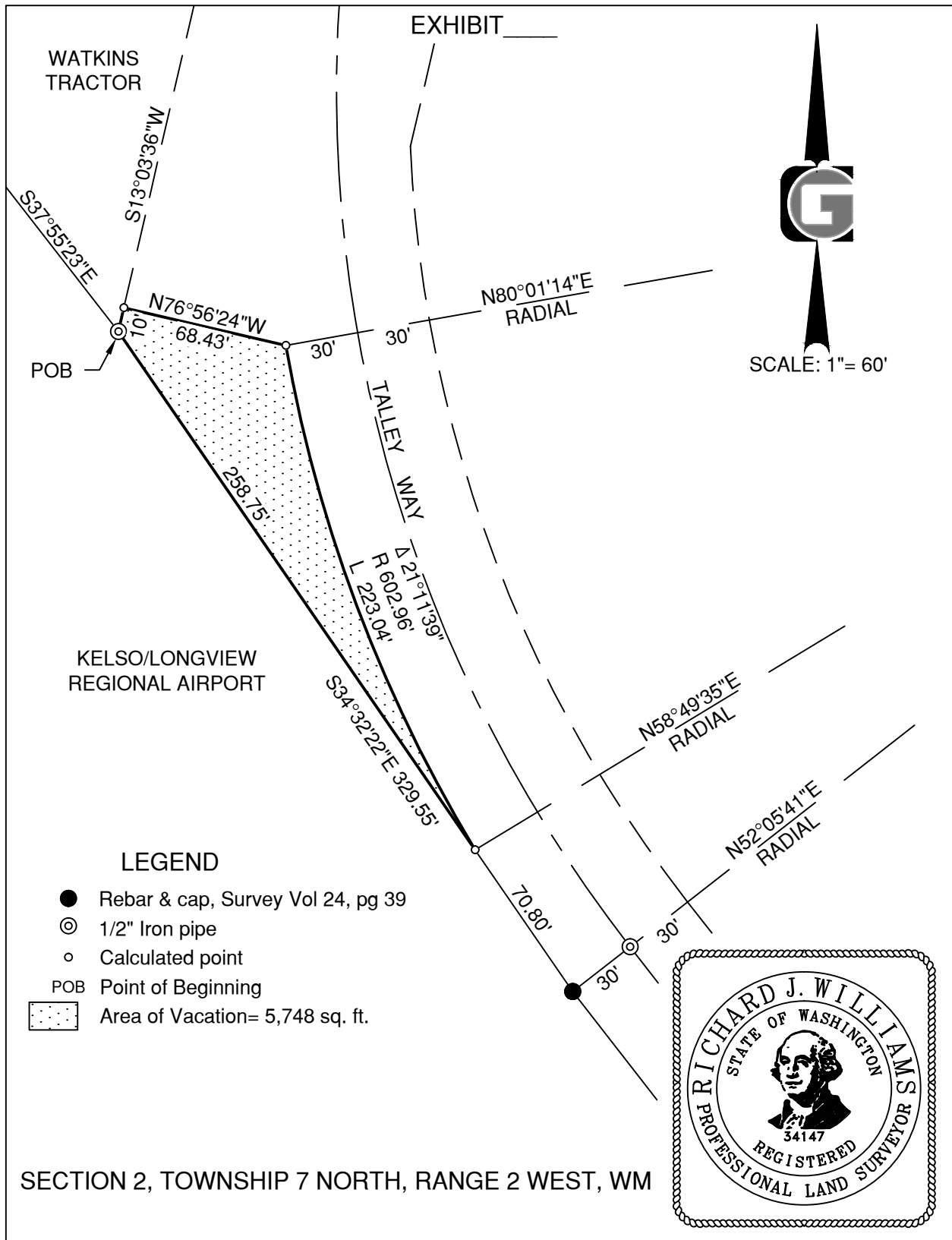
MAYOR

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

PUBLISHED: _____



Legal Description

A portion of the City of Kelso's Talley Way Road right-of-way, located in the Southeast Quarter of the Southeast Quarter (SE1/4, SE1/4) of Section 2, Township 7 North, Range 2 West, Willamette Meridian, Cowlitz County, Washington, described as follows:

BEGINNING at a ½-inch iron pipe marking the intersection of the Westerly right-of-way line of the Talley Way with the Easterly boundary of the Kelso/Longview Regional Airport as shown on that certain survey recorded in Volume 24 of Surveys, page 39, records of the Cowlitz County, also being the most Southerly corner of that certain tract of land recorded in Volume 754 of Deeds, page 707, records of the Cowlitz County; thence South 34°32'22" East along said Easterly boundary of said Kelso/Longview Regional Airport a distance of 258.75 feet, which bears North 34°32'22" West, 70.80 feet from a point measured 30.00 feet perpendicular to the center of line of said Talley Way at Point of Tangent (P.T.) station 7 & 10, and the cusp of a curve to the North;
thence Northerly along said curve to the right, with a radial bearing in N 58°49'35"E, through a central angle of 21°11'39", having a 602.96 foot radius, an arc distance of 223.04 feet to a point having a radial bearing of N 80°01'14" E;
thence North 76°56'24" West a distance of 68.43 feet to said Westerly right-of-way of said Talley Way;
thence South 13°03'36" West along said right-of-way line a distance of 10.00 feet to the POINT OF BEGINNING.

Containing 5,748 square feet, more or less.

AGENDA SUMMARY SHEET

Business of the City Council City of Kelso, Washington

SUBJECT TITLE: Kelso City Charter Citizen
Review Committee Appointments

Agenda Item: _____

Dept. of Origin: _____ City Manager _____

For Agenda of: _____ April 5, 2016 _____

Originator: _____ Steve Taylor _____

City Attorney: **Janean Parker**

City Manager: **Steve Taylor**

PRESENTED BY:
Steve Taylor

Agenda Item Attachments:

Charter Review Committee Volunteer Applications

SUMMARY STATEMENT:

The Kelso City Council is considering options to amend, repeal, or keep the status quo with the city charter.

The Council has directed the formation of a citizen review committee, with meetings open to the public, to recommend potential amendments to or repeal of the charter to the Council for further consideration and placement of a measure on the November 2016 ballot.

Advertisement commenced and responses from 8 citizens were received.

RECOMMENDED ACTION:

Appoint the members of the City Charter Review Committee including a current councilmember to serve as ex officio and schedule proposed activities.



Application

City of Kelso

Volunteers, Commissions, Boards and Committees

RECEIVED
CITY OF KELSO
APR 01 2016
CITY MANAGER'S
OFFICE

Personal Information

Last Name HALL	First Name CLARICE	Middle Initial E
Address 1101 S. 3rd Av		City KELSO
State WA		Zip 98626
Home Phone 425-351-5263	Work Phone	Email
Are you over the age of 18? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Date of Birth	Do you have, or can you obtain a valid driver's license? <input checked="" type="checkbox"/> (Yes) <input type="checkbox"/> No Driver's License Number:

Availability & Skills

Availability <input type="checkbox"/> Long Term <input checked="" type="checkbox"/> Short Term <input checked="" type="checkbox"/> Special Project	Are you currently certified in CPR? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No First Aid? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Check the dates you can be available for work (check all that apply) <input checked="" type="checkbox"/> Sunday <input checked="" type="checkbox"/> Monday <input checked="" type="checkbox"/> Tuesday <input checked="" type="checkbox"/> Wednesday <input checked="" type="checkbox"/> Thursday <input checked="" type="checkbox"/> Friday <input type="checkbox"/> Saturday	

In what particular areas of volunteer work, commission, board or committee are you interested?

- | | | |
|--|--|---|
| <input type="checkbox"/> Board of Adjustment and Appeals
<input type="checkbox"/> Stormwater Advisory Committee
<input type="checkbox"/> Civil Service
<input type="checkbox"/> Highlander Festival
<input type="checkbox"/> Library Board | <input type="checkbox"/> Lodging Tax Advisory Committee
<input checked="" type="checkbox"/> Planning Commission
<input type="checkbox"/> Housing Authority
<input checked="" type="checkbox"/> Park Board | <input checked="" type="checkbox"/> 'Big Idea' Tourism Committee
<input type="checkbox"/> Library
<input checked="" type="checkbox"/> Train Depot
<input checked="" type="checkbox"/> City Other: City charter Review Committee |
|--|--|---|

What general skills/experience/education would you like to share in your work for the City of Kelso?

Board / SKNA **See Attached (2 pages)**

Criminal Convictions

Have you ever been convicted of a felony or released from prison within the last ten (10) years, or a misdemeanor other than minor traffic offenses within the past three (3) years? (A conviction will not necessarily bar you from appointment)

Yes No If yes, please explain:

Medical Considerations

Do you have any medical, physical or emotional conditions that should be taken into consideration in arranging volunteer, commission, board or committee assignments?

Yes No If yes, please explain:

In case of emergency, please contact Wallace Hall	Address/City/State/Zip 1101 S. 3rd Ave / Kelso, WA	Phone 425-351-9700
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References (do not list relatives)

Name	Address/City/State/Zip	Phone
Melvin Keete	Kelso, wa	360-749-7441
John Widmer	Park Hill / Longview	360-425-7832
JAVIS NEWTON	Kelso, WA	360-560-1334

Notice to Volunteers

Persons appointed as volunteers, commission, board and committee members are not considered to be City of Kelso employees. Injury compensation, however, is provided through the Department of Labor & Industries. Services as a volunteer, commission, board or committee member are considered to be creditable work experience.

The data furnished on this form is furnished voluntarily and will be used to contact, interview and place volunteers and/or commission, board or committee members.

Signature is Required

To the best of my knowledge, the information herein is true and complete. I understand that falsification of this application is grounds for dismissal as a volunteer and/or commission, board, or committee member. Further, I give permission for an authorized representative of the City of Kelso to conduct a state patrol criminal background check in accordance with RCW 43.43.830-839 and to inquire of individuals about my ability to perform all aspects of the volunteer and/or commission, board or committee position for which I am being considered. I release the City of Kelso and those individuals/institutions that provide information from any liability that may arise from the provision of this information

As a volunteer, commission, board or committee member for the City of Kelso, I am fully aware that the work associated with being a volunteer, commission, board or committee member involves certain risks of physical injury or death. Being fully informed as to these risks and in consideration of my being allowed to participate in these City programs, I hereby assume all risk of injury, damage and harm to myself arising from such activities or use of City facilities. I also hereby individually and on behalf of my heirs, executors and assignees, release and hold harmless the City of Kelso, its officials, employees and agents, and waive any right of recovery that I might have to bring a claim or a lawsuit against them for any personal injury, death or other consequences occurring to me arising out of my volunteer, commission, board or committee member activities.

I give permission to have my photo taken and used for publicity purposes by the City. I authorize any necessary emergency medical treatment that might be required for me in the event of a physical injury and/or accident to me while participating in any of these programs/activities.

Signature

Clarence Staal

Date

April 1, 2016

If under 18, Parent or guardian's signature

Date

Return completed and signed application to:
City of Kelso, City Manager's Office
203 S. Pacific
PO Box 819
Kelso, WA 98626

Please call 360-577-3301 if you have any questions or need additional information.

General skills, experience and education:

Resume: :

Skills: Interior Designer
Management
Ministerial services
Counseling
Marketing
Real Estate designated Broker
Historical
Appraisal
Estimator

Education:

Graduate with degree: Sheffield School of Design / Cambridge, England
Graduate with degree: Northwest University School of Ministry / Kirkland, Wash
Graduate: Cosmetology / Longview, Wash
Graduate: Real Estate Sales / Rockwell University, Bellevue, Wa
Professional Lic: Real Estate Designated Broker / Rockwell University, Bellevue, Wa
Professional Lic: Real Estate Appraiser
Real Estate Law: Studied 2 years/ Rockwell University
Peoples Law: 1 yr course/ Bellevue Community College
Management: Rockwell University/ Bellevue, Wa

Certified:

Biblical Christian Counselor/ Childrens counselor

Marketing: University of Washington
Estimator: University of Washington
Accounting: Edmonds College

Current: Owner/ Designated Broker/ Clarice Hall and Co.LLC
DBA: Hall and Hall Real Estate Company
Sales, counseling.

Ch
A/1/16

Historical: Worked with placing a Home we purchased from the Louis Marsh Estate in Kirkland, Wash on the National Historic Registry:

Historical Overlay Zoning:

Worked closely with Joe Tovar, Teresa Swan and Eric Shields from City of Kirkland Planning Department to place a 3 acre piece of property on Historic Overlay Zoning inside the City of Kirkland, adjoining Lake Washington.

This was the first piece of land that had ever been submitted as a P U D with Historic Overlay Designation to the City of Kirkland. This got through the Approval Process and is built out as an English Village.

Lake Frontage Property that went with this land was dedicated to the City of Kirkland for a park. AKA: Marsh Park

This was a two year project to get finalized and permitted. Full Development with Cobblestone Streets and Gatehouse:

Wallace Hall and I have worked as a team in our Construction Business for 45 years. I have handled the Interior Designs, and have had input into the homes design and construction. Have handled the Accounting and documentation necessities for the Company/Companies.

