

RESOLUTION NO. 2012/019

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONROE, WASHINGTON, DECLARING THE CITY COUNCIL'S INTENT REGARDING THE USE OF THE PROCEEDS FROM PENDING LAND SALES WITHIN THE NORTH KELSEY AREA; RESERVING THE CITY COUNCIL'S DISCRETION; ACKNOWLEDGING THE SUPREMACY OF THE CITY'S ADOPTED BUDGET; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Monroe has executed or is anticipated to execute Purchase & Sale Agreements for various parcels of City-owned real property within the North Kelsey area; and

WHEREAS, the City is anticipated to begin receiving the proceeds from these land sales in 2012; and

WHEREAS, the receipt of these funds presents a unique opportunity for the City to develop fiscal plans for its future; and

WHEREAS, as steward of these public funds, the Monroe City Council desires to develop and publicly announce the City's plan for the use of proceeds from the North Kelsey land sales; NOW, THEREFORE,

IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF MONROE AS FOLLOWS:

Section 1. Nonbinding Declaration of Intent. The City Council hereby declares its intent to allocate and utilize the proceeds from the pending real property sales within the North Kelsey area as set forth herein.

Section 2. Galaxy Theatre and Nexcore Property Sales. Proceeds from the sale of the Galaxy Theatre property and the sale of land to Nexcore shall be designated as follows:

\$2.5 million for reserves per the Reserve Policy to be adopted by the City on July 10, 2012

\$350,000 for the North Kelsey Development Fund for costs incurred in the development and sales of property in the North Kelsey area

\$750,000 for municipal operations/hardship, to be used over a three year period at the rate of \$250,000 per year

\$150,000 for a traffic study for the Traffic Element of the City's comprehensive plan

\$200,000 for the City's Sick Leave Reserve Fund

The remainder to be variously deposited into a Council Contingency Fund and used to cover interest on the City's North Kelsey debt

Section 3. Sabey/North Kelsey, LLC Property Sale. Proceeds from the sale of property to Sabey Corporation/North Kelsey, LLC shall be designated as follows:

\$6.5 million to pay principal and interest on the City's North Kelsey debt

The remainder to be deposited into a Council Contingency Fund

Section 4. Sale of Remaining North Kelsey Property. The proceeds from the sale(s) of any remaining City property within the North Kelsey area will be utilized to retire principal and interest on the City's North Kelsey debt. After the retirement of all North Kelsey debt, any remaining funds shall be deposited into the Council Contingency Fund.

Section 5. Legislative Discretion Reserved. This Resolution is intended to serve as a nonbinding statement of the Monroe City Council's intent. Nothing in this Resolution shall be construed as binding the City Council, or as limiting, abridging or otherwise altering the Council's legislative discretion to utilize the land sale proceeds identified herein for any other lawful purpose.

Section 6. Consistency with Adopted Budget. Nothing in this Resolution is intended to amend or otherwise deviate from the City of Monroe's budget as adopted by the City Council. To the extent that any provision of this Resolution is inconsistent with any provision of the budget, the budget provision shall control.

Section 7. Effective Date. This resolution shall take effect immediately upon passage.

PASSED BY THE MONROE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 24th DAY OF JULY, 2012.

CITY OF MONROE, WASHINGTON


Robert G. Zimmerman, Mayor

EFFECTIVE: 7/24/12

APPROVED AS TO FORM:


J. Zachary Lell, City Attorney

ATTEST/AUTHENTICATED:


Eadye Martinson, Deputy City Clerk