TO: Board of the Enumclaw Transportation Benefit District  
FROM: Scott Woodbury, P.E. / Public Works Director  
DATE: February 4, 2014  
SUBJECT: Establishment of Annual Vehicle License Fee

Background:
On May 13, 2013, the Enumclaw City Council approved Ordinance No. 2524 establishing a Transportation Benefit District (TBD). Since its establishment no funding mechanism has been approved by the TBD’s governing board. Under RCW 36.73.065 the TBD may impose by majority vote of the board up to $20 of the vehicle license fee (VLF) authorized in RCW 82.80.140. As requested by the TBD board at the February 27, 2014, special meeting, a draft resolution for establishing a $20 VLF is attached for board consideration.

Analysis:
A $20 per year VLF would net an estimated annual revenue of around $210,000. The TBD would begin receiving fees six months from the date a resolution to enact the local option vehicle fee is signed. The TBD must enter into a contract with the state Department of Licensing (DOL) for administration and collection the vehicle license fee on behalf of the Enumclaw TBD. A 1% fee is retained by DOL for its services. The funds collected from the VLF must be used for the purposes set forth in Enumclaw Municipal Code Section 3.22.040 and Enumclaw Ordinance 2524.

Conclusion:
Imposition of a $20 VLF would generate less than 40% of the $550,000 revenue estimated to be necessary to fully fund the City’s pavement management maintenance needs.

Recommendation:
Staff recommends that if the board adopts the $20 VLF that the board continue to pursue other funding sources available to the TBD so that it is fully funded.
A RESOLUTION OF THE TRANSPORTATION BENEFIT DISTRICT OF THE CITY OF ENUMCLAW, KING COUNTY, WASHINGTON, AUTHORIZING A VEHICLE LICENSE FEE.

Whereas, the City of Enumclaw has established through Ordinance No. 2524 a Transportation Benefit District, and

Whereas, RCW 36.73.065 authorizes a transportation benefit district to impose, by majority vote of the district’s governing board, up to $20 of the vehicle fee authorized in RCW 82.80.140; and

Whereas, the Board of the City of Enumclaw Transportation Benefit District finds it in the best interests of the District to establish an annual vehicle fee in the amount of $20 for the purposes of ongoing transportation improvements that preserve and maintain the transportation infrastructure of the City of Enumclaw, consistent with Chapter 36.73 RCW; and

Now, therefore, the Transportation Benefit District, City of Enumclaw, King County, Washington do hereby resolve as follows:

Section 1 - Establishment of Annual Vehicle License Fee: An annual vehicle fee in the amount of twenty dollars ($20.00) is hereby established, consistent with RCW 36.73.065 to be collected by the Washington Department of Licensing (DOL) on qualifying vehicles, as set forth in RCW 82.80.140 and Chapters 36.73 and 46.16 RCW.

Section 2 - Collection of Vehicle License Fee: Vehicle license fees will not be collected sooner than six months after approval of this Resolution as provided in RCW
82.80.140. The Enumclaw Transportation Benefit District Governing Board requests that TBD staff notify the DOL of the vehicle fee established in Section 1 of this Resolution and to request that DOL take all the steps necessary to implement collection of this fee in accordance with RCW 82.80.140. The Board also hereby authorizes the President of the Board to execute a transportation benefit district contract with the state DOL for administration and collection the vehicle license fee on behalf of the Enumclaw Transportation Benefit District. A copy of the DOL boilerplate contract form is attached as Exhibit 1.

**Section 3 - Transportation Improvements Funded:** The funds collected from the vehicle license fee shall be used for the purposes set forth in Enumclaw Municipal Code Section 3.22.040 and Enumclaw Ordinance 2524.

**Section 4:** If any provision of this Resolution is determined to be invalid or unenforceable for any reason, the remaining provisions of this Resolution shall remain in force and effect.

DONE IN REGULAR AND OPEN SESSION this 10th day of February, 2014.

______________________________
Jim Hogan, President

Approved as to form:

______________________________
Michael J. Reynolds
Attorney for Transportation Benefit District

Resolution No.: 2014.01
Draft No: 2
Draft Date: 1-30-14
Resolution Requested By: TBD Board