Have been involved in Real Estate Sales and Appraisals for the past 16/18 years. Have become self-employed in that industry and carry my own licenses for an Office.

MARKETING PLAN : For the English Village we built on Lake Washington I opened an English Tea Room: This became a 4 star Tea Room very quickly, it was inside the old Mansion that I had placed on the Historic Registry and was very well accepted. Followed the presentation I had when in England at the Mayfair Hotel, People loved it. Was written up in Seattle Times, Bon Appetit magazine placed it as one of top 10 between San Francisco and Victoria, Canada.

Submitted to City of Kelso on this day April 1, 2016

Clarice Hall
Clarice Hall



Application

City of Kelso

Volunteers, Commissions, Boards and Committees

RECEIVED
Date Received
APR 01 2016
CITY MANAGER'S
OFFICE

Personal Information

Last Name HALL, WALLACE H.	First Name H.	Middle Initial
Address 1101 SO. 3RD AVE. KELSO WA		
Home Phone 425 351 9700		Work Phone
Are you over the age of 18? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Date of Birth 1
Do you have, or can you obtain a valid driver's license? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Driver's License Number:		

Availability & Skills

Availability <input type="checkbox"/> Long Term <input type="checkbox"/> Short Term <input checked="" type="checkbox"/> Special Project	Are you currently certified in CPR? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
Check the dates you can be available for work (check all that apply) <input type="checkbox"/> Sunday <input type="checkbox"/> Monday <input type="checkbox"/> Tuesday <input type="checkbox"/> Wednesday <input type="checkbox"/> Thursday <input type="checkbox"/> Friday <input type="checkbox"/> Saturday	

In what particular areas of volunteer work, commission, board or committee are you interested?

- | | | |
|--|--|--|
| <input type="checkbox"/> Board of Adjustment and Appeals
<input type="checkbox"/> Stormwater Advisory Committee
<input type="checkbox"/> Civil Service
<input type="checkbox"/> Highlander Festival
<input type="checkbox"/> Library Board | <input type="checkbox"/> Lodging Tax Advisory Committee
<input type="checkbox"/> Planning Commission
<input type="checkbox"/> Housing Authority
<input type="checkbox"/> Park Board | <input type="checkbox"/> 'Big Idea' Tourism Committee
<input type="checkbox"/> Library
<input type="checkbox"/> Train Depot
<input type="checkbox"/> City Other: CITY CHARTER REVIEW COMMITTEE |
|--|--|--|

What general skills/experience/education would you like to share in your work for the City of Kelso?

45 YEARS AS A GENERAL CONTRACTOR IN METRO SEATTLE
*** SEE ATTACHED / Director for SKNA VOLUNTEER WORK**

Criminal Convictions

Have you ever been convicted of a felony or released from prison within the last ten (10) years, or a misdemeanor other than minor traffic offenses within the past three (3) years? (A conviction will not necessarily bar you from appointment)

Yes No If yes, please explain:

Medical Considerations

Do you have any medical, physical or emotional conditions that should be taken into consideration in arranging volunteer, commission, board or committee assignments?

Yes No If yes, please explain:

In case of emergency, please contact CLARICE HALL	Address/City/State/Zip 1101 SO. 3RD AVE. KELSO	Phone 425 351 5263
---	--	------------------------------

References (do not list relatives)

Name	Address/City/State/Zip	Phone
JOHN P. WIDMER	PARK HILL DR. LONGVIEW	360 425 7832

Notice to Volunteers

Persons appointed as volunteers, commission, board and committee members are not considered to be City of Kelso employees. Injury compensation, however, is provided through the Department of Labor & Industries. Services as a volunteer, commission, board or committee member are considered to be creditable work experience.

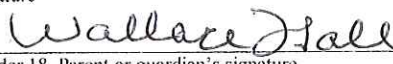
The data furnished on this form is furnished voluntarily and will be used to contact, interview and place volunteers and/or commission, board or committee members.

Signature is Required

To the best of my knowledge, the information herein is true and complete. I understand that falsification of this application is grounds for dismissal as a volunteer and/or commission, board, or committee member. Further, I give permission for an authorized representative of the City of Kelso to conduct a state patrol criminal background check in accordance with RCW 43.43.830-839 and to inquire of individuals about my ability to perform all aspects of the volunteer and/or commission, board or committee position for which I am being considered. I release the City of Kelso and those individuals/institutions that provide information from any liability that may arise from the provision of this information

As a volunteer, commission, board or committee member for the City of Kelso, I am fully aware that the work associated with being a volunteer, commission, board or committee member involves certain risks of physical injury or death. Being fully informed as to these risks and in consideration of my being allowed to participate in these City programs, I hereby assume all risk of injury, damage and harm to myself arising from such activities or use of City facilities. I also hereby individually and on behalf of my heirs, executors and assignees, release and hold harmless the City of Kelso, its officials, employees and agents, and waive any right of recovery that I might have to bring a claim or a lawsuit against them for any personal injury, death or other consequences occurring to me arising out of my volunteer, commission, board or committee member activities.

I give permission to have my photo taken and used for publicity purposes by the City. I authorize any necessary emergency medical treatment that might be required for me in the event of a physical injury and/or accident to me while participating in any of these programs/activities.

Signature 	Date 31 MARCH 2016
If under 18, Parent or guardian's signature	Date

Return completed and signed application to:
City of Kelso, City Manager's Office
203 S. Pacific
PO Box 819
Kelso, WA 98626

Please call 360-577-3301 if you have any questions or need additional information.

Attachment:

City of Kelso

April 1, 2016

Below is a resume of general skills, experience, education you have asked us to submit on our Application for volunteers on City of Kelso committees or to act as Volunteers.

Wallace Hall grew up in Kelso, Washington, attended schools in Kelso and also attended for 2 years at Lower Columbia College before entering for 3 years into the Aviation area of the US Army.

In the military he worked exclusively within the Federal Aviation Industry with flight following. Worked as a flight dispatcher, time in control tower directing aircraft departures and controlling ground traffic. Was involved in helping aviators fill in flight plans. Applied for warrent officer Helicopter School and was accepted, however this did not transpire as he would have been required to stay in the service an additional 3 years which he did not want to do. Was offered a job in the Washington DC Regional Flight Service Center when he was discharged but he chose to return to Washington State and pursue another course in life.

He chose to go into the Construction Industry, Developing land , designing and constructing upper income homes both custom and spec in nature.

For 45 years he has worked closely with city officials to rezone properties and construct mobile home parks, several large condominium projects and Historic properties.

The first builder to build a home in Mill Creek, Washington was an honor for Hall, this is now one of the finest gulf course development / Cities in the North Area of Seattle.

To accommodate the need for Slate Roofing materials and Marbles and Granites in the homes, Hall invested with Canadian Partner and started an import business called PAMAS (Pacific Architectural Marble and Slate). This Company was set up to import these materials from China..

Hall has been a contractor, General contractor, and speciality contractor in the greater Seattle Area for 45 years. In the course of his duties he developed land, met with City Officials in the capacity of plan submission and Underground Installation.

He has been the draftsman on 90% of the plans submitted.

He ran one of the largest foundation companies for single family in the greater Seattle Area. A hands on man, he works/worked every aspect of the projects he built. He has knowledge in most aspects of the industry.

W. J. Hall

Signature:

1 APRIL 2016

Date"



Application

City of Kelso

Volunteers, Commissions, Boards and Committees

RECEIVED
CITY OF KELSO
Date Received
APR 01 2016
CITY MANAGER'S
OFFICE

Personal Information

Last Name Grigsby	First Name Adena	Middle Initial J
Address 1109 S. 3rd Ave	City Kelso	State WA
Home Phone 360 577 8847	Work Phone 360 270 4467	Email Adena.Grigsby
Are you over the age of 18? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Date of Birth	Do you have, or can you obtain a valid driver's license? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Driver's License Number:

Availability & Skills

Availability <input checked="" type="checkbox"/> Long Term <input type="checkbox"/> Short Term <input type="checkbox"/> Special Project	Are you currently certified in CPR? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No First Aid? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Check the dates you can be available for work (check all that apply) <input checked="" type="checkbox"/> Sunday <input checked="" type="checkbox"/> Monday <input checked="" type="checkbox"/> Tuesday <input checked="" type="checkbox"/> Wednesday <input checked="" type="checkbox"/> Thursday <input checked="" type="checkbox"/> Friday <input checked="" type="checkbox"/> Saturday	

In what particular areas of volunteer work, commission, board or committee are you interested?

<input type="checkbox"/> Board of Adjustment and Appeals <input type="checkbox"/> Stormwater Advisory Committee <input type="checkbox"/> Civil Service <input type="checkbox"/> Highlander Festival <input type="checkbox"/> Library Board	<input type="checkbox"/> Lodging Tax Advisory Committee <input type="checkbox"/> Planning Commission <input type="checkbox"/> Housing Authority <input type="checkbox"/> Park Board	<input type="checkbox"/> 'Big Idea' Tourism Committee <input type="checkbox"/> Library <input type="checkbox"/> Train Depot <input checked="" type="checkbox"/> City Other: City Charter Review Committee
--	--	---

What general skills/experience/education would you like to share in your work for the City of Kelso?
Washington State Community Health Worker Task Force Member, Community House on Broadway Board Member, Former SKNA Board Member, Current Volunteer Kelso member.

Criminal Convictions

Have you ever been convicted of a felony or released from prison within the last ten (10) years, or a misdemeanor other than minor traffic offenses within the past three (3) years? (A conviction will not necessarily bar you from appointment)

Yes No If yes, please explain:

Medical Considerations

Do you have any medical, physical or emotional conditions that should be taken into consideration in arranging volunteer, commission, board or committee assignments?

Yes No If yes, please explain:

In case of emergency, please contact Susan Narios	Address/City/State/Zip 1109 S. 3rd Ave	Phone 360-577-8847
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References (do not list relatives)

Name	Address/City/State/Zip	Phone
Jenn Scharman	3118 Louisiana St LV, WA	360-846-3920
Dane Chircher	2832 Mt Pleasant Rd Kelso, WA	360-749-4891

Notice to Volunteers

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Signature is Required

To the best of my knowledge, the information herein is true and complete. I understand that falsification of this application is grounds for dismissal as a volunteer and/or commission, board, or committee member. Further, I give permission for an authorized representative of the City of Kelso to conduct a state patrol criminal background check in accordance with RCW 43.43.830-839 and to inquire of individuals about my ability to perform all aspects of the volunteer and/or commission, board or committee position for which I am being considered. I release the City of Kelso and those individuals/institutions that provide information from any liability that may arise from the provision of this information

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I give permission to have my photo taken and used for publicity purposes by the City. I authorize any necessary emergency medical treatment that might be required for me in the event of a physical injury and/or accident to me while participating in any of these programs/activities.

Signature 	Date 3-31-16
If under 18, Parent or guardian's signature	Date

Return completed and signed application to:
City of Kelso, City Manager's Office
203 S. Pacific
PO Box 819
Kelso, WA 98626

Please call 360-577-3301 if you have any questions or need additional information.



Application

City of Kelso

Volunteers, Commissions, Boards and Committees

RECEIVED
Date Received
APR 01 2016
CITY MANAGER'S OFFICE

Personal Information

Last Name VanRollins		First Name Patricia		Middle Initial Ann
Address 2404 Allen St Kelso WA			State	Zip
Home Phone 360 749-7111		Work Phone 360 5787430		Email vanrollins@co.kelso.wa.us
Are you over the age of 18? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Date of Birth	Do you have, or can you obtain a valid driver's license? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Driver's License Number:		

Availability & Skills

Availability <input type="checkbox"/> Long Term <input type="checkbox"/> Short Term <input checked="" type="checkbox"/> Special Project		Are you currently certified in CPR? First Aid? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Check the dates you can be available for work (check all that apply) <i>available for evening meetings</i>				
<input type="checkbox"/> Sunday	<input type="checkbox"/> Monday	<input type="checkbox"/> Tuesday	<input type="checkbox"/> Wednesday	<input type="checkbox"/> Thursday <input type="checkbox"/> Friday <input type="checkbox"/> Saturday

In what particular areas of volunteer work, commission, board or committee are you interested?

<input type="checkbox"/> Board of Adjustment and Appeals	<input type="checkbox"/> Lodging Tax Advisory Committee	<input type="checkbox"/> 'Big Idea' Tourism Committee
<input type="checkbox"/> Stormwater Advisory Committee	<input type="checkbox"/> Planning Commission	<input type="checkbox"/> Library
<input type="checkbox"/> Civil Service	<input type="checkbox"/> Housing Authority	<input type="checkbox"/> Train Depot
<input type="checkbox"/> Highlander Festival	<input type="checkbox"/> Park Board	<input type="checkbox"/> City Other: Charter Commission
<input type="checkbox"/> Library Board		

What general skills/experience/education would you like to share in your work for the City of Kelso?
*former elected official County Commissioner - Michigan
 Planning zoning Commission
 Criminal defense attorney at law.*

Criminal Convictions

Have you ever been convicted of a felony or released from prison within the last ten (10) years, or a misdemeanor other than minor traffic offenses within the past three (3) years? (A conviction will not necessarily bar you from appointment)

Yes No If yes, please explain:

Medical Considerations

Do you have any medical, physical or emotional conditions that should be taken into consideration in arranging volunteer, commission, board or committee assignments?

