

RESOLUTION NO.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF SPOKANE COUNTY, WASHINGTON

IN THE MATTER OF SPOKANE COUNTY )  
ROAD IMPROVEMENT DISTRICT (RID) NO. )  
PROPOSED IMPROVEMENT OF )  
LOCATED IN )  
SECTIONS , )  
TOWNSHIP NORTH, RANGE EAST, W.M )

**Resolution of Intention**

A Resolution of the Board of County Commissioners of Spokane County, Washington, ('the Board') declaring the intention of the Board to improve insert road here in Sections [redacted] , Township [redacted] North, Range [redacted] East, W.M. as a Road Improvement District (RID) consistent with the provisions of Chapter 36.88 RCW; setting forth the nature and territorial extent of the improvement; stating the estimated cost thereof and the proportionate amount to be borne by the property within the proposed district; fixing a time and date for a hearing thereon; and directing the County Engineer to prepare a preliminary assessment roll.

WHEREAS, the proposed RID involves the improvement of the following described roadway:

- [redacted] - from

WHEREAS, the proposed roadway improvement is located adjacent to and adjoining:

- [redacted] -

WHEREAS, the boundaries of the proposed RID and the approximate limits of the proposed roadway improvement are depicted on the map identified as Attachment 'A' - *Proposed Road Improvement District No. [redacted]* and dated [redacted].

WHEREAS the proposed roadway improvements consist of

- \_\_\_\_\_ by constructing or reconstructing, (cor) (Windows - ctrl 0)
- \_\_\_\_\_ by grading, shaping, (grsh) (Windows - ctrl 1)
- \_\_\_\_\_ crushed surfacing, (cs) (Windows - ctrl 2)
- \_\_\_\_\_ constructing drainage facilities as required by County Engineer, (drain)  
(Windows - ctrl 3)
- \_\_\_\_\_ constructing driveway approaches, (app) (Windows - ctrl 4)
- \_\_\_\_\_ and curb, (cb) (Windows - ctrl 5)
- \_\_\_\_\_ and sidewalk, (sd) (Windows - ctrl 6)
- \_\_\_\_\_ constructing drainage swales and associated structures, (swale) (Windows - ctrl 7)
- \_\_\_\_\_ hydro seeding, (hs) (Windows - ctrl 8)
- \_\_\_\_\_ installation of turf, (tf) (Windows - ctrl 9)
- \_\_\_\_\_ installation of a mow strip, (mow) (Windows - ctrl shift x)
- \_\_\_\_\_ paving a \_\_\_\_\_ foot wide strip with asphalt concrete pavement, (pva) (Windows - ctrl shift y)
- \_\_\_\_\_ paving a \_\_\_\_\_ foot wide strip with bituminous surface treatment and associated seal coats,  
(pvb) (Windows - ctrl shift z)

and by doing all work necessary in connection therewith.

WHEREAS, the County Engineer recommends that the property in the proposed district is sufficiently developed, the proposed improvement will benefit the properties within the district, the proposed improvement is feasible and practical, and the Road Improvement District ('RID') be initiated by resolution of the Board pursuant to RCW 36.88.030 and RCW 36.88.040.

NOW, THEREFORE BE IT RESOLVED by the Board as follows:

**Section 1.** The Board finds that the property within the proposed district is sufficiently developed and that it is the intention of the Board to establish a RID for the purpose of improving the roadway at the location and to the extent described above.

**Section 2.** That the estimated cost and expense of the proposed improvement is hereby declared to be approximately as follows:

1. Paving:
  2. Drainage Construction:
  3. Engineering:
  4. Survey:
  5. Right of Way Acquisition:
  6. RID Administration
  7. Contingencies:
  8. Interim Finance Cost:
  9. Publishing Costs:
  10. Bond Attorney Fee:
  11. Closing Cost:
  12. Bond Costs:
  13. Treasurer's Costs:
- Total Estimated Project Cost

**Fifty percent (50%) of the total project cost shall be borne by assessments against the properties benefited**  
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and included in the district and fifty percent (50%) of the total project cost shall be borne by Congestion Management and Air Quality (CMAQ) federal improvement funds provided from the Transportation Equity Act for the 21st Century (TEA-21).

