

RESOLUTION NO. R2015-013

A RESOLUTION of the City Council of the City of Tumwater, Washington establishing a date, time and place for the holding of a public hearing for the purpose of considering the proposed assumption of the rights, powers, functions, and obligations of the Tumwater Transportation Benefit District by the City Council.

WHEREAS, the 2015 Legislature included within its transportation funding bill, 2ESSB 5987, Chapter 44, Laws of 2015, 3rd Special Session, a number of changes to the laws governing transportation benefit districts (TBDs); and

WHEREAS, Section 301 of 2ESSB 5987 provides that a city, in which a transportation benefit district has been established pursuant to RCW 36.73 and with boundaries coterminous with the boundaries of the City, may by ordinance or resolution assume the rights, powers, functions, and obligations of the transportation benefit district; and

WHEREAS, on September 16, 2014 the City Council of the City of Tumwater adopted Ordinance No. O2014-019 established the Tumwater Transportation Benefit District with boundaries coterminous with the boundaries of the City; and

WHEREAS, Ordinance No. O2014-019 established the governing board of the Transportation Benefit District to be the Tumwater City Council acting in ex officio and independent capacity; and

WHEREAS, assumption of the Transportation Benefit District by the City Council would abolish the Board of the Transportation Benefit District providing for more efficient governance of the Transportation Benefit District by the Tumwater City Council; and

WHEREAS, all rules and regulations and all pending business of the Transportation Benefit District must be continued and acted upon by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUMWATER AS FOLLOWS:

Section 1. The City Council hereby establishes a public hearing date of November 2, 2015, at or about 7:00 P.M., as the date and time upon which the public hearing will be held for the purpose of considering the assumption of the

rights, powers, functions, and obligations of the Tumwater Transportation Benefit District by the City Council. All persons interested may appear and be heard.

Section 2. Prior to said hearing, the City Clerk is hereby directed to post notices in accordance with Section 302 of 2ESSB 5987.

Section 3. Ratification. Any act consistent with the authority and prior to the effective date of this Resolution is hereby ratified and affirmed.

Section 4. Severability. The provisions of this Resolution are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this Resolution or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the Resolution, or the validity of its application to other persons or circumstances.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption and signature as provided by law.

RESOLVED this 20th day of October, 2015.

CITY OF TUMWATER

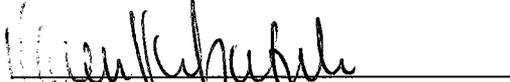


Pete Kmet, Mayor

ATTEST:


Melody Valiant, City Clerk

APPROVED AS TO FORM:


Karen Kirkpatrick, City Attorney