Yes No If yes, please explain:

In case of emergency, please contact	Address/City/State/Zip	Phone
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References (do not list relatives)

Name	Address/City/State/Zip	Phone
Todd McDevitts	Kelso City Council	423-1371 - City Hall
Rick Von Rock	Planning Commission	
Nancy Malone	Council Member	

Notice to Volunteers

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Signature is Required

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As a volunteer, commission, board or committee member for the City of Kelso, I am fully aware that the work associated with being a volunteer, commission, board or committee member involves certain risks of physical injury or death. Being fully informed as to these risks and in consideration of my being allowed to participate in these City programs, I hereby assume all risk of injury, damage and harm to myself arising from such activities or use of City facilities. I also hereby individually and on behalf of my heirs, executors and assignees, release and hold harmless the City of Kelso, its officials, employees and agents, and waive any right of recovery that I might have to bring a claim or a lawsuit against them for any personal injury, death or other consequences occurring to me arising out of my volunteer, commission, board or committee member activities.

I give permission to have my photo taken and used for publicity purposes by the City. I authorize any necessary emergency medical treatment that might be required for me in the event of a physical injury and/or accident to me while participating in any of these programs/activities.

Signature <i>Patricia Van Rullin</i>	Date 4/1/2016
If under 18, Parent or guardian's signature	Date

Return completed and signed application to:
City of Kelso, City Manager's Office
203 S. Pacific
PO Box 819
Kelso, WA 98626

Please call 360-577-3301 if you have any questions or need additional information.



Application

City of Kelso

Volunteers, Commissions, Boards and Committees

RECEIVED
CITY OF KELSO
Date Received
MAR 31 2016
CITY MANAGER'S
OFFICE

Personal Information

Last Name Hight		First Name Ann	Middle Initial
Address 1803 East Terrace Way		City Kelso	State WA Zip 98626
Home Phone 360.425.5362		Work Phone	Email annhight@gmail.com
Are you over the age of 18? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Date of Birth	Do you have, or can you obtain a valid driver's license? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Driver's License Number:	

Availability & Skills

Availability <input type="checkbox"/> Long Term <input type="checkbox"/> Short Term <input checked="" type="checkbox"/> Special Project		Are you currently certified in CPR? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No First Aid? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Check the dates you can be available for work (check all that apply) <input type="checkbox"/> Sunday <input checked="" type="checkbox"/> Monday <input checked="" type="checkbox"/> Tuesday <input checked="" type="checkbox"/> Wednesday <input checked="" type="checkbox"/> Thursday <input checked="" type="checkbox"/> Friday <input type="checkbox"/> Saturday			

In what particular areas of volunteer work, commission, board or committee are you interested?

<input type="checkbox"/> Board of Adjustment and Appeals	<input type="checkbox"/> Lodging Tax Advisory Committee	<input type="checkbox"/> 'Big Idea' Tourism Committee
<input type="checkbox"/> Stormwater Advisory Committee	<input type="checkbox"/> Planning Commission	<input type="checkbox"/> Library
<input type="checkbox"/> Civil Service	<input type="checkbox"/> Housing Authority	<input type="checkbox"/> Train Depot Charter Review
<input type="checkbox"/> Highlander Festival	<input type="checkbox"/> Park Board	<input type="checkbox"/> City Other: _____
<input type="checkbox"/> Library Board		

What general skills/experience/education would you like to share in your work for the City of Kelso?
I am a lifelong resident of Kelso. I have recently retired. I have experience in teaching, training, presenting, and counselling. I have participated in and led study groups and committees.

Criminal Convictions

Have you ever been convicted of a felony or released from prison within the last ten (10) years, or a misdemeanor other than minor traffic offenses within the past three (3) years? (A conviction will not necessarily bar you from appointment)

Yes No If yes, please explain:

Medical Considerations

Do you have any medical, physical or emotional conditions that should be taken into consideration in arranging volunteer, commission, board or committee assignments?

Yes No If yes, please explain:

In case of emergency, please contact	Address/City/State/Zip	Phone
Ross Hight (son)	1803 East Terrace Way	425-5362

References (do not list relatives)

Name	Address/City/State/Zip	Phone
Sarah Brent	KPD	991-5850
Jerry Higgins	250 Hageman Rd., Kelso	578-3999
Steve/Cheryl Mazzuca	2724 Glen More St., Kelso	431-9523

Notice to Volunteers

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Signature is Required

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I give permission to have my photo taken and used for publicity purposes by the City. I authorize any necessary emergency medical treatment that might be required for me in the event of a physical injury and/or accident to me while participating in any of these programs/activities.

Signature

Ann Sligto

Date

3/31/16

If under 18, Parent or guardian's signature

Date

Return completed and signed application to:
City of Kelso, City Manager's Office
203 S. Pacific
PO Box 819
Kelso, WA 98626

Please call 360-577-3301 if you have any questions or need additional information.



Application

City of Kelso

Volunteers, Commissions, Boards and Committees

Date Received
RECEIVED
CITY OF KELSO

MAR 24 2016

COMMUNITY
DEVELOPMENT

Personal Information

Last Name Schimmel		First Name Gary	Middle Initial E
Address 1219 N 3rd Ave		City Kelso	State WA Zip 98626
Home Phone 360-957-2470		Work Phone 360-501-1341	Email garyschimmel@gmail.com
Are you over the age of 18? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Date of Birth	Do you have, or can you obtain a valid driver's license? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Driver's License Number:	

Availability & Skills

Availability <input type="checkbox"/> Long Term <input type="checkbox"/> Short Term <input checked="" type="checkbox"/> Special Project	Are you currently certified in CPR? <input type="checkbox"/> Yes <input type="checkbox"/> No First Aid? <input type="checkbox"/> Yes <input type="checkbox"/> No
Check the dates you can be available for work (check all that apply) <input type="checkbox"/> Sunday <input type="checkbox"/> Monday <input type="checkbox"/> Tuesday <input type="checkbox"/> Wednesday <input type="checkbox"/> Thursday <input type="checkbox"/> Friday <input type="checkbox"/> Saturday	

In what particular areas of volunteer work, commission, board or committee are you interested?

- | | | |
|--|--|--|
| <input type="checkbox"/> Board of Adjustment and Appeals
<input type="checkbox"/> Stormwater Advisory Committee
<input type="checkbox"/> Civil Service
<input type="checkbox"/> Highlander Festival
<input type="checkbox"/> Library Board | <input type="checkbox"/> Lodging Tax Advisory Committee
<input type="checkbox"/> Planning Commission
<input type="checkbox"/> Housing Authority
<input type="checkbox"/> Park Board | <input type="checkbox"/> 'Big Idea' Tourism Committee
<input type="checkbox"/> Library
<input type="checkbox"/> Train Depot
<input checked="" type="checkbox"/> Charter Comm
<input checked="" type="checkbox"/> City Other: _____ |
|--|--|--|

What general skills/experience/education would you like to share in your work for the City of Kelso?
former City Councilman and Planning Comm member

Criminal Convictions

Have you ever been convicted of a felony or released from prison within the last ten (10) years, or a misdemeanor other than minor traffic offenses within the past three (3) years? *(A conviction will not necessarily bar you from appointment)*

Yes No If yes, please explain:

Medical Considerations

Do you have any medical, physical or emotional conditions that should be taken into consideration in arranging volunteer, commission, board or committee assignments?

Yes No If yes, please explain:

In case of emergency, please contact	Address/City/State/Zip	Phone
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References (do not list relatives)

Name	Address/City/State/Zip	Phone
Steve Taylor	City of Kelso	360-577-3301
Scott Westlund	Kelso School Dist	360-501-1903
David Swiderski	Longview, WA	360-423-7294

Notice to Volunteers

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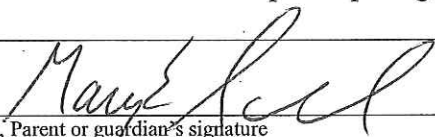
Signature is Required

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I give permission to have my photo taken and used for publicity purposes by the City. I authorize any necessary emergency medical treatment that might be required for me in the event of a physical injury and/or accident to me while participating in any of these programs/activities.

Signature



Date

3-24-16

If under 18, Parent or guardian's signature

Date

Return completed and signed application to:
City of Kelso, City Manager's Office
203 S. Pacific
PO Box 819
Kelso, WA 98626

Please call 360-577-3301 if you have any questions or need additional information.



Application

City of Kelso

Volunteers, Commissions, Boards and Committees

RECEIVED
CIT Date Received
APR 01 2016
CITY MANAGER'S
OFFICE

Personal Information

Last Name <i>Wilson</i>	First Name <i>Betty Joyce</i>	Middle Initial
Address <i>603 - N-20th</i>		City <i>Kelso</i>
Home Phone	Work Phone	State <i>Wash</i>
Are you over the age of 18? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Date of Birth
Do you have, or can you obtain a valid driver's license? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Driver's License Number: <i>...</i>

Availability & Skills

Availability <input type="checkbox"/> Long Term <input checked="" type="checkbox"/> Short Term <input checked="" type="checkbox"/> Special Project	Are you currently certified in CPR? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No First Aid? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
---	---

Check the dates you can be available for work (check all that apply)

Sunday Monday Tuesday Wednesday Thursday Friday Saturday *all days*

In what particular areas of volunteer work, commission, board or committee are you interested?

<input type="checkbox"/> Board of Adjustment and Appeals <input type="checkbox"/> Stormwater Advisory Committee <input type="checkbox"/> Civil Service <input type="checkbox"/> Highlander Festival <input type="checkbox"/> Library Board	<input type="checkbox"/> Lodging Tax Advisory Committee <input type="checkbox"/> Planning Commission <input type="checkbox"/> Housing Authority <input type="checkbox"/> Park Board	<input type="checkbox"/> 'Big Idea' Tourism Committee <input type="checkbox"/> Library <input type="checkbox"/> Train Depot <input type="checkbox"/> City Other: <i>Charles Review</i>
--	--	---

What general skills/experience/education would you like to share in your work for the City of Kelso?

passed planning Commission Highland Festival City Commission 7 1/2 years Serving now - Housing Authority

Criminal Convictions

Have you ever been convicted of a felony or released from prison within the last ten (10) years, or a misdemeanor other than minor traffic offenses within the past three (3) years? (A conviction will not necessarily bar you from appointment)

Yes No If yes, please explain:

Medical Considerations

Do you have any medical, physical or emotional conditions that should be taken into consideration in arranging volunteer, commission, board or committee assignments?

Yes No If yes, please explain:

In case of emergency, please contact	Address/City/State/Zip	Phone
--------------------------------------	------------------------	-------

References (do not list relatives)

Name	Address/City/State/Zip	Phone
<i>Richard Woods</i>	<i>Kelso, ?</i>	
<i>Dave Fisher</i>	<i>Kelso ?</i>	
<i>Larry Petersen</i>	<i>Lo.</i>	

Notice to Volunteers

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Signature

Date

If under 18, Parent or guardian's signature

Date

Return completed and signed application to:
City of Kelso, City Manager's Office
203 S. Pacific
PO Box 819
Kelso, WA 98626

Please call 360-577-3301 if you have any questions or need additional information.



Application

City of Kelso

Volunteers, Commissions, Boards and Committees

Date Received

Personal Information

Last Name **LAWRENCE** First Name **KEITH** Middle Initial **R**
 Address **1413 BEHSHEL HTS RD** City **KELSO** State **WA** Zip **98626**
 Home Phone **360.425.1647** Work Phone **360.578.1434** Email **KNKLAWRENCE@COMCAST.I**

Are you over the age of 18? Date of Birth Do you have, or can you obtain a valid driver's license?
 Yes No (Yes No Driver's License Number:

Availability & Skills

Availability Are you currently certified in CPR? Yes No
 Long Term Short Term Special Project First Aid? Yes No

Check the dates you can be available for work (check all that apply)
 Sunday Monday Tuesday Wednesday Thursday Friday Saturday

In what particular areas of volunteer work, commission, board or committee are you interested?

<input type="checkbox"/> Board of Adjustment and Appeals <input type="checkbox"/> Stormwater Advisory Committee <input type="checkbox"/> Civil Service <input type="checkbox"/> Highlander Festival <input type="checkbox"/> Library Board	<input type="checkbox"/> Lodging Tax Advisory Committee <input type="checkbox"/> Planning Commission <input type="checkbox"/> Housing Authority <input type="checkbox"/> Park Board	<input type="checkbox"/> 'Big Idea' Tourism Committee <input type="checkbox"/> Library <input type="checkbox"/> Train Depot CHARTER REVIEW COMMTE <input checked="" type="checkbox"/> City Other: _____
--	--	--

What general skills/experience/education would you like to share in your work for the City of Kelso?
FORMERLY, I WAS MAYOR OF KELSO FOR 7 YEARS AND ON THE COUNCIL FOR 10 YEARS. I WAS ALSO THE CHAIRMAN OF THE CHARTER COMMISSION THAT WROTE THE ORIGINAL CHARTER. *References listed below are also former Charter Commission Members.