Fifty percent (50%) of the total project cost shall be borne by assessments against the properties benefited and included in the district and fifty percent (50%) of the total project cost shall be borne by 1991 Federal ISTEA Act Congestion Mitigation and Air Quality (CMAQ) Improvement Funds.

Eighty-five percent (85%) of the project cost, less drainage facility costs, shall be borne by assessments against the properties benefited and included in the RID proposed to be created. The remaining fifteen percent (15%) of the project cost, plus the drainage facility costs will be borne by the County Road Fund.

That eighty-five percent (85%) of the total project cost shall be borne by assessments against the properties benefited and included in the RID proposed to be created and that fifteen percent (15%) of the total project cost be borne by the County Road Fund.

**SECTION 3.** It is the intention of the Board to establish a RID to be known and designated as Spokane County Road Improvement District No. [redacted] which district includes properties fronting, abutting upon or taking access from the streets to be improved.

**SECTION 4.** All persons who may desire to speak in favor of or object to the construction of the aforesaid improvement or the formation of the aforesaid improvement district are hereby notified to appear to speak in favor of or protest such objections at a meeting of the Board to be held:

**Tuesday, [redacted], at 5:00 P.M.**  
Commissioners Assembly Room  
Spokane County Public Works Building  
1026 West Broadway  
Spokane, Washington

The above stated time and place is hereby fixed for hearing matters relating to said proposed improvement, and all objections thereto, and for determining the method of payment of said improvement.

**SECTION 5.** The County Engineer is hereby directed to submit to the Board, at or prior to the date fixed for such hearing, an assessment map or print showing thereon the lots, tracts and parcels of land and other property which will be specially benefited thereby together with a preliminary assessment roll showing the estimated amount of the cost and expense of such improvement to be borne by each lot, tract or parcel of land or other property, and also designating thereon all property which is being purchased under contract from the County, if any. ~~The nature of improvement contemplated for said district is such that the special benefits conferred on the property of the district are not fairly reflected by the use of the zone and termini assessment method. For the purposes of said district the assessments shall be made against the property of the district in accordance with the special benefits it will derive from the improvement without regard to the zone and termini method.~~

The method of assessment to be utilized will be

to be measured by ~~\*\*\*\*\*~~ use of the frontage area assessment method in accordance with Resolution Formation by Resolution.doc

No. 62-309 passed and adopted the 12th day of July, 1962. **Specifically,** This method of assessment is the most practical and equitable under the prevailing conditions and reflects the special benefits derived.

**SECTION 6.** The Clerk of the Board of County Commissioners or the County Engineer is hereby directed to give notice of said hearing by publication of this Resolution in at least two consecutive issues of a newspaper of general circulation in Spokane County, the date of the first publication to be at least 15 days prior to the date fixed by this resolution for hearing before the Board.

**[For alternate 60% protest method delete the following to the \*\*\*\* OR SEE PROTEST.PKG which includes resolution ordering construction of roadway improvements and protest results]  
[Do Resolution of Feasibility]**

Notice of the adoption of this Resolution of Intention and Notice of Hearing thereon shall be given to each owner or reputed owner of any lot, tract or parcel of land or other property within the proposed improvement district by mailing said notice to the owners or reputed owners of the property as shown on the tax rolls of the County Treasurer at the address shown thereon at least 15 days before the date fixed for the public hearing. The notice shall refer to the Resolution of Intention and designate the proposed improvement district by number. Said notice shall set forth the nature of the proposed improvement, the total estimated cost, the proportion of the total to be borne by assessments, the estimated amount of the cost and expense of such improvement to be borne by the particular lot, tract or parcel, the date and place of the hearing before the Board, and shall contain the directions hereinafter provided for voting upon the formation of the proposed RID.

