

DESCRIPTION OF LEGAL ADVERTISING

No. 821

349008

TERMS: Please pay from this invoice. It is due upon presentation and is past due after 15 days.

Legal Ad. Cost 36.80

Extra Proofs _____

Notary Fee 2.00

Total Amt due 38.80

- Washoe County Clerk's
- PO Box 11130
- Reno NV 89520

MONTH

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	
April														X								X										

PROOF OF PUBLICATION

STATE OF NEVADA, ss. Joey Hall
 COUNTY OF WASHOE

being first duly sworn, deposes and says: That as the legal clerk of the RENO GAZETTE-JOURNAL, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice _____ of County Ordinance _____

_____ of which a copy is hereto attached, was first published in said newspaper in its issue dated the 15th day of Apr, 1991 and, April 22, the full period of 2 days, the last publication thereof being in the issue of April 22 19 91.

Signed Joey Hall

Subscribed and sworn to before me this

22nd day of April, 19 91

Joanne F. Wessel
 Notary Public

NOTICE OF COUNTY ORDINANCE NO. 821
 PUBLIC NOTICE IS HEREBY GIVEN that Ordinance No. 821, Bill No. 996, "An ordinance concerning the acquisition and financing of certain sanitary sewer improvements; providing for the execution and delivery of an installment purchase agreement, and related security documents; ratifying action previously taken in connection with such transactions; and prescribing details in connection therewith and other matters relating thereto," was introduced and read by title at a meeting of the Washoe County Board of Commissioners held on March 19, 1991, and following a public hearing, passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on April 9, 1991, by Commissioners James Lillard, Larry Beck, Dianne Cornwall, Gene McDowell, and Rene Reid, and will become effective on April 22, 1991. Typewritten copies of the ordinance are available for inspection by all interested persons at the office of the County Clerk at the County Courthouse, Virginia and Court Streets, Reno, Nevada.
 Judi Bailey
 County Clerk
 349008—No. 821
 Apr 15, 22—ht133

JOANNE F. WESSEL
 Notary Public - State of Nevada
 Appointment Recorded in Washoe County
 MY APPOINTMENT EXPIRES NOV. 18, 1992

Summary - An ordinance concerning the acquisition and financing of certain sanitary sewer improvements, authorizing and approving an Installment Purchase Agreement, and related documents and transactions.

BILL NO. 996

ORDINANCE NO. 821

(of Washoe County, Nevada)

AN ORDINANCE CONCERNING THE ACQUISITION AND FINANCING OF CERTAIN SANITARY SEWER IMPROVEMENTS; PROVIDING FOR THE EXECUTION AND DELIVERY OF AN INSTALLMENT PURCHASE AGREEMENT, AND RELATED SECURITY DOCUMENTS; RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION WITH SUCH TRANSACTION; AND PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

WHEREAS, Washoe County, Nevada (the "County") is authorized pursuant to Section 244.275, Nevada Revised Statutes ("NRS"), to purchase real and personal property necessary use by the County; and

WHEREAS, the County is authorized pursuant to NRS 244.320 and 350.800, to enter into agreements such as installment purchase agreements to provide for acquisition and financing of real and personal property necessary for use by the County; and

WHEREAS, NRS 244.286 authorizes the County to enter into lease-purchase agreements in certain circumstances; and

WHEREAS, the Board of County Commissioners of the County (the "Board") has determined, and hereby determines, that is necessary and in the best interests of the County that the County enter into an installment purchase agreement in order to acquire

certain sanitary sewer improvements (the "Improvements" or the "Project") for use by the County; and

WHEREAS, for purposes of financing the acquisition of the Improvements, the Board has determined, and hereby determines, that it is in the best interests of the County that the County enter into the Installment Purchase Agreement (the "Agreement"), in substantially the form presented to the Board, to provide for the acquisition and financing of the Project; and

WHEREAS, pursuant to the requirements of Sections 244.320 and 350.800, Nevada Revised Statutes, the obligation of the County under the Agreement is extinguished (except to the extent it can be paid from the proceeds of a foreclosure or other sale of the Project and from other moneys as provided in the Agreement) by failure of the Board of appropriate money for the ensuing fiscal year for payment of amounts due in such fiscal year under the Agreement.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE, IN THE STATE OF NEVADA, DO ORDAIN:

Section 1. All Action (not inconsistent with the provisions of this ordinance) heretofore taken by the Board and the officers of the County directed toward the project, be, and the same is hereby, ratified, approved and confirmed.