Criminal Convictions

Have you ever been convicted of a felony or released from prison within the last ten (10) years, or a misdemeanor other than minor traffic offenses within the past three (3) years? *(A conviction will not necessarily bar you from appointment)*
 Yes No If yes, please explain:

Medical Considerations

Do you have any medical, physical or emotional conditions that should be taken into consideration in arranging volunteer, commission, board or committee assignments?
 Yes No If yes, please explain:

In case of emergency, please contact KAREN LAWRENCE	Address/City/State/Zip SAME AS ABOVE	Phone 360.957.3870
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References (do not list relatives)

Name	Address/City/State/Zip	Phone
*Bill McCown	230 Horizon Dr., Kalama	673-2788 or 577-0294
*Larry Peterson	605 Peardale Ln. #16, Longview	577-7266
*Nelson Graham	157 McCormick Spur 2, Castle Rock	274-2299

Notice to Volunteers

Persons appointed as volunteers, commission, board and committee members are not considered to be City of Kelso employees. Injury compensation, however, is provided through the Department of Labor & Industries. Services as a volunteer, commission, board or committee member are considered to be creditable work experience.

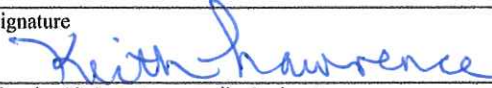
The data furnished on this form is furnished voluntarily and will be used to contact, interview and place volunteers and/or commission, board or committee members.

Signature is Required

To the best of my knowledge, the information herein is true and complete. I understand that falsification of this application is grounds for dismissal as a volunteer and/or commission, board, or committee member. Further, I give permission for an authorized representative of the City of Kelso to conduct a state patrol criminal background check in accordance with RCW 43.43.830-839 and to inquire of individuals about my ability to perform all aspects of the volunteer and/or commission, board or committee position for which I am being considered. I release the City of Kelso and those individuals/institutions that provide information from any liability that may arise from the provision of this information

As a volunteer, commission, board or committee member for the City of Kelso, I am fully aware that the work associated with being a volunteer, commission, board or committee member involves certain risks of physical injury or death. Being fully informed as to these risks and in consideration of my being allowed to participate in these City programs, I hereby assume all risk of injury, damage and harm to myself arising from such activities or use of City facilities. I also hereby individually and on behalf of my heirs, executors and assignees, release and hold harmless the City of Kelso, its officials, employees and agents, and waive any right of recovery that I might have to bring a claim or a lawsuit against them for any personal injury, death or other consequences occurring to me arising out of my volunteer, commission, board or committee member activities.

I give permission to have my photo taken and used for publicity purposes by the City. I authorize any necessary emergency medical treatment that might be required for me in the event of a physical injury and/or accident to me while participating in any of these programs/activities.

Signature 	Date 3/23/16
If under 18, Parent or guardian's signature	Date

Return completed and signed application to:
City of Kelso, City Manager's Office
203 S. Pacific
PO Box 819
Kelso, WA 98626

Please call 360-577-3301 if you have any questions or need additional information.

AGENDA SUMMARY SHEET
Business of the City of Kelso
City of Kelso, Washington

SUBJECT TITLE:

AN ORDINANCE OF THE CITY OF KELSO
VACATING A PORTION OF TALLEY WAY
ROW IN THE CITY OF KELSO TO A CITY
OWNED PARCEL OCCUPIED BY THE SWRA

Agenda Item: _____

Dept. of Origin: Community Dev\Engineering

For Agenda of: April 5, 2016

PRESENTED BY:

Michael Kardas, P.E.
Community Development Director/City Engineer

Cost of Item: _____

City Manager: Steve Taylor

AGENDA ITEM ATTACHMENTS:

Proposed Ordinance with attachments

SUMMARY STATEMENT:

Southwest Washington Regional Airport (SWRA) has need to allow for construction a fence to provide site security. To effectively complete this construction a portion of Talley Way Right of Way will be required. This portion is no longer required for street purposes. As a result, staff proposes vacating this portion of Talley Way Right of Way to the SWRA. The City would, as a part of the vacation process hold back an easement (as allowed by state law) for the public utilities and services that may remain in the vacated area.

Under state law at RCW 35.79, the process for vacation is by a petition of the abutting property owners (or a resolution of the legislative authority.) to initiate the process. Then a public hearing must be held on the vacation and the City may adopt an ordinance vacating the street or any part thereof. The adoption of this resolution setting the public hearing date was the first step in this process.

The City adopted Resolution 16-1152 on March 15, 2016 initiating the vacation process and setting a hearing for April 5th. The City provided all the required notices for the hearing. The City did not receive any objections from the abutting property owners prior to the hearing date. The required public hearing was held in consideration of the proposed ordinance. The proposed ordinance vacates the right of way with the reservation of necessary public utility easements as allowed by the statute. The ordinance also directs Community Development to effectuate the vacation and real property transfers.

FINANCIAL SUMMARY:

There is no financial impact. The City is vacating the right of way to another City owned parcel.

RECOMMENDED ACTION:

Move to pass the Ordinance on first reading.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KELSO VACATING A PORTION OF TALLEY WAY ROW IN THE CITY OF KELSO TO A CITY OWNED PARCEL OCCUPIED BY THE SOUTHWEST WASHINGTON REGIONAL AIRPORT

WHEREAS, pursuant to RCW 35.79.010, the City Council has the authority to initiate the vacation of a public street or a portion thereof; and

WHEREAS, the City Council passed Resolution No. 16-1152 on March 15, 2016 initiating the procedure for vacating a portion of Talley Way right of way in Kelso, which is legally described in Exhibit A and set a public hearing for the matter on April 5, 2016; and

WHEREAS, twenty days written notice of the time, place, and purpose of the hearing was published and posted in three of the most public places in the City and like notices were posted in conspicuous places at the proposed right-of-way vacation site; furthermore, written notice was given to the abutting property owners having an interest in the vacation; and

WHEREAS, the City did not receive any written objections from the property owners abutting upon that part of the street sought to be vacated prior to the time of the public hearing; and

WHEREAS, a public hearing was conducted by the City Council on April 5, 2016, where Council Members heard testimony, deliberated on the matter; and

WHEREAS, the City Council finds that it is in the public interest to vacate those portions of Talley Way legally described in Exhibit A;

NOW, THEREFORE,
THE CITY COUNCIL OF THE CITY OF KELSO DO ORDAIN AS FOLLOWS:

SECTION 1. Vacation of Street Right of Way. That the real property legally described in Exhibit A, attached hereto and fully incorporated by this reference, consisting of portions of Talley Way right of way, is hereby vacated upon the satisfaction of the conditions set forth in this ordinance.

SECTION 2. Compensation for Vacation. No compensation by the abutting property owners is required because the street is being vacated at the petition of the City and to the City for the purposes of use by the Southwest Washington Regional Airport, public entity.

SECTION 3. Reservation of Easements. The vacation is furthermore conditioned upon and subject specifically to the reservation by the City of a 30 foot easement across the property for public utilities and services, in a location to be determined by the City.

SECTION 4. Authorizing the Community Development Department to effectuate vacation. The Community Development Department is authorized and directed to prepare and execute all necessary documents to effectuate the right of way vacation, including but not limited to preservation of a utilities easement in a form acceptable to the Community Development Director, and recording of the vacation upon the completion of the necessary conditions.

SECTION 5. Severability. The provisions of this Ordinance are declared to be severable. If any provision, clause, sentence, or paragraph of this Ordinance or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this Ordinance.

SECTION 6. Effective Date. This Ordinance shall be in full force and effect 5 days after its passage and publication of summary as required by law.

ADOPTED by the City Council and **SIGNED** by the Mayor this ____ day of _____, 2016.

ATTEST/AUTHENTICATION:

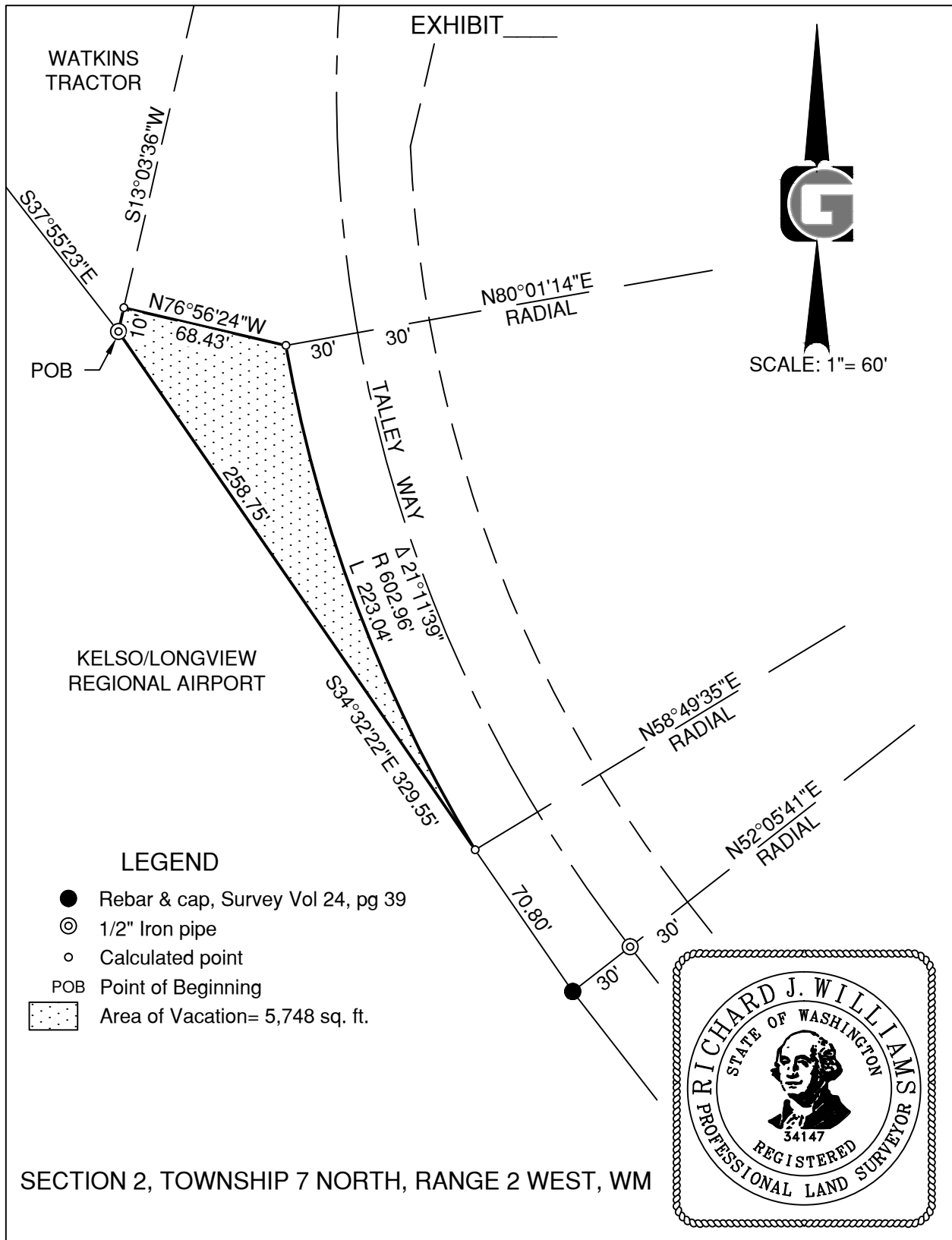
MAYOR

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

PUBLISHED: _____



Legal Description

A portion of the City of Kelso's Talley Way Road right-of-way, located in the Southeast Quarter of the Southeast Quarter (SE1/4, SE1/4) of Section 2, Township 7 North, Range 2 West, Willamette Meridian, Cowlitz County, Washington, described as follows:

BEGINNING at a ½-inch iron pipe marking the intersection of the Westerly right-of-way line of the Talley Way with the Easterly boundary of the Kelso/Longview Regional Airport as shown on that certain survey recorded in Volume 24 of Surveys, page 39, records of the Cowlitz County, also being the most Southerly corner of that certain tract of land recorded in Volume 754 of Deeds, page 707, records of the Cowlitz County; thence South 34°32'22" East along said Easterly boundary of said Kelso/Longview Regional Airport a distance of 258.75 feet, which bears North 34°32'22" West, 70.80 feet from a point measured 30.00 feet perpendicular to the center of line of said Talley Way at Point of Tangent (P.T.) station 7 & 10, and the cusp of a curve to the North;
thence Northerly along said curve to the right, with a radial bearing in N 58°49'35"E, through a central angle of 21°11'39", having a 602.96 foot radius, an arc distance of 223.04 feet to a point having a radial bearing of N 80°01'14" E;
thence North 76°56'24" West a distance of 68.43 feet to said Westerly right-of-way of said Talley Way;
thence South 13°03'36" West along said right-of-way line a distance of 10.00 feet to the POINT OF BEGINNING.