The notice given to the public or to the owners of specific lots, tracts, or parcels of land relating to the formation of a County RID shall contain a statement that actual assessments may vary from assessment estimates so long as they do not exceed a figure equal to the increased true and fair value the improvement adds to the property.

**SECTION 7.** The Clerk of the Board shall prepare and mail, together with the notice above referred to, a ballot for each owner or reputed owner of any lot, tract or parcel of land within the proposed improvement district. This ballot shall contain the following proposition:

"Shall Spokane County Road Improvement District No. \_\_\_ be formed?"

Yes  No

and, in addition, shall contain appropriate spaces for the signatures of the property owners, and a description of their property, and shall have printed thereon the direction that all ballots must be signed to be valid and must be returned to the Clerk of the Board of County Commissioners, County Commissioners Office, located at West 1116 Broadway, Spokane, Washington, not later than 5:00 o'clock p.m. of a day which shall be one week after the date of the public hearing.

**SECTION 8.** The election provided herein shall be governed by the following rules: (1) all ballots must be signed by the owner or reputed owner of property within the proposed district according to the records of the County Auditor; (2) each ballot must be returned to the Clerk of the Board not later than one week after the public hearing; (3) each property owner shall have one vote for each full dollar of estimated assessment  
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against the property as determined by the preliminary estimates and assessment roll; (4) the valid ballots shall be tabulated and a majority of the votes cast shall determine whether the formation of the district shall be approved or rejected.

**[\*\*\*\*Alternate method - Protest method\*\*\*\* Notice of the adoption of this resolution of intention and notice of hearing thereon shall be given by each owner or reputed owner of any lot, tract or parcel of land or other property within the proposed improvement district by mailing said notice to the owners or reputed owners of the property as shown on the tax rolls of the County Treasurer at the address shown thereon at least 15 days before the date fixed for the public hearing. The said notice shall set forth the nature of the proposed improvement, the total estimated cost, the proportion of the total to be borne by the particular lot, tract or parcel, the date and place of the hearing before the Board and the fact that the jurisdiction of the Board to proceed with a road improvement initiated by resolution shall be divested by a protest filed with the Board within thirty days from the date of passage of the resolution ordering the improvement signed by the owners of the property within the proposed district subject to 60 percent (60%) or more of the total cost of the improvement as shown and determined by the preliminary estimates and assessment roll.]**

PASSED AND ADOPTED by the Board this [redacted] day of [redacted], 2000.

**BOARD OF COUNTY COMMISSIONERS  
OF SPOKANE COUNTY, WASHINGTON**

\_\_\_\_\_  
Phillip D. Harris, Chair

\_\_\_\_\_  
Steven Hasson

\_\_\_\_\_  
John Roskelley

**ATTEST: WILLIAM E. DONAHUE  
CLERK OF THE BOARD**

By \_\_\_\_\_  
Rosanne Montague, Deputy

PUBLISH: Spokesman-Review: Dates: [redacted]

rid/forms\ballot.pkg

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**PUBLIC WORKS DEPARTMENT**  
*Division of Engineering and Roads*  
1026 West Broadway Avenue  
Spokane WA 99260-0170  
(509)477-3600

## **Notice of Adoption of a Resolution of Intention to Create a Road Improvement District (RID)**

**And**

## **Notice of Public Hearing**

The Board of County Commissioners adopted Resolution #0-0177, a copy of which is included with this notice, on February 22, 2000. The resolution declares Spokane County's intention to create a Road Improvement District to be known as RID #531 – Lemon Lane. A public hearing has been scheduled in order for the Board to ascertain the feasibility of the proposed RID, to determine whether the benefits to be derived therefrom exceed the costs and expense, to select the method of assessment, and to consider all other matters pertaining to the improvement. Public testimony is invited at the hearing which will be held:

**Tuesday, March 21, 2000 at 5:00 P.M.**  
Commissioners Assembly Room  
Spokane County Public Works Building  
1026 West Broadway  
Spokane, Washington

The proposed RID involves the improvement of:

- **Lemon Lane** - from Parkway Road south approximately 400 feet and located within Section 21, Township 26 North, Range 42 East W.M.