Section 2. The Board hereby finds and determines that the acquisition of the Project under the terms and provisions set forth in the Agreement and at the price set forth in the Agreement is necessary, convenient, and in the best interests of the County; and the Board hereby authorizes such acquisition of the Project under the terms and provisions of the Agreement.

Section 3. The forms, terms and provisions of the Agreement be and they hereby are approved and the County shall enter into the Agreement in substantially the form of such documents presented to the Board, which such changes therein as are consistent with the facts and are not inconsistent herewith; and the Chairman of the Board is hereby authorized to execute and deliver the Agreement, and the County Clerk is hereby authorized to affix the County seal to and to attest the Agreement.

Section 4. The Board hereby determines and declares that the term of the Agreement does not exceed the useful life of the Project.

Section 5. No provision of this ordinance or the Agreement shall be construed as creating or constituting a general obligation indebtedness of the County within the meaning of any provision of the laws of the State of Nevada concerning or limiting the creation of general obligation indebtedness by the County.

Section 6. The officers of the County be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this ordinance, and to carry out the transactions contemplated by this ordinance and the Agreement.

Section 7. All ordinances or resolutions, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

Section 8. In accordance with Section 244.100, Nevada Revised Statutes, this ordinance when first proposed is to be read by title to the Board, immediately after which at least one copy of the proposed ordinance is to be filed with the office of the County Clerk for public examination; thereafter, the County Clerk is authorized and directed to give notice of the filing, together with the title and an adequate summary of the ordinance and the date upon which a public hearing will be held on such ordinance, by publication at least once in the Reno Gazette-Journal, i.e., a newspaper published and having a general circulation in the County, at least ten days before the date set for such hearing, i.e., at least ten days before April 9, 1991, such publication to be in substantially the following form:

(Form of Publication of Notice of filing of Bill for an Ordinance)

**Notice of Public Hearing Before the
Washoe County Board of County Commissioners**

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Washoe County, Nevada, will hold a public hearing at the First Floor Commissioners Chambers, Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada at 9:30 a.m., on Tuesday, April 9, 1991, for the purpose of hearing objections to the adoption of a proposed ordinance. At such hearing, interested persons may present their views. The ordinance is entitled:

BILL NO. ____

ORDINANCE NO. ____

(of Washoe County, Nevada)

AN ORDINANCE CONCERNING THE ACQUISITION AND FINANCING OF CERTAIN SANITARY SEWER IMPROVEMENTS; PROVIDING FOR THE EXECUTION AND DELIVERY OF AN INSTALLMENT PURCHASE AGREEMENT, AND RELATED SECURITY DOCUMENTS; RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION WITH SUCH TRANSACTION; AND PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

An adequate summary of the ordinance is as follows:

The preambles of the ordinance recite that the Board of County Commissioners (the "Board") deems it necessary to acquire certain sanitary sewer improvements (the "Project"); recite that the Board has determined to acquire the Project pursuant to the terms of an Installment Purchase Agreement; and recite that the County's

obligation under the Agreement is extinguished by failure of the Board to appropriate moneys therefor.

The ordaining clause is then set forth.

Section 1 ratifies consistent action previously taken by the Board or the offices of the County.

Section 2 sets forth the Board's finding as to the acquisition of the Project.

Section 3 approved the form, terms and provisions of the Agreement and directs execution thereof.

Section 4 sets forth the determination of the Board that the term of the Agreement does not exceed the useful life of the Project.

Section 5 states that neither the ordinance nor the Agreement create or constitute general obligation indebtedness of the County.

Section 6, 7 and 8 provide for notice by publication of the notice of the April 9, 1991 hearing on the ordinance, and for this summary of the provisions of the ordinance; provide publication for two weeks following its final adoption on April 9, 1991; provide the form for such publication which the adoption of the ordinance; and provide a severability clause.

