

## RESOLUTION NO. R-2018-03

**A RESOLUTION OF THE SEQUIM CITY COUNCIL, THE GOVERNING BOARD OF THE TRANSPORTATION BENEFIT DISTRICT OF THE CITY OF SEQUIM, WASHINGTON, PROVIDING FOR A BALLOT PROPOSITION TO BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE DISTRICT ON NOVEMBER 6, 2018 TO RENEW AND CONTINUE TO IMPOSE A SALES AND USE TAX IN THE AMOUNT OF TWO-TENTHS OF ONE PERCENT (0.2%) WITHIN THE BOUNDARIES OF THE DISTRICT FOR THE PURPOSE OF FINANCING A PORTION OF THE COSTS ASSOCIATED WITH THE PROJECTS IDENTIFIED IN THE CITY'S TRANSPORTATION IMPROVEMENT PROGRAM.**

WHEREAS, the City of Sequim (the "City") approved Ordinance No. 2008-08 on July 20 2008, as amended and restated by Ordinance No. 2008-12 approved on August 11, 2008, creating the Transportation Benefit District of the City of Sequim, Washington (the "District") pursuant to chapter 36.73 RCW; and,

WHEREAS, the City does not currently have sufficient funds with which to pay for transportation capital improvements, including but not limited to improvements that are identified as necessary in the City's 2018-2023 Transportation Improvement Program, and that are necessary to address existing or reasonably foreseeable congestion levels due to anticipated population increases; and,

WHEREAS, the District was authorized pursuant to RCW 36.73.040(3)(a) to impose a sales and use tax in accordance with RCW 82.14.0455 in the amount of two-tenths of one percent (0.2%) for a period of ten years upon a favorable vote of the qualified electors within the District for the purpose of financing certain transportation improvements; and,

WHEREAS, the ballot measure to impose the tax was approved by the voters and the District has been collecting that tax since 2009; and

WHEREAS, the Sequim City Council adopted Ordinance No. 2017-021 assuming the rights, powers, functions, immunities and obligations of the Sequim Transportation Benefit District effective December 31, 2017 pursuant to the authority of RCW 36.74; and

WHEREAS, the City wishes to renew the sales and use tax as an allowable and feasible source of revenue identified in chapter 36.73 RCW to finance the transportation capital improvements identified in the 2018-2023 Transportation Improvement Program; and,

WHEREAS, if such renewal is approved by the voters, the sales and use tax will continue to apply to persons who shop and thereby use the roads in the City and not just to City residents, and,

WHEREAS, the renewed sales and use tax is estimated to generate, based on the anticipated growth of retail over the next ten years, an average of \$700,000 of additional revenue per year, which will be used entirely to fund the shortfall in funding for the projects

included in the 2018-2023 Transportation Improvement Program as adopted or hereafter amended as allowed by state law;

NOW THEREFORE, THE SEQUIM CITY COUNCIL AS THE GOVERNING BOARD OF THE TRANSPORTATION BENEFIT DISTRICT OF THE CITY OF SEQUIM, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

**Section 1.** The Sequim City Council as the governing Board of the District (the "Council") hereby finds that the best interests of the inhabitants of the District require the District to renew and continue to impose a sales and use tax in the amount of two-tenths of one percent (0.2%) pursuant to RCW 36.73.040(3)(a) and RCW 82.14.0455 for the purpose of providing a portion of the funds necessary to finance transportation improvement projects including (together, the "Project"):

- (1) Projects identified in the City's 2018-2023 Transportation Improvement Program as adopted or hereafter amended;
- (2) Model connectivity projects;
- (3) Sidewalk and street repair and maintenance;
- (4) The following items as proposed transportation improvements:

#	Project Type	Location	Cost Estimate (thousands)
1	Pavement Rehab	City Wide pavement rehab	\$2,411
2	Pavement Rehab	North Sequim Ave pavement rehab	\$280
3	Pavement Rehab	Washington St pavement rehab	\$3,045
4	Improvement	Brown Rd widening & sidewalks (Fir to Hendrickson)	\$571
5	Improvement	E Fir sidewalks and improvements (Sequim to Blake)	\$1,696
6	Improvement	N 9th Avenue widening & new construction (Brackett Road to Hendrickson)	\$4,177
7	Improvement	Kendall and Hendrickson intersection	\$409
8	Improvement	S 7th sidewalks and improvements (Comfort to McCurdy)	\$3,774
9	Improvement	Washington St signals timing & coordination	\$150
10	Improvement	W Fir sidewalk and improvements (Sequim to Sth)	\$3,860
11	Improvement	West Prairie complete street (Sequim to 5th)	\$1,649
12	Improvement	West Sequim Bay Rd shoreline repair	\$68
13	Improvement	West Washington eastbound aux lane at Priest Rd	\$93
14	Improvement	US 101/Whitefeather intersection improvements	\$532
15	Planning	Transportation Master Plan update	\$50