The proposed roadway improvements consist of constructing or reconstructing, grading, shaping, constructing drainage appurtenances as required by the County Engineer, constructing driveway approaches, paving a 28 foot wide strip with asphalt concrete pavement, constructing Type C curb, and by doing all work necessary in connection therewith.

The total estimated cost of this improvement is \$47,788.25. This estimated amount includes construction, engineering, surveying, advertising, mailing, publishing, legal, financing, bond, and other district related costs which by law are required to be included in the expense of the district.

The total final district cost will be proportioned for payment in the following manner:

- 85% of the cost to be levied as assessments upon the properties specially benefited by the improvement.
- 15% of the cost to be paid from the Spokane County Road Fund.

The estimated assessment for your property is shown on the enclosed sheet. *Actual assessments may vary from assessment estimates so long as they do not exceed a figure equal to the increased true and fair value the improvement adds to the property.*

(over)



If County records indicate that you are the record owner of the parcel listed on the preliminary assessment statement, then included with this notice is a ballot for voting on the creation of the proposed RID. If the Board finds the creation of the RID to be feasible, then they will order the election to proceed according to the requirements of RCW 36.88.030 and 36.88.040. The enclosed ballot includes a property description and has spaces for the signatures of the property owners. All ballots must be signed to be valid. The completed ballot must be returned to the Clerk of the Board of County Commissioners in the enclosed pre-addressed envelope not later than 5:00 p.m. Tuesday **March 28, 2000**.

The election provided herein shall be governed by the following rules:

1. all ballots must be signed by the owner or reputed owner of property within the proposed district according to the records of the County Auditor;
2. each ballot must be returned to the Clerk of the Board not later than one week after the public hearing;
3. each property owner shall have one vote for each full dollar of estimated assessment against the property as determined by the preliminary estimates and assessment roll;
4. the valid ballots shall be tabulated and a majority of the votes cast shall determine whether the formation of the district shall be approved or rejected.

If you have questions, please call Pat Frankovic or Doug Jones with the RID Section of the Spokane County Engineer's Office at (509)477-3600.

Notice provided by:

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William A. Johns, PE  
Spokane County Engineer

September 8, 2004

Board of County Commissioners  
Courthouse  
Spokane, Washington 99260

RE: Spokane County Road Improvement District No.

Dear Commissioners:

**CERTIFICATE OF MAILING OF NOTICE OF ADOPTION OF RESOLUTION SETTING DATE FOR PRELIMINARY ASSESSMENT ROLL HEARING AND ORDERING NOTICE AND PUBLICATION THEREOF**

I hereby certify that notice of the adoption of resolution setting date for preliminary assessment roll hearing and ordering notice and publication No. \_\_\_\_\_ for the proposed improvement of \_\_\_\_\_ located in Sections \_\_\_\_\_, Township \_\_\_\_\_ North, Range \_\_\_\_\_ East, W.M., by \_\_\_\_\_ and by and doing such other work as may be necessary thereto, and declaring that a public hearing before the Board of this proposed improvement has been set for Tuesday, \_\_\_\_\_, 199\_\_\_\_, at 5:00 o'clock p.m., in the County Commissioners Assembly Room in the Public Works Building located at West 1026 Broadway, Spokane, Washington, was given to each property owner within the proposed improvement district by mailing said notice to the owner or reputed owner of the property as shown on the tax rolls of the County Treasurer at the address thereon \_\_\_\_\_, 199\_\_.

William A. Johns, P.E.  
Spokane County Engineer

Subscribed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_, 199\_\_.

Notary Public  
In and for the State of Washington,  
Residing at Spokane.

