

**CITY OF EDMONDS  
TRANSPORTATION BENEFIT DISTRICT BOARD (TBD)  
APPROVED MINUTES  
February 17, 2009**

The Edmonds Transportation Benefit District meeting was called to order at 11:00 p.m. by Board President D. J. Wilson in the Council Chambers, 250 5<sup>th</sup> Avenue North, Edmonds. The meeting was opened with the flag salute.

**OFFICIALS PRESENT**

D. J. Wilson, Board President  
Ron Wambolt, Board Vice President  
Michael Plunkett, Board Member  
Peggy Pritchard Olson, Board Member  
Steve Bernheim, Board Member  
Dave Orvis, Board Member  
Strom Peterson, Board Member

**STAFF PRESENT**

Stephen Clifton, Community Services/Economic  
Development Director  
Noel Miller, Public Works Director  
Kathleen Junglov, Finance Director  
Scott Snyder, City Attorney  
Sandy Chase, City Clerk  
Jana Spellman, Senior Executive Council Asst.  
Jeannie Dines, Recorder

**1. APPROVAL OF AGENDA**

**BOARD MEMBER WAMBOLT MOVED, SECONDED BY BOARD MEMBER PETERSON, TO APPROVE THE AGENDA IN CONTENT AND ORDER. MOTION CARRIED UNANIMOUSLY.**

**2. CONSENT AGENDA ITEMS**

**BOARD MEMBER WAMBOLT MOVED, SECONDED BY BOARD MEMBER BERNHEIM, TO APPROVE THE CONSENT AGENDA. MOTION CARRIED UNANIMOUSLY. The agenda items approved are as follows:**

**A. ROLL CALL**

**B. APPROVAL OF TRANSPORTATION BENEFIT DISTRICT MEETING MINUTES OF FEBRUARY 3, 2009.**

**3. PUBLIC HEARING ON AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON TRANSPORTATION BENEFIT DISTRICT (TBD) AUTHORIZING A VEHICLE LICENSE FEE, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.**

Community Services/Economic Development Director Stephen Clifton explained the Board packet included (1) an ordinance which if approved would enact an annual \$20 vehicle license fee, (2) a 2009 TBD budget and (3) an Interlocal Agreement between the City and the TBD.

Mr. Clifton explained on November 18, 2008 the City Council formed the TBD via Ordinance No. 3707. He reviewed the 2009 TBD budget that listed elements of the 2009 Street Operations Program and items

that were funded via TBD revenue including general maintenance, patching, cracking, sealing, repairing the overall network; traffic control; signage; striping crosswalks; equipment; machinery; and administration. He pointed out although the overall budget of the Street Operations Program was over \$1 million, projects of approximately \$805,000 can be funded via the TBD. If the Board enacted the vehicle license fee this year, the Department of Licensing and Department of Revenue have indicated collections will begin in September or October. Estimated revenue generated from the 3-4 months of collection in 2009 is \$179,000 - \$239,000. He advised the estimated General Fund subsidy of the Street Operations Program in the 2009-2010 budget is \$700,000 for 2009 and \$770,000 for 2010. He concluded the amount collected in 2009 would lessen the amount of General Fund subsidy.

He explained the Interlocal Agreement states the TBD will reimburse the City for any work City staff performs on behalf of the TBD.

Board Member Wambolt asked how the TBD portion was calculated. Mr. Clifton answered the annual \$20 vehicle license fee was estimated to generate approximately \$59,000 per month. If collections begin in September, generated revenue for 2009 will total approximately \$239,000; if collections begin in October, generated revenue for 2009 will total approximately \$179,000. He explained the overall Street Operations Program budget was \$1.49 million. Staff estimated the percentage of each line item that would be eligible for TBD funds. For example it was estimated 90% of general maintenance, patching, cracking, sealing and repair expenditures could be funded using TBD funds.

Board President Wilson asked whether the Board was adopting the budget tonight. Mr. Clifton answered the proposed budget was included with the ordinance. Mr. Snyder clarified the ordinance was limited to the vehicle license fee and the budget provides the details. Due to the delay in collection of the vehicle license fee, he advised the Board would have adequate time to make revisions to the budget.

Board President Wilson opened the public participation portion of the public hearing. He advised the Board received correspondence from John Heighway regarding putting the \$20 fee to a public vote, raising a question about accountability, and recommending the City identify other sources of revenue for road maintenance. There were no members of the public present who wished to provide testimony and Board President Wilson closed the public participation portion of the public hearing.

**BOARD MEMBER BERNHEIM MOVED, SECONDED BY BOARD MEMBER WAMBOLT, TO APPROVE THE ORDINANCE NO. 1 OF THE CITY OF EDMONDS, WASHINGTON TRANSPORTATION BENEFIT DISTRICT AUTHORIZING A VEHICLE LICENSE FEE, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE. MOTION CARRIED UNANIMOUSLY.**

**4. AUDIENCE COMMENTS**

There were no members of the public present who wished to provide testimony.

**5. DISCUSSION OF DRAFT INTERLOCAL AGREEMENT BETWEEN THE CITY OF EDMONDS, WASHINGTON, AND THE EDMONDS TRANSPORTATION BENEFIT DISTRICT.**

City Attorney Scott Snyder explained this was a draft document; the TBD turns the money over to the City who uses it for the purposes the charter provides. He was still working on the insurance and indemnity provisions. City staff was investigating the least expensive way of providing indemnity and protection for the Board including whether the TBD could be added to the City's current insurance pool coverage via a rider. He anticipated the City would fully indemnify the TBD for anything done by a City employee. For example, the TBD Board Members would need protection from a lawsuit resulting from a

traffic accident at an intersection with a traffic light funded by the TBD. He anticipated a final document would be available for the Board's review and approval at their next meeting.

Board President Wilson asked whether the Interlocal Agreement was new or a template from another jurisdiction. Mr. Snyder answered these were one-of-a-kind documents as Edmonds TBD was the first. He was sharing his work with a working group comprised of attorneys for Bremerton and Olympia.

**6. BOARD COMMENTS**

There were no Board comments.

**7. ADJOURN**

With no further business, the TBD meeting was adjourned at 11:12 p.m.