16	Pedestrian/ Bike	Etta St active alleyway (Sequim to Sunnyside)	\$644
17	Pedestrian/ Bike	Bell Cr trail	\$1,674
18	Pedestrian/ Bike	ODT E Hendrickson extension (UGA)	\$335
19	Pedestrian/ Bike	Sunnyside sidewalk	\$78
20	Pedestrian/ Bike	Whitefeather trail	\$532
21	Connectivity	E Washington Pl new construction (Blake to Rhodefer)	\$406
22	Bicycle Facilities	E Washington Street bicycle facilities (Sequim Avenue to Simdars Road)	\$170
23	Bicycle Facilities	N Sequim Avenue bicycle facilities (Washington Street to Fir Street)	\$30
24	Bicycle Facilities	ODT Realignment in Carrie Blake Park	\$80
25	Bicycle Facilities	W Washington Street bicycle facilities (Priest Road to 5th Avenue)	\$70
26	Shared Use Path	W Sequim Bay Road shared use path (E Washington Street to Whitefeather Way)	\$715
27	Pedestrian Improvement	S 3rd Ave Pedestrian Sidewalk/Pathways	\$300
28	Pedestrian Improvement	Active Alleyway on Seal Street (Washington Street and Cedar)	\$108
29	Pedestrian Improvement	Brackett Road sidewalk (N 9th Avenue to Priest Road)	\$650
30	Pedestrian Improvement	Port Williams Road widening and pedestrian facilities	\$650
31	New Signal	Prairie Street & S Sequim Avenue new signal	\$375
32	New Signal Study	Washington Street Connections: Brown Road to Rhodefer Road study	\$50
33	New Signal	US-101 Ramps & S Sequim Avenue new signals	\$610
34	New Signal	Fir & N Sequim Avenue signal	\$360
35	Intersection Improvement	W Washington Street & 2nd Avenue intersection improvement	\$275
36	Intersection Improvement	Happy Valley Road & US 101 intersection improvement	\$450
37	Intersection Improvement	Palo Alto Road & US 101 intersection improvement	\$450

38	Facility Improvement	E Washington St Bus Turn-outs from Sequim to Rhodefer	\$149
39	Facility Improvement	W Sequim Bay Road improvements (Whitefeather Way to City Limits)	\$500
40	Road Connectivity	S 7th Avenue new construction (McCurdy Road to Reservoir Road)	\$3,700
41	Road Connectivity	W Norman Street new construction (S 7th Avenue to S 3rd Avenue)	\$1,000
42	Road Connectivity	W Brownfield Road Realignment from Sequim Ave to 3rd Ave	\$1,469
43	Road Connectivity	W Maple Street Extension from S 5th Ave & S 4th Ave	\$852
44	Road Connectivity	Simdars Road/US 101 Interchange	\$3,400
45	City Wide Projects	City Wide Safety Projects	\$401
46	City Wide Projects	City Wide Minor Construction (small works)	\$150
48	City Wide Projects	City Wide Misc Right of Way	\$30
		denotes growth related projects	

**Section 2.** It is hereby found and declared that the best interests of the District require the submission to the qualified electors of the District of the proposition whether the District shall renew and continue to impose a sales and use tax within the limitations established in RCW 82.14.0455 for their ratification or rejection at an election to be held on November 6, 2018. For the purpose of providing funds necessary to pay or finance a portion of the costs of the Project, the Clallam County Auditor, as *ex officio* supervisor of elections in Clallam County, Washington, is hereby requested to call and conduct such election to be held within the District on such day and to submit to the qualified electors of the District for their approval or rejection, a proposition to renew and continue to impose a sales and use tax in the amount of two-tenths of one percent (0.2%) of the selling price in the case of a sales tax, or value of the article used, in the case of the use tax. The sales and use tax authorized by this section is in addition to any other taxes authorized by law, shall be collected from those persons who are taxable by the State of Washington under chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event within the boundaries of the District, and shall be imposed for a period of ten years from its first date of collection.

Upon voter approval of the voters of the proposition hereinafter set forth, the District may use proceeds of such sales and use tax for the purpose of paying or financing a portion of the costs of the Project. The City Clerk is hereby authorized and directed to certify said proposition to said official in substantially the following form:

TRANSPORTATION BENEFIT DISTRICT  
OF THE CITY OF SEQUIM, WASHINGTON

RENEWAL OF SALES AND USE TAX LEVY FOR  
TRANSPORTATION IMPROVEMENT PROGRAM

The Governing Board of the Transportation Benefit District of the City of Sequim, Washington, adopted Resolution No. 2018-03 concerning a sales and use tax to finance transportation improvements. This proposition would authorize the renewal and continued imposition of a sales and use tax of two-tenths of one percent (0.2%) to be collected within the District in accordance with RCW 82.14.0455 for a term of ten years for the purpose of paying or financing a portion of the costs of transportation improvement projects identified in the City of Sequim Transportation Improvement Program, sidewalk and street repair and improvements, and model connectivity projects. Should this proposition be renewed?