Containing 5,748 square feet, more or less.

AGENDA SUMMARY SHEET

AGENDA ITEM: 1st Reading of an
Ordinance providing for the issuance of not
to exceed \$3,600,000 aggregate principal
amount Limited Tax General Obligation
Bonds, 2016 to pay the costs of certain
street and stormwater improvements and
to pay the costs of issuance and sale of
the bonds.

SUBMITTED BY: Brian Butterfield

AGENDA ITEM # _____
FOR AGENDA OF: 4/5/2016
ORIGINATING DEPT: Finance
DATE SUBMITTED: 4/1/2016
COST OF ITEM: _____
AMT. BUDGETED _____
CITY ATTY. APPROVAL _____
CITY MGR. APPROVAL _____

AGENDA ITEM PAPERWORK:
See attached ordinance.

SUMMARY STATEMENT

At the February 2, 2016 meeting staff provided council with some funding options for the reconstruction of Yew Street and the renovation of Minor Road. After lengthy discussion, Council provided staff direction to go with the G.O. Bond option for funding.

The City plans to sell \$3,180,000 (preliminary) Limited Tax General Obligation Bonds that will mature in 2035. The estimated true interest cost is 2.67% and the estimated average annual payment will be \$228,073.

City staff recommends approval of the bond ordinance on its first reading.

CITY OF KELSO, WASHINGTON

ORDINANCE NO. _____

AN ORDINANCE of the City of Kelso, Washington, relating to contracting indebtedness; providing for the issuance, sale and delivery of not to exceed \$3,600,000 aggregate principal amount of limited tax general obligation bonds to provide funds to pay the costs of certain street and stormwater improvements and to pay the costs of issuance and sale of the bonds; fixing or setting parameters with respect to certain terms and covenants of the bonds; appointing the City's designated representative to approve the final terms of the sale of the bonds; and providing for other related matters.

Passed _____, 2016

This document prepared by:

*Foster Pepper PLLC
1111 Third Avenue, Suite 3000
Seattle, Washington 98101
(206) 447-4400*

TABLE OF CONTENTS

	<u>Page</u>
Section 1 . <u>Definitions</u>	1
Section 2 . <u>Findings and Determinations</u>	3
Section 3 . <u>Authorization of Bonds</u>	4
Section 4 . <u>Description of the Bonds; Appointment of Designated Representative</u>	4
Section 5 . <u>Bond Registrar; Registration and Transfer of Bonds</u>	5
Section 6 . <u>Form and Execution of Bonds</u>	6
Section 7 . <u>Payment of Bonds</u>	6
Section 8 . <u>Funds and Accounts; Deposit of Proceeds</u>	6
Section 9 . <u>Redemption Provisions and Purchase of Bonds</u>	7
Section 10 . <u>Failure To Pay Bonds</u>	8
Section 11 . <u>Pledge of Taxes</u>	8
Section 12 . <u>Tax Covenants; Designation of Bonds as “Qualified Tax-Exempt Obligations.”</u>	9
Section 13 . <u>Refunding or Defeasance of the Bonds</u>	9
Section 14 . <u>Sale and Delivery of the Bonds</u>	10
Section 15 . <u>Official Statement; Continuing Disclosure</u>	10
Section 16 . <u>Supplemental and Amendatory Ordinances</u>	11
Section 17 . <u>General Authorization and Ratification</u>	11
Section 18 . <u>Severability</u>	11
Section 19 . <u>Effective Date of Ordinance</u>	12
Exhibit A Parameters for Final Terms	
Exhibit B Form of Undertaking to Provide Continuing Disclosure	

**The cover page, table of contents and section headings of this ordinance are for convenience of reference only, and shall not be used to resolve any question of interpretation of this ordinance.*

CITY OF KELSO, WASHINGTON

ORDINANCE NO. _____

AN ORDINANCE of the City of Kelso, Washington, relating to contracting indebtedness; providing for the issuance, sale and delivery of not to exceed \$3,600,000 aggregate principal amount of limited tax general obligation bonds to provide funds to pay the costs of certain street and stormwater improvements and to pay the costs of issuance and sale of the bonds; fixing or setting parameters with respect to certain terms and covenants of the bonds; appointing the City's designated representative to approve the final terms of the sale of the bonds; and providing for other related matters.

THE CITY COUNCIL OF THE CITY OF KELSO, WASHINGTON, DO ORDAIN AS FOLLOWS:

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

(a) "Authorized Denomination" means \$5,000 or any integral multiple thereof within a maturity.

(b) "Beneficial Owner" means, with respect to a Bond, the owner of any beneficial interest in that Bond.

(c) "Bond" means each bond issued pursuant to and for the purposes provided in this ordinance.

(d) "Bond Counsel" means the firm of Foster Pepper PLLC, its successor, or any other attorney or firm of attorneys selected by the City with a nationally recognized standing as bond counsel in the field of municipal finance.

(e) "Bond Fund" means the Limited Tax General Obligation Bond Fund, 2016, of the City created for the payment of the principal of and interest on the Bonds.

(f) "Bond Purchase Agreement" means an offer to purchase the Bonds, setting forth certain terms and conditions of the issuance, sale and delivery of those Bonds, which offer is authorized to be accepted by the Designated Representative on behalf of the City, if consistent with this ordinance.

(g) "Bond Register" means the books or records maintained by the Registrar for the purpose of identifying ownership of each Bond.

(h) "City" means the City of Kelso, Washington, a municipal corporation duly organized and existing under the laws of the State.

(i) “City Council” means the legislative authority of the City, as duly and regularly constituted from time to time.

(j) “Code” means the United States Internal Revenue Code of 1986, as amended, and applicable rules and regulations promulgated thereunder.

(k) “DTC” means The Depository Trust Company, New York, New York, or its nominee.

(l) “Designated Representative” means the officers of the City appointed in Section 4 of this ordinance to serve as the City’s designated representative in accordance with RCW 39.46.040(2).

(m) “Final Terms” means the terms and conditions for the sale of the Bonds including the amount, date or dates, denominations, interest rate or rates (or mechanism for determining interest rate or rates), payment dates, final maturity, redemption rights, price, and other terms or covenants.

(n) “Finance Director” means the Clerk/Finance Director of the City or such other officer of the City who succeeds to substantially all of the responsibilities of that office.

(o) “Fiscal Agent” means the fiscal agent of the State, as the same may be designated by the State from time to time.

(p) “Government Obligations” has the meaning given in RCW 39.53.010, as now in effect or as may hereafter be amended.

(q) “Issue Date” means, with respect to a Bond, the date of initial issuance and delivery of that Bond to the Purchaser in exchange for the purchase price of that Bond.

(r) “Letter of Representations” means the Blanket Issuer Letter of Representations between the City and DTC, dated February 15, 2000, as it may be amended from time to time, and any successor or substitute letter relating to the operational procedures of the Securities Depository.

(s) “MSRB” means the Municipal Securities Rulemaking Board.

(t) “Official Statement” means an offering document, disclosure document, private placement memorandum or substantially similar disclosure document provided to purchasers and potential purchasers in connection with the initial offering of the Bonds in conformance with Rule 15c2-12 or other applicable regulations of the SEC.

(u) “Owner” means, without distinction, the Registered Owner and the Beneficial Owner.

(v) “Project” means road and stormwater improvements to Yew Street and Minor Road, and other capital purposes, as deemed necessary and advisable by the City.

Incidental costs incurred in connection with carrying out and accomplishing the Project, consistent with RCW 39.46.070, may be included as costs of the Project.

(w) “Project Fund” means the fund or account designated or created by the Finance Director for the purpose of carrying out the Project.

(x) “Purchaser” means D.A. Davidson & Co., Seattle, Washington, or such other corporation, firm, association, partnership, trust or other legal entity or group of entities selected by the Designated Representative to purchase the Bonds.

(y) “Rating Agency” means any nationally recognized rating agency then maintaining a rating on the Bonds at the request of the City.

(z) “Record Date” means the Registrar’s close of business on the 15th day of the month preceding an interest payment date. With respect to redemption of a Bond prior to its maturity, the Record Date shall mean the Registrar’s close of business on the date on which the Registrar sends the notice of redemption in accordance with Section 9.

(aa) “Registered Owner” means, with respect to a Bond, the person in whose name that Bond is registered on the Bond Register. For so long as the City utilizes the book-entry only system for the Bonds under the Letter of Representations, Registered Owner shall mean the Securities Depository.

(bb) “Registrar” means the Fiscal Agent, or any successor bond registrar selected by the City.

(cc) “Rule 15c2-12” means Rule 15c2-12 promulgated by the SEC under the Securities Exchange Act of 1934, as amended.

(dd) “SEC” means the United States Securities and Exchange Commission.

(ee) “Securities Depository” means DTC, any successor thereto, any substitute securities depository selected by the City that is qualified under applicable laws and regulations to provide the services proposed to be provided by it, or the nominee of any of the foregoing.

(ff) “State” means the State of Washington.

(gg) “System of Registration” means the system of registration for the City’s bonds and other obligations set forth in Ordinance No. 2952 of the City.

(hh) “Term Bond” means each Bond designated as a Term Bond and subject to mandatory redemption in the years and amounts set forth in the Bond Purchase Agreement.

(ii) “Undertaking” means the undertaking to provide continuing disclosure entered into pursuant to Section 15 of this ordinance.

Section 2. Findings and Determinations. The City takes note of the following facts and makes the following findings and determinations:

(a) *Authority and Description of Project.* The City is in need of making road and stormwater improvements to Yew Street and Minor Road and carrying out other improvement projects. The City Council finds that it is in the best interests of the City to carry out the Project.

(b) *Plan of Financing.* Pursuant to applicable law, including without limitation chapters 35.37, 39.36 and 39.46 RCW, the City is authorized to issue general obligation bonds for the purpose of financing the Project. The total expected cost of the Project is approximately \$3,500,000, which is expected to be made up of proceeds of the Bonds and other available money of the City.

(c) *Debt Capacity.* The maximum amount of indebtedness authorized by this ordinance is \$3,600,000. Based on the following facts, this amount is to be issued within the amount permitted to be issued by the City for general municipal purposes without voter approval:

(1) The assessed valuation of the taxable property within the City as ascertained by the last preceding assessment for City purposes for collection in the calendar year 2016 is \$703,551,750.

(2) As of March 1, 2016, the City has limited tax general obligation indebtedness outstanding in the principal amount of \$2,175,000, which is incurred within the limit of up to 1½% of the value of the taxable property within the City permitted for general municipal purposes without voter approval.

(3) As of March 1, 2016, the City has no unlimited tax general obligation indebtedness outstanding.

(d) *The Bonds.* For the purpose of providing the funds necessary to carry out the Project and to pay the costs of issuance and sale of the Bonds, the City Council finds that it is in the best interests of the City and its taxpayers to issue and sell the Bonds to the Purchaser, pursuant to the terms set forth in the Bond Purchase Agreement as approved by the City's Designated Representative consistent with this ordinance.

Section 3. Authorization of Bonds. The City is authorized to borrow money on the credit of the City and issue negotiable limited tax general obligation bonds evidencing indebtedness in one or more series in aggregate principal amount not to exceed \$3,600,000 to provide funds necessary to carry out the Project and to pay the costs of issuance and sale of the Bonds. The proceeds of the Bonds allocated to paying the cost of the Project shall be deposited as set forth in Section 8 of this ordinance and shall be used to carry out the Project, or a portion of the Project, in such order of time as the City determines is advisable and practicable.

Section 4. Description of the Bonds; Appointment of Designated Representative. The City Manager or Finance Director is appointed as the Designated Representative of the City and is authorized and directed to conduct the sale of the Bonds in the manner and upon the terms deemed most advantageous to the City, and to approve the Final Terms of the Bonds, with such additional terms and covenants as the Designated Representative deems advisable, within the

parameters set forth in Exhibit A, which is attached to this ordinance and incorporated by this reference.

Section 5. Registrar; Registration and Transfer of Bonds.

(a) *Registration of Bonds.* Each Bond shall be issued only in registered form as to both principal and interest and the ownership of each Bond shall be recorded on the Bond Register.

(b) *Registrar; Duties.* The Fiscal Agent is appointed as initial Registrar. The Registrar shall keep, or cause to be kept, sufficient books for the registration and transfer of the Bonds, which shall be open to inspection by the City at all times. The Registrar is authorized, on behalf of the City, to authenticate and deliver Bonds transferred or exchanged in accordance with the provisions of the Bonds and this ordinance, to serve as the City's paying agent for the Bonds and to carry out all of the Registrar's powers and duties under this ordinance and the System of Registration. The Registrar shall be responsible for its representations contained in the Registrar's Certificate of Authentication on each Bond. The Registrar may become an Owner with the same rights it would have if it were not the Registrar and, to the extent permitted by law, may act as depository for and permit any of its officers or directors to act as members of, or in any other capacity with respect to, any committee formed to protect the rights of Owners.

