

1 **CLERK'S OFFICE**
2 **APPROVED**
3 **Date** 10-31-00

Submitted by: Chairman of the Assembly at the
Request of the Mayor
Prepared by: Wohlforth, Vassar, Johnson
& Brecht
For Reading: October 17, 2000

4 **MUNICIPALITY OF ANCHORAGE**

5 **ORDINANCE NO. AO 2000-148**

6 **AN ORDINANCE OF THE MUNICIPALITY OF ANCHORAGE, ALASKA,**
7 **AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF NOT TO**
8 **EXCEED \$98,150,000 IN AGGREGATE PRINCIPAL AMOUNT OF**
9 **GENERAL OBLIGATION SCHOOL BONDS OF THE MUNICIPALITY FOR**
10 **THE PURPOSE OF RAISING FUNDS TO PAY THE COSTS OF**
11 **EDUCATIONAL CAPITAL IMPROVEMENT PROJECTS IN THE MUNICI-**
12 **PALITY; FIXING CERTAIN DETAILS OF SAID BONDS; PROVIDING FOR**
13 **THE FORM AND MANNER OF SALE OF SAID BONDS; PLEDGING THE**
14 **FULL FAITH AND CREDIT OF THE MUNICIPALITY TO THE PAYMENT**
15 **THEREOF; AUTHORIZING THE CHIEF FISCAL OFFICER TO NEGOTIATE**
16 **AND EXECUTE A CONTRACT FOR THE PURCHASE AND SALE OF SAID**
17 **BONDS; RESCINDING \$5,700,000 OF GENERAL OBLIGATION SCHOOL**
18 **BOND AUTHORIZATION; AND RELATED MATTERS.**

19 WHEREAS, pursuant to Ordinance No. AO 99-41(S-1, as amended) of the
20 Municipality passed and approved on March 2, 1999, the following question referred to at
21 the election held on April 20, 1999 as Proposition 11

22 **PROPOSITION NO. 11**

23 Shall Anchorage borrow up to \$173,150,000 through the
24 issuance of general obligation bonds and increase the
25 municipal tax cap by an amount up to \$3,137,150 to pay for
26 associated annual operations and maintenance costs.

27 The general obligation bond proceeds will pay costs of plan-
28 ning, designing, acquiring property for, site preparation,
constructing, acquiring, renovating, installing and equipping
educational capital improvement projects within Anchorage.
The increase in the municipal tax cap will pay for operations
and maintenance costs related to the proposed educational
capital improvements.

The proposed educational capital improvement projects which
include, but are not limited to, the following:

1 Voter approval of this bond proposition also authorizes for
2 each \$100,000 of assessed real and personal property value
3 (based on the estimated 1999 assessed valuation) an annual
4 increase in taxes of \$48.08 to retire the proposed bond
5 indebtedness.

6 No bonds will be issued, however, to finance costs of projects
7 listed under "Reimbursement Projects" above unless and until
8 such projects qualify for 70% debt service reimbursement from
9 the State of Alaska under existing or new legislation. Receipt
10 of State reimbursement is subject to legislative appropriations.

11 The debt will be paid first from real and personal property
12 taxes levied and collected areawide in Anchorage. Anchorage
13 will also pledge its full faith and credit for payment of the debt.

14 (No. AO 99-41(S-1, as Amended))

15 (herein called "Proposition 99-11") was passed and approved, and said election has been
16 duly canvassed and the results thereof certified and confirmed in accordance with law, and
17 \$138,150,000 principal amount of said general obligation bonds remain authorized, but
18 unissued, under Proposition 99-11; and

19 WHEREAS, the Home Rule Charter of the Municipality provides in Section 15.03
20 that the Assembly by ordinance shall provide for the form and manner of sale of bonds and
21 notes including reasonable limitation upon the sale of bonds and notes to financial
22 consultants of the Municipality; and

23 WHEREAS, the Municipality has determined and does hereby determine that it is
24 necessary to continue to plan, design, acquire property for, prepare the sites for, construct,
25 acquire, renovate, install and equip some of the educational capital improvements of the
26 Municipality specified in Proposition 99-11, and to pay the capital costs thereof (hereinafter
27 referred to, as specified in said Proposition, as the "Projects"); and

28 WHEREAS, it is deemed necessary and advisable and in the best interest of the
Municipality and its inhabitants that not to exceed \$98,150,000 principal amount of general
obligation school bonds referred to in Proposition 99-11, constituting a portion of the
\$138,150,000 principal amount of unsold general obligation school bonds referred to

therein, be hereby authorized, as hereinafter fixed and determined, for the purpose of raising funds to pay the Costs (as hereinafter defined) of the Projects; and

WHEREAS, pursuant to Ordinance No. AO 98-6(S-2) of the Municipality passed and approved on February 24, 1998, the qualified voters of the Municipality authorized the issuance of \$36,600,000 general obligation school bonds on April 21, 1998 (the "1998 Authorization"); and

WHEREAS, it is deemed necessary and advisable and in the best interests of the Municipality and its inhabitants that the authority of the Municipality to issue \$5,700,000 principal amount of general obligation school bonds referred to in the 1998 Authorization, constituting the remaining principal amount of unsold general obligation school bonds referred to therein, be rescinded.

NOW, THEREFORE, THE MUNICIPALITY OF ANCHORAGE ORDAINS

Section 1 Purpose. The purpose of this Ordinance is to authorize the issuance and sale of not to exceed \$98,150,000 of general obligation school bonds of the Municipality (the "Bonds") to provide funds to pay a portion of the capital costs of the Projects, to pay the costs of issuance of the Bonds authorized herein (including the bond insurance premium, if any) and to fix certain details and to provide for the form and manner of sale of said Bonds to be issued

Section 2. Definitions. The following terms shall have the following meanings in this Ordinance

(a) "Acquired Obligations" means any of the following securities, if and to the extent the same are at the time legal for investment of funds of the Municipality: (1) any bonds or other obligations which as to principal and interest constitute direct obligations of, or are unconditionally guaranteed as to timely payment by, the United States of America; direct obligations and fully guaranteed certificates of beneficial interest of the Export-Import Bank of the United States; senior debt obligations of the Federal Home Loan

PASSED AND APPROVED by the Anchorage Assembly, this 31st day of _____

October 2000.

Fay Von Hennigen
Chair

ATTEST:

Lepine Ferguson
Municipal Clerk

**FULL TEXT OF
DOCUMENT CAN BE
OBTAINED AT MUNI
CLERK S OFFICE**