YES .....


NO.....

**Section 3. Corrections.** The City Clerk of the District and the codifiers of this resolution are authorized to make necessary clerical corrections to this resolution including, but not limited to, the correction of scrivener's/clerical errors, references, resolution numbering, section/subsection numbers and any references thereto.

**Section 4. Severability.** If any section, sentence, clause or phrase of this resolution should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this resolution.

ADOPTED BY THE SEQUIM CITY COUNCIL AS THE GOVERNING BOARD OF THE  
TRANSPORTATION BENEFIT DISTRICT OF THE CITY OF SEQUIM, WASHINGTON THIS  
26th DAY OF March 2018.

CITY OF SEQUIM TRANSPORTATION  
BENEFIT DISTRICT OF THE CITY OF  
SEQUIM, WASHINGTON

  
Dennis L. Smith, Mayor

ATTEST/AUTHENTICATED:

  
Karen Kuznek-Reese, City Clerk

OFFICIAL BALLOT  
TRANSPORTATION BENEFIT DISTRICT  
OF THE CITY OF SEQUIM, WASHINGTON  
November 6, 2018

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INSTRUCTIONS TO VOTERS: To vote in favor of the following proposition, place a cross (X) in the square opposite the word "APPROVED"; to vote against the following proposition, place a cross (X) in the square opposite the word "REJECTED."

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PROPOSITION NO. 1

TRANSPORTATION BENEFIT DISTRICT  
OF THE CITY OF SEQUIM, WASHINGTON

RENEWAL OF SALES AND USE TAX LEVY FOR  
TRANSPORTATION IMPROVEMENT PROGRAM

The Sequim City Council, as the governing Board of the Transportation Benefit District of the City of Sequim, Washington, adopted Resolution No. 2018-03 concerning a sales and use tax to finance transportation improvements. This proposition would authorize the renewal and continued imposition of a sales and use tax of two-tenths of one percent (0.2%) to be collected within the District in accordance with RCW 82.14.0455 for a term of ten years for the purpose of paying or financing a portion of the costs of transportation improvement projects identified in the City of Sequim Transportation Improvement Program, sidewalk and street repair and improvements, and model connectivity projects. Should this proposition be renewed?

YES.....

NO.....

OFFICE OF THE CLALLAM COUNTY AUDITOR

WHEREAS, the undersigned, as the duly elected, qualified and acting Auditor of Clallam County, Washington, has jurisdiction of and is required by law to conduct all special elections for transportation benefit districts within Clallam County; and

WHEREAS, the Transportation Benefit District of the City of Sequim, Washington, lies entirely within the boundaries of Clallam County; and

WHEREAS, the Governing Board of said District by resolution adopted \_\_\_\_\_, 2018, a certified copy of which has been delivered to the undersigned, has determined to hold an election on November 6, 2018; and

WHEREAS, said District by said resolution has authorized and directed the undersigned to assume jurisdiction of and conduct said election within Clallam County;

NOW, THEREFORE, it is hereby authorized and ordered as follows:

The undersigned hereby assumes jurisdiction within Clallam County of the above-mentioned election of the Transportation Benefit District of the City of Sequim, Washington, authorized and ordered by resolution of its Governing Board adopted \_\_\_\_\_, 2018, and will conduct said election to be held November 6, 2018.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Clallam County Auditor



NOTICE  
TRANSPORTATION BENEFIT DISTRICT  
OF THE CITY OF SEQUIM, WASHINGTON

November 6, 2018

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NOTICE IS HEREBY GIVEN that on November 6, 2018, an election will be held in the above-named district for the submission to the qualified electors of said district of the following proposition:

PROPOSITION NO. 1

TRANSPORTATION BENEFIT DISTRICT  
OF THE CITY OF SEQUIM, WASHINGTON

RENEWAL OF SALES AND USE TAX LEVY FOR  
TRANSPORTATION IMPROVEMENT PROGRAM

The Sequim City Council, the governing Board of the Transportation Benefit District of the City of Sequim, Washington, adopted Resolution No. \_\_\_ concerning the renewal and continued imposition of a sales and use tax to finance transportation improvements. This proposition would authorize the renewal and imposition of a sales and use tax of two-tenths of one percent (0.2%) to be collected within the District in accordance with RCW 82.14.0455 for a term of ten years for the purpose of paying or financing a portion of the costs of transportation improvement projects identified in the City of Sequim Transportation Improvement Program, sidewalk and street repair and improvements, and model connectivity projects. Should this proposition be renewed?

YES.....

NO.....

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Clallam County Auditor