(c) *Bond Register; Transfer and Exchange.* The Bond Register shall contain the name and mailing address of each Registered Owner and the principal amount and number of each Bond held by each Registered Owner. A Bond surrendered to the Registrar may be exchanged for a Bond or Bonds in any Authorized Denomination of an equal aggregate principal amount and of the same interest rate and maturity. A Bond may be transferred only if endorsed in the manner provided thereon and surrendered to the Registrar. Any exchange or transfer shall be without cost to the Owner or transferee. The Registrar shall not be obligated to exchange any Bond or transfer registered ownership during the period between the applicable Record Date and the next upcoming interest payment or redemption date.

(d) *Securities Depository; Book-Entry Only Form.* If a Bond is to be issued in book-entry form, DTC shall be appointed as initial Securities Depository and each such Bond initially shall be registered in the name of Cede & Co., as the nominee of DTC. Each Bond registered in the name of the Securities Depository shall be held fully immobilized in book-entry only form by the Securities Depository in accordance with the provisions of the Letter of Representations. Registered ownership of any Bond registered in the name of the Securities Depository may not be transferred except: (i) to any successor Securities Depository; (ii) to any substitute Securities Depository appointed by the City; or (iii) to any person if the Bond is no longer to be held in book-entry only form. Upon the resignation of the Securities Depository, or upon a termination of the services of the Securities Depository by the City, the City may appoint a substitute Securities Depository. If (i) the Securities Depository resigns and the City does not appoint a substitute Securities Depository, or (ii) the City terminates the services of the Securities Depository, the Bonds no longer shall be held in book-entry only form and the registered ownership of each Bond may be transferred to any person as provided in this ordinance.

Neither the City nor the Registrar shall have any obligation to participants of any Securities Depository or the persons for whom they act as nominees regarding accuracy of any records maintained by the Securities Depository or its participants. Neither the City nor the Registrar shall be responsible for any notice that is permitted or required to be given to a Registered Owner except such notice as is required to be given by the Registrar to the Securities Depository.

Section 6. Form and Execution of Bonds.

(a) *Form of Bonds; Signatures and Seal.* Each Bond shall be prepared in a form consistent with the provisions of this ordinance and State law. Each Bond shall be signed by the Mayor and the City Clerk, either or both of whose signatures may be manual or in facsimile, and the seal of the City or a facsimile reproduction thereof shall be impressed or printed thereon. If any officer whose manual or facsimile signature appears on a Bond ceases to be an officer of the City authorized to sign bonds before the Bond bearing his or her manual or facsimile signature is authenticated by the Registrar, or issued or delivered by the City, that Bond nevertheless may be authenticated, issued and delivered and, when authenticated, issued and delivered, shall be as binding on the City as though that person had continued to be an officer of the City authorized to sign bonds. Any Bond also may be signed on behalf of the City by any person who, on the actual date of signing of the Bond, is an officer of the City authorized to sign bonds, although he or she did not hold the required office on its Issue Date.

(b) *Authentication.* Only a Bond bearing a Certificate of Authentication in substantially the following form, manually signed by the Registrar, shall be valid or obligatory for any purpose or entitled to the benefits of this ordinance: "Certificate Of Authentication. This Bond is one of the fully registered City of Kelso, Washington, Limited Tax General Obligation Bonds, 2016, described in the Bond Ordinance." The authorized signing of a Certificate of Authentication shall be conclusive evidence that the Bond so authenticated has been duly executed, authenticated and delivered and is entitled to the benefits of this ordinance.

Section 7. Payment of Bonds. Principal of and interest on each Bond shall be payable in lawful money of the United States of America. Principal of and interest on each Bond registered in the name of the Securities Depository is payable in the manner set forth in the Letter of Representations. Interest on each Bond not registered in the name of the Securities Depository is payable by electronic transfer on the interest payment date, or by check or draft of the Registrar mailed on the interest payment date to the Registered Owner at the address appearing on the Bond Register on the Record Date. However, the City is not required to make electronic transfers except pursuant to a request by a Registered Owner in writing received on or prior to the Record Date and at the sole expense of the Registered Owner. Principal of each Bond not registered in the name of the Securities Depository is payable upon presentation and surrender of the Bond by the Registered Owner to the Registrar. The Bonds are not subject to acceleration under any circumstances.

Section 8. Funds and Accounts; Deposit of Proceeds.

(a) *Bond Fund.* The Bond Fund is created as a special fund of the City for the sole purpose of paying principal of and interest on the Bonds. Accrued interest on the Bonds, if

any, shall be deposited into the Bond Fund. Bond proceeds in excess of the amounts needed to pay the costs of the Project and the costs of issuance, if any, shall be deposited into the Bond Fund. All amounts allocated to the payment of the principal of and interest on the Bonds shall be deposited in the Bond Fund as necessary for the timely payment of amounts due with respect to the Bonds. The principal of and interest on the Bonds shall be paid out of the Bond Fund. Until needed for that purpose, the City may invest money in the Bond Fund temporarily in any legal investment, and the investment earnings shall be retained in the Bond Fund and used for the purposes of that fund.

(b) *Project Fund.* The Project Fund is created as a fund of the City for the purpose of paying the costs of the Project. Proceeds received from the sale and delivery of the Bonds shall be deposited into the Project Fund and used to pay the costs of the Project and costs of issuance of the Bonds. Until needed to pay such costs, the City may invest those proceeds temporarily in any legal investment, and the investment earnings shall be retained in the Project Fund and used for the purposes of that fund, except that earnings subject to a federal tax or rebate requirement (if applicable) may be withdrawn from the Project Fund and used for those tax or rebate purposes.

Section 9. Redemption Provisions and Purchase of Bonds.

(a) *Optional Redemption.* The Bonds shall be subject to redemption at the option of the City on terms acceptable to the Designated Representative, as set forth in the Bond Purchase Agreement, consistent with the parameters set forth in Exhibit A.

(b) *Mandatory Redemption.* Each Bond that is designated as a Term Bond in the Bond Purchase Agreement, consistent with the parameters set forth in Exhibit A and except as set forth below, shall be called for redemption at a price equal to the stated principal amount to be redeemed, plus accrued interest, on the dates and in the amounts as set forth in the Bond Purchase Agreement. If a Term Bond is redeemed under the optional redemption provisions, defeased or purchased by the City and surrendered for cancellation, the principal amount of the Term Bond so redeemed, defeased or purchased (irrespective of its actual redemption or purchase price) shall be credited against one or more scheduled mandatory redemption installments for that Term Bond. The City shall determine the manner in which the credit is to be allocated and shall notify the Registrar in writing of its allocation prior to the earliest mandatory redemption date for that Term Bond for which notice of redemption has not already been given.

(c) *Selection of Bonds for Redemption; Partial Redemption.* If fewer than all of the outstanding Bonds are to be redeemed at the option of the City, the City shall select the maturities to be redeemed. If fewer than all of the outstanding Bonds of a maturity are to be redeemed, the Securities Depository shall select Bonds registered in the name of the Securities Depository to be redeemed in accordance with the Letter of Representations, and the Registrar shall select all other Bonds to be redeemed randomly in such manner as the Registrar shall determine. All or a portion of the principal amount of any Bond that is to be redeemed may be redeemed in any Authorized Denomination. If less than all of the outstanding principal amount of any Bond is redeemed, upon surrender of that Bond to the Registrar, there shall be issued to the Registered Owner, without charge, a new Bond (or Bonds, at the option of the Registered

Owner) of the same maturity and interest rate in any Authorized Denomination in the aggregate principal amount to remain outstanding.

(d) *Notice of Redemption.* Notice of redemption of each Bond registered in the name of the Securities Depository shall be given in accordance with the Letter of Representations. Notice of redemption of each other Bond, unless waived by the Registered Owner, shall be given by the Registrar not less than 20 nor more than 60 days prior to the date fixed for redemption by first-class mail, postage prepaid, to the Registered Owner at the address appearing on the Bond Register on the Record Date. The requirements of the preceding sentence shall be satisfied when notice has been mailed as so provided, whether or not it is actually received by an Owner. In addition, the redemption notice shall be mailed or sent electronically within the same period to the MSRB (if required under the Undertaking), to each Rating Agency, and to such other persons and with such additional information as the Finance Director shall determine, but these additional mailings shall not be a condition precedent to the redemption of any Bond.

(e) *Rescission of Optional Redemption Notice.* In the case of an optional redemption, the notice of redemption may state that the City retains the right to rescind the redemption notice and the redemption by giving a notice of rescission to the affected Registered Owners at any time prior to the scheduled optional redemption date. Any notice of optional redemption that is so rescinded shall be of no effect, and each Bond for which a notice of optional redemption has been rescinded shall remain outstanding.

(f) *Effect of Redemption.* Interest on each Bond called for redemption shall cease to accrue on the date fixed for redemption, unless either the notice of optional redemption is rescinded as set forth above, or money sufficient to effect such redemption is not on deposit in the Bond Fund or in a trust account established to refund or defease the Bond.

(g) *Purchase of Bonds.* The City reserves the right to purchase any or all of the Bonds offered to the City or in the open market at any time at any price acceptable to the City plus accrued interest to the date of purchase.

Section 10. Failure To Pay Bonds. If the principal of any Bond is not paid when the Bond is properly presented at its maturity or date fixed for redemption, the City shall be obligated to pay interest on that Bond at the same rate provided in the Bond from and after its maturity or date fixed for redemption until that Bond, both principal and interest, is paid in full or until sufficient money for its payment in full is on deposit in the Bond Fund, or in a trust account established to refund or defease the Bond, and the Bond has been called for payment by giving notice of that call to the Registered Owner.

Section 11. Pledge of Taxes. The Bonds constitute a general indebtedness of the City and are payable from tax revenues of the City and such other money as is lawfully available and pledged by the City for the payment of principal of and interest on the Bonds. For as long as any of the Bonds are outstanding, the City irrevocably pledges that it shall, in the manner provided by law within the constitutional and statutory limitations provided by law without the assent of the voters, include in its annual property tax levy amounts sufficient, together with other money that is lawfully available, to pay principal of and interest on the Bonds as the same become due.

The full faith, credit and resources of the City are pledged irrevocably for the prompt payment of the principal of and interest on the Bonds and such pledge shall be enforceable in mandamus against the City.

Section 12. Tax Covenants; Designation of Bonds as “Qualified Tax-Exempt Obligations.”

(a) *Preservation of Tax Exemption for Interest on Bonds.* The City covenants that it will take all actions necessary to prevent interest on the Bonds from being included in gross income for federal income tax purposes, and it will neither take any action nor make or permit any use of proceeds of the Bonds or other funds of the City treated as proceeds of the Bonds that will cause interest on the Bonds to be included in gross income for federal income tax purposes. The City also covenants that it will, to the extent the arbitrage rebate requirements of Section 148 of the Code are applicable to the Bonds, take all actions necessary to comply (or to be treated as having complied) with those requirements in connection with the Bonds.

(b) *Post-Issuance Compliance.* The Finance Director is authorized and directed to review and update the City’s written procedures to facilitate compliance by the City with the covenants in this ordinance and the applicable requirements of the Code that must be satisfied after the Issue Date to prevent interest on the Bonds from being included in gross income for federal tax purposes.

(c) *Designation of Bonds as “Qualified Tax-Exempt Obligations.”* The Bonds may be designated as “qualified tax-exempt obligations” for the purposes of Section 265(b)(3) of the Code, if the following conditions are met:

(1) the Bonds do not constitute “private activity bonds” within the meaning of Section 141 of the Code;

(2) the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds and other obligations not required to be included in such calculation) that the City and any entity subordinate to the City (including any entity that the City controls, that derives its authority to issue tax-exempt obligations from the City, or that issues tax-exempt obligations on behalf of the City) will issue during the calendar year in which the Bonds are issued will not exceed \$10,000,000; and

(3) the amount of tax-exempt obligations, including the Bonds, designated by the City as “qualified tax-exempt obligations” for the purposes of Section 265(b)(3) of the Code during the calendar year in which the Bonds are issued does not exceed \$10,000,000.

Section 13. Refunding or Defeasance of the Bonds. The City may issue refunding bonds pursuant to State law or use money available from any other lawful source to carry out a refunding or defeasance plan, which may include (a) paying when due the principal of and interest on any or all of the Bonds (the “defeased Bonds”); (b) redeeming the defeased Bonds prior to their maturity; and (c) paying the costs of the refunding or defeasance. If the City sets aside in a special trust fund or escrow account irrevocably pledged to that redemption or

defeasance (the “trust account”), money and/or Government Obligations maturing at a time or times and bearing interest in amounts sufficient to redeem, refund or defease the defeased Bonds in accordance with their terms, then all right and interest of the Owners of the defeased Bonds in the covenants of this ordinance and in the funds and accounts obligated to the payment of the defeased Bonds shall cease and become void. Thereafter, the Owners of defeased Bonds shall have the right to receive payment of the principal of and interest on the defeased Bonds solely from the trust account and the defeased Bonds shall be deemed no longer outstanding. In that event, the City may apply money remaining in any fund or account (other than the trust account) established for the payment or redemption of the defeased Bonds to any lawful purpose.