Copies of Bill No. ____ are on file in the office of the Washoe County Clerk at the Washoe County Courthouse, Virginia and Court Streets, Reno, Nevada, for public examination. The Board shall adopt or reject the ordinance (or the ordinance as amended) within 35 days after the date of the final public hearing.

IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has ordered this notice be published.

DATED: March 19, 1991.

/s/ Judi Bailey
County Clerk

(SEAL)

(End of Form of Publication of Notice of Filing of Bill for an Ordinance)

Section 9. This ordinance shall be in effect from and after its publication as hereinafter provided, and after this ordinance is signed by the Chairman of the Board and attested and sealed by the County Clerk, this ordinance shall be published by title only, together with the names of the Commissioners voting for or against its passage, and with a statement that typewritten copies of said ordinance are available for inspection by all publication to be made in the Reno Gazette Journal, a newspaper least once a week for a period for two weeks by two insertions, pursuant to Section 244.100, Nevada Revised Statutes, and all laws thereunto enabling, such publication to be in substantially the following form:

(Form for Publication after Final Adoption of Ordinance)

BILL NO. ____

ORDINANCE NO. ____

(of Washoe County, Nevada)

AN ORDINANCE CONCERNING THE ACQUISITION AND FINANCING OF CERTAIN SANITARY SEWER IMPROVEMENTS; PROVIDING FOR THE EXECUTION AND DELIVERY OF AN INSTALLMENT PURCHASE AGREEMENT, AND RELATED SECURITY DOCUMENTS; RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION WITH SUCH TRANSACTION; AND PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that typewritten copies of the above-numbered and entitled ordinance are available for inspection by the interested parties at the office of the County Clerk of Washoe County, Nevada, at her office at the County Courthouse, Virginia and Court Streets, Reno, Nevada; that such ordinance was introduced and read by title at a meeting of the Commissioners held on March 19, 1991, and following a public hearing passed and adopted without amendment at a regular meeting held not more than 35 days after the close of the hearing, i.e., at the regular meeting on April 9, 1991, by the following vote of the Board of County Commissioners:

Those Voting Aye:

James Lillard

Larry Beck

Dianne Cornwall

Gene McDowell

Rene Reid

Those Voting Nay: _____

Those Absent: _____

This ordinance shall be in full force and effect from and after _____, 1991, i.e., the date of the second publication of this ordinance by its title only.

IN WITNESS WHEREOF, the Board of County Commissioners of Washoe County, Nevada, has caused this ordinance to be published by title only.

Dated this April 9, 1991.

/s/ James Lillard
Chairman
Board of County Commissioners
Washoe County, Nevada

(SEAL)

Attest:

/s/ Judi Bailey
County Clerk

(End of Form for Publication after Final Adoption of Ordinance)

Section 10. If any section, paragraph, clause or other provision of this ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this ordinance.

Proposed on March 19, 1991.

Proposed by Commissioner Beck.

Passed on April 9, 1991.

Those Voting Aye:

James Lillard

Larry Beck

Dianne Cornwall

Gene McDowell

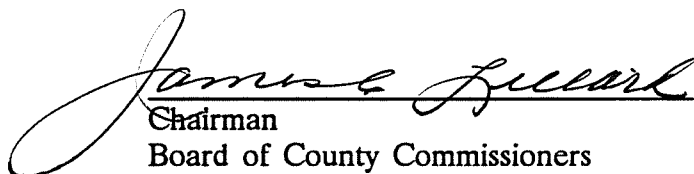
Rene Reid

Those Voting Nay:

None

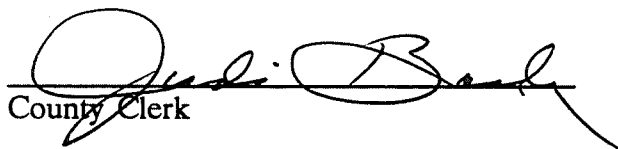
Those Absent:

None


Chairman
Board of County Commissioners

(SEAL)

Attest:


County Clerk

This ordinance shall be in force and effect from and after April 22, 1991, i.e., the date of the second publication of such ordinance by its title only.