

RESOLUTION NO. 4090

A RESOLUTION of the City Council of the City of Kirkland, Washington, approving the issuance of nonrecourse revenue bonds of the King County Economic Enterprise Corporation for the benefit of Pacific Systems Properties, L.L.C. and Pacific Systems Corporation, pursuant to RCW 39.84.060.

WHEREAS, the Legislature of the State of Washington has provided for the creation of public corporations by municipalities, including counties, pursuant to Chapter 300, Laws of Washington, 1981 (Regular Session) codified as Chapter 39.84 RCW, as amended (the "Act"), for the purpose of facilitating economic development and employment opportunities in the State of Washington; and

WHEREAS, pursuant to the Act, King County has created and approved the charter of a public corporation, designated as the "King County Economic Enterprise Corporation" (the "Enterprise Corporation") to carry out the purposes of the Act; and

WHEREAS, the Enterprise Corporation has received an application from Pacific Systems Properties, L.L.C. and its affiliate Pacific Systems Corporation (together, the "Company") for the financing of the acquisition, construction and equipping of manufacturing facilities (the "Project") located at 10801 120th Ave. N.E. within the boundaries of the City of Kirkland, Washington (the "City"); and

WHEREAS, the Enterprise Corporation and its bond counsel have reviewed the application of the Company and have determined that the Project qualifies as an "industrial development facility" within the meaning of the Act; and

WHEREAS, the Enterprise Corporation expects to approve the issuance of nonrecourse revenue bonds in an amount not to exceed \$5,000,000 in August 1997; and

WHEREAS, the Act provides that each county, city or town within whose planning jurisdiction the Project is to be located must approve the issuance of nonrecourse revenue bonds by the Enterprise Corporation for such Project; and

WHEREAS, the Enterprise Corporation, as the issuer of the nonrecourse revenue bonds for the Project, has requested the approval of the City pursuant to the Act; and

WHEREAS, the City has been assured that there will be no financial liability accruing to the City as a result of such approval and that this approval shall constitute approval solely for the purpose of permitting the Enterprise Corporation to proceed with the issuance of such nonrecourse revenue bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KIRKLAND, WASHINGTON, as follows:

Section 1. The City Council of the City of Kirkland, Washington (the "City"), pursuant to Chapter 39.84 RCW, does hereby approve the issuance of nonrecourse revenue bonds (the "Bonds") by the Enterprise Corporation for the purposes of financing the above-described Project under the Act.


The Bonds are to be issued by the Enterprise Corporation in the aggregate principal amount of not to exceed \$5,000,000 pursuant to a resolution of the Board of Directors of the Enterprise Corporation and approved by the King County Council. The proceeds of the Bonds are to be loaned to the Company pursuant to a loan agreement, and used for the purposes of paying all or a part of the costs of industrial development facilities within the boundaries of the City.

The Bonds shall be payable solely from the Company's repayments of the loan under the loan agreement. The Bonds shall not constitute an obligation of the City, and no tax funds or other revenues of the City shall be used to pay the principal of, premium, if any, or interest on the Bonds. Neither the faith and credit nor any taxing power or revenues of the City shall ever be pledged to pay the principal of, premium, if any, or interest on the Bonds.

Section 2. This resolution is intended solely to constitute approval of the issuance of nonrecourse revenue bonds within the meaning of RCW 39.84.060. This approval shall not in any way be deemed to be a review or final approval of any development permit for the Project which may be in process, or may be submitted at a future date.

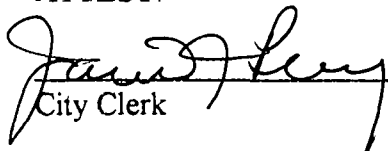
ADOPTED by the City Council of the City of Kirkland, Washington, this 5th day of August, 1997.

KIRKLAND, WASHINGTON



Mayor

ATTEST:



City Clerk