Unless otherwise specified by the City in a refunding or defeasance plan, notice of refunding or defeasance shall be given, and selection of Bonds for any partial refunding or defeasance shall be conducted, in the manner prescribed in this ordinance for the redemption of Bonds.

Section 14. Sale and Delivery of the Bonds.

(a) *Manner of Sale of Bonds; Delivery of Bonds.* The Designated Representative is authorized to sell the Bonds by negotiated sale based on the assessment of the Designated Representative of market conditions, in consultation with appropriate City officials and staff, Bond Counsel and other advisors. In determining the method of sale of the Bonds and accepting the Final Terms, the Designated Representative shall take into account those factors that, in the judgment of the Designated Representative, may be expected to result in the lowest true interest cost to the City.

(b) *Preparation, Execution and Delivery of the Bonds.* The Bonds will be prepared at City expense and will be delivered to the Purchaser in accordance with the Bond Purchase Agreement, together with the approving legal opinion of Bond Counsel regarding the Bonds.

Section 15. Official Statement; Continuing Disclosure.

(a) *Preliminary Official Statement Deemed Final.* The Designated Representative shall review and, if acceptable to him or her, approve the preliminary Official Statement prepared in connection with each sale of the Bonds to the public or through a Purchaser as a placement agent. For the sole purpose of the Purchaser’s compliance with paragraph (b)(1) of Rule 15c2-12, if applicable, the Designated Representative is authorized to deem that preliminary Official Statement final as of its date, except for the omission of information permitted to be omitted by Rule 15c2-12. The City approves the distribution to potential purchasers of the Bonds of a preliminary Official Statement that has been approved by the Designated Representative and has been deemed final, if applicable, in accordance with this subsection.

(b) *Approval of Final Official Statement.* The City approves the preparation of a final Official Statement for the Bonds to be sold to the public or through a Purchaser as placement agent in the form of the preliminary Official Statement that has been approved and deemed final in accordance with subsection (a) of this Section, with such modifications and

amendments as the Designated Representative deems necessary or desirable, and further authorizes the Designated Representative to execute and deliver such final Official Statement to the Purchaser if required under Rule 15c2-12. The City authorizes and approves the distribution by the Purchaser of the final Official Statement so executed and delivered to purchasers and potential purchasers of the Bonds.

(c) *Undertaking to Provide Continuing Disclosure.* If necessary to meet the requirements of paragraph (b)(5) of Rule 15c2-12, as applicable to the Purchaser acting as a participating underwriter for the Bonds, the Designated Representative is authorized to execute a written undertaking to provide continuing disclosure for the benefit of holders of the Bonds in substantially the form attached as Exhibit B.

Section 16. Supplemental and Amendatory Ordinances. The City may supplement or amend this ordinance for any one or more of the following purposes without the consent of any Owners of the Bonds:

(a) To add covenants and agreements that do not materially adversely affect the interests of Owners, or to surrender any right or power reserved to or conferred upon the City.

(b) To cure any ambiguities, or to cure, correct or supplement any defective provision contained in this ordinance in a manner that does not materially adversely affect the interest of the Beneficial Owners of the Bonds.

Section 17. General Authorization and Ratification. The Designated Representative and other appropriate officers of the City are severally authorized to take such actions and to execute such documents as in their judgment may be necessary or desirable to carry out the transactions contemplated in connection with this ordinance, and to do everything necessary for the prompt delivery of the Bonds to the Purchaser thereof and for the proper application, use and investment of the proceeds of the Bonds. All actions taken prior to the effective date of this ordinance in furtherance of the purposes described in this ordinance and not inconsistent with the terms of this ordinance are ratified and confirmed in all respects.

Section 18. Severability. The provisions of this ordinance are declared to be separate and severable. If a court of competent jurisdiction, all appeals having been exhausted or all appeal periods having run, finds any provision of this ordinance to be invalid or unenforceable as to any person or circumstance, such offending provision shall, if feasible, be deemed to be modified to be within the limits of enforceability or validity. However, if the offending provision cannot be so modified, it shall be null and void with respect to the particular person or circumstance, and all other provisions of this ordinance in all other respects, and the offending provision with respect to all other persons and all other circumstances, shall remain valid and enforceable.

Section 19. Effective Date of Ordinance. This ordinance shall take effect and be in force from and after its passage and five days following its publication as required by law.

PASSED by the City Council of the City of Kelso, Washington, at an open public meeting thereof, this ____ day of _____, 2016.

CITY OF KELSO, WASHINGTON

David Futcher, Mayor

ATTEST:

Brian Butterfield, City Clerk

APPROVED AS TO FORM:

Janean Parker, City Attorney

APPROVED AS TO FORM:

Bond Counsel

**EXHIBIT A
PARAMETERS FOR FINAL TERMS**

- (a) Principal Amount. The Bonds may be issued in one or more series and shall not exceed the aggregate principal amount of \$3,600,000.
- (b) Date or Dates. Each Bond shall be dated its Issue Date, which date may not be later than one year after the effective date of this ordinance.
- (c) Denominations, Name, etc. The Bonds shall be issued in Authorized Denominations and shall be numbered separately in the manner and shall bear any name and additional designation as deemed necessary or appropriate by the Designated Representative.
- (d) Interest Rate(s). Each Bond shall bear interest at a fixed rate per annum (computed on the basis of a 360-day year of twelve 30-day months) from the Issue Date or from the most recent date for which interest has been paid or duly provided for, whichever is later. One or more rates of interest may be fixed for the Bonds. No rate of interest for any Bond may exceed 5.00%, and the true interest cost to the City for the Bonds may not exceed 3.80%.
- (e) Payment Dates. Interest shall be payable semiannually on dates acceptable to the Designated Representative, commencing no later than one year following the Issue Date. Principal payments shall commence on a date acceptable to the Designated Representative and shall be payable at maturity or in mandatory redemption installments annually thereafter, on dates acceptable to the Designated Representative.
- (f) Final Maturity. The Bonds shall mature no later than 25 years after the Issue Date.
- (g) Redemption Rights. The Designated Representative may approve in the Bond Purchase Agreement provisions for the optional and mandatory redemption of Bonds, subject to the following:
- (1) Optional Redemption. Any Bond may be designated as being (A) subject to redemption at the option of the City prior to its maturity date on the dates and at the prices set forth in the Bond Purchase Agreement; or (B) not subject to optional redemption prior to maturity. If a Bond is subject

to optional redemption prior to maturity, it must be subject to such redemption on one or more dates occurring not more than 10½ years after the Issue Date.

(2) Mandatory Redemption. Any Bond may be designated as a Term Bond, subject to mandatory redemption prior to maturity on the dates and in the amounts set forth in the Bond Purchase Agreement.

(h) Price. The purchase price for the Bonds may not be less than 95% or more than 125% of the stated principal amount of that Series.

(i) Other Terms and Conditions. (1) No Bonds may be issued if they would cause the indebtedness of the City to exceed the City's legal debt capacity on the Issue Date.

(2) The Designated Representative may determine whether it is in the City's best interest to provide for bond insurance or other credit enhancement; and may accept such additional terms, conditions and covenants as he or she may determine are in the best interests of the City, consistent with this ordinance.

[Form of]
UNDERTAKING TO PROVIDE CONTINUING DISCLOSURE

City of Kelso, Washington
Limited Tax General Obligation Bonds, 2016

The City of Kelso, Washington (the “City”), makes the following written Undertaking for the benefit of holders of the above-referenced bonds (the “Bonds”), for the sole purpose of assisting the Purchaser in meeting the requirements of paragraph (b)(5) of Rule 15c2-12, as applicable to a participating underwriter for the Bonds. Capitalized terms used but not defined below shall have the meanings given in Ordinance No. _____ of the City (the “Bond Ordinance”).

(a) Undertaking to Provide Annual Financial Information and Notice of Listed Events. The City undertakes to provide or cause to be provided, either directly or through a designated agent, to the MSRB, in an electronic format as prescribed by the MSRB, accompanied by identifying information as prescribed by the MSRB:

- (i) Annual financial information and operating data of the type included in the final official statement for the Bonds and described in paragraph (b) (“annual financial information”);
- (ii) Timely notice (not in excess of 10 business days after the occurrence of the event) of the occurrence of any of the following events with respect to the Bonds: (1) principal and interest payment delinquencies; (2) non-payment related defaults, if material; (3) unscheduled draws on debt service reserves reflecting financial difficulties; (4) unscheduled draws on credit enhancements reflecting financial difficulties; (5) substitution of credit or liquidity providers, or their failure to perform; (6) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notice of Proposed Issue (IRS Form 5701 – TEB) or other material notices or determinations with respect to the tax status of the Bonds, or other material events affecting the tax status of the Bonds; (7) modifications to rights of holders of the Bonds, if material; (8) bond calls (other than scheduled mandatory redemptions of Term Bonds), if material, and tender offers; (9) defeasances; (10) release, substitution, or sale of property securing repayment of the Bonds, if material; (11) rating changes; (12) bankruptcy, insolvency, receivership or similar event of the City, as such “Bankruptcy Events” are defined in Rule 15c2-12; (13) the consummation of a merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the assets of the City other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and (14) appointment of a successor or additional trustee or the change of name of a trustee, if material.
- (iii) Timely notice of a failure by the City to provide required annual financial information on or before the date specified in paragraph (b).

(b) Type of Annual Financial Information Undertaken to be Provided. The annual financial information that the City undertakes to provide in paragraph (a):

- (i) Shall consist of (1) annual financial statements prepared (except as noted in the financial statements) in accordance with applicable generally accepted accounting principles applicable to local governmental units of the State such as the City, as such principles may be changed from time to time, which statements may be unaudited, provided, that if and when audited financial statements are prepared and available they will be provided; (2) principal amount of general obligation bonds outstanding at the end of the applicable fiscal year; (3) assessed valuation for that fiscal year; (4) regular property tax levy rate and regular property tax levy rate limit for that fiscal year; and (5) general fund revenues from other major tax sources;
- (ii) Shall be provided not later than the last day of the ninth month after the end of each fiscal year of the City (currently, a fiscal year ending December 31), as such fiscal year may be changed as required or permitted by State law, commencing with the City's fiscal year ending December 31, _____; and
- (iii) May be provided in a single or multiple documents, and may be incorporated by specific reference to documents available to the public on the Internet website of the MSRB or filed with the SEC.

(c) Amendment of Undertaking. This Undertaking is subject to amendment after the primary offering of the Bonds without the consent of any holder of any Bond, or of any broker, dealer, municipal securities dealer, participating underwriter, Rating Agency or the MSRB, under the circumstances and in the manner permitted by Rule 15c2-12. The City will give notice to the MSRB of the substance (or provide a copy) of any amendment to the Undertaking and a brief statement of the reasons for the amendment. If the amendment changes the type of annual financial information to be provided, the annual financial information containing the amended financial information will include a narrative explanation of the effect of that change on the type of information to be provided.

(d) Beneficiaries. This Undertaking shall inure to the benefit of the City and the holder of each Bond, and shall not inure to the benefit of or create any rights in any other person.

(e) Termination of Undertaking. The City's obligations under this Undertaking shall terminate upon the legal defeasance of all of the Bonds. In addition, the City's obligations under this Undertaking shall terminate if the provisions of Rule 15c2-12 that require the City to comply with this Undertaking become legally inapplicable in respect of the Bonds for any reason, as confirmed by an opinion of Bond Counsel delivered to the City, and the City provides timely notice of such termination to the MSRB.

(f) Remedy for Failure to Comply with Undertaking. As soon as practicable after the City learns of any failure to comply with this Undertaking, the City will proceed with due diligence to cause such noncompliance to be corrected. No failure by the City or other obligated person to comply with this Undertaking shall constitute a default in respect of the Bonds. The

sole remedy of any holder of a Bond shall be to take action to compel the City or other obligated person to comply with this Undertaking, including seeking an order of specific performance from an appropriate court.

(g) Designation of Official Responsible to Administer Undertaking. The Finance Director or his or her designee is the person designated, in accordance with the Bond Ordinance, to carry out the Undertaking in accordance with Rule 15c2-12, including, without limitation, the following actions:

- (i) Preparing and filing the annual financial information undertaken to be provided;
- (ii) Determining whether any event specified in paragraph (a) has occurred, assessing its materiality, where necessary, with respect to the Bonds, and preparing and disseminating any required notice of its occurrence;
- (iii) Determining whether any person other than the City is an “obligated person” within the meaning of Rule 15c2-12 with respect to the Bonds, and obtaining from such person an undertaking to provide any annual financial information and notice of listed events for that person required under Rule 15c2-12;
- (iv) Selecting, engaging and compensating designated agents and consultants, including financial advisors and legal counsel, to assist and advise the City in carrying out this Undertaking; and
- (v) Effecting any necessary amendment of this Undertaking.

