

RESOLUTION NO. 87

A RESOLUTION of the Board of Commissioners of Whatcom County Water District No. 8, Whatcom County, Washington, retaining counsel for certain services in connection with the authorization, issuance, sale of its revenue bonds for the purpose of making certain capital improvements to the facilities of the District, analyzing all transactions and all work in regard to the local construction, being retained at all times in behalf of the District and Board of Commissioners, in regard to Sewer Project, and acting in full capacity as Local Sewer District Counsel.

WHEREAS, Whatcom County Water District No. 8, Whatcom County, Washington (Hereinafter called the "District") is contemplating the issuance and sale of its sewer, or water and sewer, revenue bonds in order to finance part or all of the cost of acquiring, constructing, and installing a sanitary sewage system as set forth in the existing comprehensive plan of the District for a sanitary sewage collection, treatment, and disposal system; and

WHEREAS, it is deemed necessary and in the best interests of the District that local counsel skilled in such matters be retained to give guidance to the construction of the project, to coordinate all construction efforts between the engineers, bond counsel, financial advisors, contractors and Commissioners, and to act generally as local counsel.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Whatcom County Water District No. 8, Whatcom County, Washington, as follows:

That LE COCQ, SIMONARSON, SYRE & JOHNSON, attorneys-at-law, Lynden, Washington, be and hereby are retained to perform the services set forth and as compensation therefore, the District agrees to pay them in accordance with the fee schedule attached hereto and incorporated by reference herein. Said services shall include all time spent in preparation of or completion of the project known as "The Sewer System" at Birch Bay. Specifically, said services shall include those of the

sewer system only, and all that time in effort expended for the sewer system.

In addition to the above, the District further agrees to reimburse said attorneys for any out-of-pocket expense, such as long distance telephone calls, which they may incur in the performance of said services.

PASSED by the Board of Commissioners of Whatcom County Water District No. 8, Whatcom County, Washington, at a regular meeting thereof held on the fifth day of September, 1974.

WHATCOM COUNTY WATER DISTRICT NO.8

WHATCOM COUNTY, WASHINGTON

BY:

William O'Vogt

Chairman

ATTEST-COMMISSIONERS:

William O'Vogt

Mike O'Connor

Robert Sullivan Sr.

EXHIBIT "A"

Total Attorney fee for cost of Project is \$95,000.00 to be paid in installments as follows:

1. On September 5th, 1974, the sum of \$30,000.00
2. When the contracts for construction have been awarded and the bond issue approved, then the sum of \$35,000.00
3. On completion of project, \$30,000.00