CERTIFICATION

I, the undersigned, City Clerk of the City of Kelso, Washington (the “City”), hereby certify as follows:

1. The attached copy of Ordinance No. _____ (the “Ordinance”) is a full, true and correct copy of an ordinance duly passed at a regular meeting of the City Council of the City held at the regular meeting place thereof on _____, 2016, as that ordinance appears on the minute book of the City.

2. The Ordinance will be in full force and effect five days after publication in the City’s official newspaper, which publication date is _____, 2016.

3. A quorum of the members of the City Council was present throughout the meeting and a majority of the members voted in the proper manner for the passage of the Ordinance.

Dated: _____, 2016.

CITY OF KELSO, WASHINGTON

Brian Butterfield, City Clerk

AGENDA SUMMARY SHEET

Business of the City Council City of Kelso, Washington

SUBJECT TITLE: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELSO GUARANTEEING GRANT MATCH FUNDS AVAILABILITY

Agenda Item: _____

Dept. of Origin: _____ City Manager _____

For Agenda of: April 5, 2016 _____

Originator: Steve Taylor _____

PRESENTED BY:

City Attorney: Janean Parker

Steve Taylor

City Manager: Steve Taylor

Agenda Item Attachments:

Proposed Resolution

Approval of grant funds from Cowlitz County

SUMMARY STATEMENT:

The City owns the Southwest Washington Regional Airport and is the sponsor for every Federal Aviation Administration (FAA) funded project.

Two FAA Airport Improvement Program funded projects have been designed and are ready to move forward in 2016 – the Talley Way Fence and Beacon Tower Replacement and the Sullivan Hangar Demolition.

The Talley Way Fence and Beacon Tower Replacement Project has a cost of \$328,700. The Sullivan Hangar Demolition Project has a cost of \$384,300. Total costs for all three projects is estimated at \$713,000.00. FAA pays 90% of those costs and WSDOT Aviation pays 5% leaving a remaining 5% to be funded locally.

The proposed resolution stating the City's (Sponsor's) support for the projects and the availability of the local match is required for the WSDOT Aviation's grant applications we are submitting on April 8th.

If approved we will receive \$35,650 from WSDOT Aviation for the 5% portion of the project cost.

At this time funds are secured from Cowlitz County Rural County Public Funds. However, we fully anticipate to receive the grant funding from both FAA and WSDOT Aviation breaking out the costs as shown below.

Total Funding

FAA - \$641,700.00

WSDOT Aviation - \$35,650.00

County - \$35,650.00
 \$713,000.00

RECOMMENDED ACTION:

Move to approve the resolution for guaranteeing grant match funds availability.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF KELSO, WASHINGTON,
GUARANTEEING GRANT MATCH FUNDS AVAILABILITY**

WHEREAS, the City of Kelso, as sponsor, on behalf of the Southwest Washington Regional Airport (SWRA) Aviation to provide for the construction of the Beacon Tower, Airport Talley Way Fencing and Security Gate, and Demolition of the Sullivan Hangars Projects (hereafter “Projects”); and

WHEREAS, the Projects are estimated to cost a total of \$713,000; and

WHEREAS, the total Project funding is to be comprised of \$35,650 (5%) from WSDOT Aviation, \$35,650 (5%) local match from the Rural County Public Funds, and \$641,700 from the FAA Airport Improvement Program (AIP); and

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF KELSO
DO HEREBY RESOLVE:**

SECTION 1. Guarantee of Matching Fund Availability. That the City hereby approves of the matching funds at 5% with WSDOT Aviation, another 5% from Rural County Public Funds, and the remaining 90% from FAA AIP.

SECTION 2. City Manager Authorization. That the City Manager is authorized to enter into an agreement with WSDOT Aviation, Cowlitz County, and FAA substantially in the form attached hereto as Exhibit A and to take such steps necessary and incidental to proceed with construction of the projects.

SECTION 3. Effective Date. This Resolution shall immediately be in full force and effect.

ADOPTED by the City Council and **SIGNED** by the Mayor this _____ day of _____, 2016.

MAYOR

ATTEST/AUTHENTICATION:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY



Office of Administrative Services

207 Fourth Ave. North
Kelso, WA 98626
TEL (360) 577-3065
FAX (360) 423-9987

www.co.cowlitz.wa.us

Board of County Commissioners
Michael A. Karnofski District 1
Dennis P. Weber District 2
Joe Gardner District 3

Office of Financial Management
Claire J. Hauge, Director

OFM
Claire J. Hauge
Director

PEOPLESOFT
Kathy Sauer
System Administrator

RISK MANAGEMENT
Clyde Carpenter
Risk Manager

PURCHASING
H. Matt Hanson
Purchasing Manager

CITIZEN LIAISON
Charlie Duncan
Citizen Liaison Manager

March 16, 2016

RECEIVED
CITY OF KELSO
MAR 21 2016
CITY MANAGER'S
OFFICE

Steve Taylor, City Manager
City of Kelso
P.O. Box 819 / 203 S. Pacific Avenue
Kelso, WA 98626

Re: Rural Public Facilities Funds

Dear Steve:

Enclosed for your files is a fully executed copy of the Interlocal Agreement for distribution of Rural Economic Development Funds related to the Airport Improvements project.

If you have any questions, please feel free to call me.

Sincerely,

Claire J. Hauge, OFM Director
Office of Financial Management

Enclosures

INTERLOCAL AGREEMENT

THIS INTERLOCAL AGREEMENT is made and entered into pursuant to Chapter 39.34 of the Revised Code of Washington, by and between Cowlitz County, Washington, a political subdivision of the State of Washington, acting by and through its Board of Commissioners, (the "County") and the City of Kelso, a municipal corporation organized under the laws of the State of Washington, and wholly situated in Cowlitz County, Washington, (the "City"), on the date shown below.

RECITALS

1. County is eligible for and receives sales and use taxes for rural counties authorized in RCW 82.14.370 and imposed in Cowlitz County Code Chapter 3.21, as amended. Such tax is authorized for the purpose of financing public facilities serving economic development purposes in rural areas. County has agreed to pay over to the City a portion of the proceeds of said tax revenues to assist the City finance three critical airport safety and infrastructure improvements at the Southwest Washington Regional Airport, namely, perimeter fencing and gate on Talley Way, beacon tower replacement and hangar demolition. Specifically the tax revenues will fund the local match required to receive FAA grants. Said improvements are more particularly described in the Project Information Sheet for Rural County Public Facility Funds, submitted by the City, dated February 12, 2016. The contribution to the City from County tax proceeds for this project will be in the amount of \$35,150.00.

The City's project is listed in the SW Regional Airport Master Plan 2011 and the SW Regional airport Capital Improvement Plan 2016. The project was previously listed in the Comprehensive Economic Development Strategy for Cowlitz and Lewis Counties 2009-2013 as developed by the Cowlitz and Lewis County Economic Development District (CLEDD).

2. The City has the appropriate statutory authority pursuant to RCW Title 35A.11, and is ready, willing, and able to complete the project described herein, and the parties are entering into this Agreement to carry out such purpose.

3. Entry into this Agreement is authorized under Chapter 39.34 of the Revised Code of Washington, the Interlocal Cooperation Act.

AGREEMENT

For and in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. Effective Date/Duration: This Agreement shall be effective upon execution by both parties.
2. Purpose: The purpose of this Agreement is to allow the County to provide funds for a grant match to assist the City finance three critical airport safety and infrastructure improvements at the Southwest Washington Regional Airport, namely, perimeter fencing and gate on Talley Way, beacon tower replacement and hangar demolition. Specifically the tax revenues will fund the local match required to receive FAA grants. Said improvements are more particularly described in the Project

Information Sheet for Rural County Public Facility Funds, submitted to the County by the City, dated February 12, 2016 (the "project").

3. Construction: The City agrees to design, construct and complete the project described herein, no later than December 31, 2016. The County shall have no responsibility for the design, construction or management of said project. The City shall have the sole authority to determine its design, construction and project management, and to enter into partnerships, contracts, or other legal arrangements with potential investors and/or users thereof to assist in financing and/or construction and permitting, in the manner allowed by law.

4. Financing: Pursuant to this Agreement, County shall pay to the City the sum of \$35,150.00 on or before April 16, 2016. Such funds shall be invested by the City until needed for project costs. All funds distributed to the City pursuant to this agreement, including interest accruing on the investment of such funds, shall be restricted solely for payment of costs incurred in connection with the project.

5. Budget: The total estimated cost for the project is \$667,850. The project is anticipated to be completed not later than December 31, 2016. Actual construction costs will be based upon contracts let for public bid pursuant to law. The City has developed a budget for said project, will maintain the budget, and will account for all expenditures made for the project. In consideration of the above described transfer of funds, the City hereby warrants and guarantees that the said project shall be completed for use as described herein notwithstanding any cost overruns incurred in the course of design, construction or project management.

6. Repayment Guarantees: In the event that tax proceeds have been disbursed to the City and the project does not proceed or is not completed as anticipated, the City hereby guarantees that it will refund to the County all such proceeds disbursed to it, together with accrued interest at the same rate as if the funds had been invested with the Washington State Local Government Investment Pool, provided that the City may deduct such amounts as it shall have applied to the project through the date on which a decision is made not to proceed with or to abandon the project.

7. Termination: Neither the County nor the City may terminate this Agreement until the project is complete and payment for said project is fully satisfied.

8. Indemnification: The City shall be solely responsible for administration of the project. In further consideration of the above described transfer of tax proceeds, the City shall defend, indemnify and hold harmless the County from and against all claims, whether sounding in contract or in tort, arising out of or in any way related to the project. This paragraph shall survive the completion, expiration, and/or termination of this Agreement

9. Amendments: No provision of this agreement may be amended or modified except by a further written document signed by the County and the City.

10. Duty to Submit Agreement to Jurisdictional State Officer or Agency: The requirements of R.C.W. 39.34.050 do not apply to this Agreement as no State Officer or Agency have control over the subject matter of this Agreement.

BOARD OF COMMISSIONERS OF
COWLITZ COUNTY, WASHINGTON

Absent-excused
Michael A. Karnofski, Commissioner

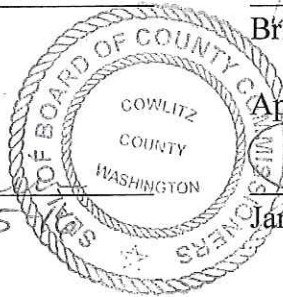
Dennis P. Weber
Dennis P. Weber, Commissioner

Joe Gardner
Joe Gardner, Commissioner

Attest:

Tiffany Ostreim
Tiffany Ostreim,
Clerk of the Board

3-15



CITY OF KELSO

Stephen Taylor
Stephen Taylor, City Manager

Attest:

Brian Butterfield
Brian Butterfield, Clerk/Treasurer

Approved as to form:

Janean Parker
Janean Parker, City Attorney

Approved as to form:

Douglas E. Jensen
Douglas E. Jensen, Chief Civil
Deputy Prosecuting Attorney

3-9-16

AS-7852

Motion Items 3.

BOCC Agenda

Meeting Date: 03/15/2016

Interlocal Agreement: Cowlitz County & City of Kelso; Rural Economic Development Funds - Airport Improvements

Submitted For: Claire Hauge, Office of Financial Management

Submitted By: Claire Hauge, Office of Financial Management

Department: Office of Financial Management

RECEIVED OAS

MAR 15 2016

Information

Subject and Summary Statement

The City of Kelso has been awarded grant money by the FAA for design and permitting of three critical airport infrastructure and safety improvements: security fencing and gate on Talley Way, beacon tower replacement and hangar demolition. The airport engineering contractor has completed some of the design work; all projects are slated for completion in 2016. The City has submitted documentation to include these projects in the 2016 Statewide Capital Improvement Plan and the Airport Board received notification that the FAA has approved funding for the project in the amount of \$705,000. The FAA grant requires a cash match.

The Board of Commissioners supports a request from the City of Kelso for funding assistance in the amount of \$35,150 for the project. The County's contribution to the project will be funded with proceeds from a sales and use tax authorized by RCW 82.14.370 and imposed by Ordinance No. 97-198, dated October 20, 1997, as amended.

The attached Interlocal Agreement between Cowlitz County and the City of Kelso sets out the obligations of each party for said project.

Will Staff Attend Y / N

Yes

Department Recommendation

Staff recommends that the Board enter into the attached Interlocal Agreement with the City of Kelso regarding funding assistance from rural county sales tax proceeds in the amount of \$35,150. The funds will be as grant cash match for safety improvements at the Southwest Washington Regional Airport.

Fiscal Impact

Expenditure Required \$:	35,150
Budget Sufficient Y-N:	Yes
Amendment Required Y-N:	No
Source of Funds - Fund/Dept. :	31006-375100
Grant Y-N:	No

Attachments

Interlocal Agreement: City of Kelso

Project Information Sheet: Airport Improvements