\\rid\forms\ballotrs

**NOTICE OF CONTINUATION**

OF PRELIMINARY HEARING TO CONSIDER CREATION OF PROPOSED  
ROAD IMPROVEMENT DISTRICT (RID) NO. \_\_\_\_

This proposed district (RID No. \_\_\_\_ ) involves the improvement by grading, shaping, crushed surfacing, constructing drainage appurtenances, constructing driveway approaches, paving a \_\_\_\_ foot wide thickened edge strip with asphalt concrete pavement, constructing drainage swales and associated structures and by doing all work necessary in connection therewith, on \_\_\_\_\_ located in \_\_\_\_\_ Addition, in the amended plat of \_\_\_\_\_ in Spokane County \*\*\*PUT IN LEGALS DESC. FROM CREATION RESOLUTION HERE\*\*\*

The time for the hearing to consider creation of RID No. \_\_\_\_ has been continued to:

**TUESDAY, \*\*(DATE)\*\* , at 5:00 P.M.**

in the County Commissioners Assembly Room in the Spokane County Public Works Building, W. 1026 Broadway Avenue, Spokane, Washington.

By order of the Board of County Commissioners of Spokane County, Washington. Dated this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

VICKY M. DALTON  
CLERK OF THE BOARD

BY: \_\_\_\_\_  
Daniela Erickson, D E P U T Y

September 8, 2004

Board of County Commissioners  
Courthouse  
Spokane, Washington 99260

RE: Spokane County Road Improvement District No.

Dear Commissioners:

**CERTIFICATE OF POSTING OF NOTICE OF CONTINUATION OF  
\*\*\*\*\* HEARING FOR ROAD IMPROVEMENT DISTRICT NO.**

I hereby certify that notice of continuation of \*\*\*\* hearing for RID No. , Commissioners Resolution No. for the improvement of \*\*\*\*, located in \*\*\*\* W.M., was posted outside of the County Commissioners Assembly Room in the Spokane County Public Works Building at W. 1026 Broadway Avenue, Spokane, Washington, on ,19 .

William A. Johns, P.E.  
Spokane County Engineer

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 199\_\_\_\_.

Notary Public in and for the State of  
Washington, residing at Spokane.

RESOLUTION NO.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF SPOKANE COUNTY, WASHINGTON

IN THE MATTER OF SPOKANE COUNTY ROAD	)	
ROAD IMPROVEMENT DISTRICT ('RID') NO. 530	)	<b>Resolution declaring the</b>
PROPOSED IMPROVEMENT OF A PORTION OF	)	<b>feasibility of proceeding</b>
PINEGLEN LANE LOCATED IN SECTION 35,	)	<b>With RID</b>
TOWNSHIP 27 NORTH, RANGE 43 EAST, W.M.	)	

WHEREAS, pursuant to Chapter 36.88 RCW and Resolution No. 0-0211, the Board of County Commissioners ('the Board') held a public hearing on March 7, 2000 to consider formation of a RID # . for the improvement of Pineglen Lane in Section 35, Township 27 North, Range 43 East, W.M.

WHEREAS, the Board's public hearing was duly advertised according to the provisions of RCW 36.88.030.

WHEREAS, the proposed RID involves the improvement of the following described roadway:

- Pineglen Lane - from Yale Road east to the existing pavement a distance of approximately 620 feet.

WHEREAS, the proposed roadway improvement is located adjacent to and adjoining:

- Spokane County Short Plat #85-369
- Spokane County Short Plat #88-548
- Spokane County Short Plat #85-362
- Pineglen Addition
- Shadow Wood Addition
- Shadow Wood First Addition
- Shadow Wood Second Addition
- Eagle's Nest Addition
- Eagle's Nest First Addition

WHEREAS, the proposed roadway improvements consist of constructing or reconstructing, grading, shaping, constructing drainage appurtenances as required by the County Engineer, constructing driveway approaches, paving a 30 foot wide strip with asphalt concrete pavement, and by doing all work necessary in connection therewith.

WHEREAS, the County Engineer presented and described the proposed RID project to the Board at the public hearing, pursuant to RCW 36.88.030. Information in the Engineer's RID file, which was available to the Board, included an assessment map or print showing thereon the lots, tracts and parcels of land and other property which will be specially benefited by the improvement together with a preliminary assessment roll showing the estimated amount of the cost and expense of such improvement to be borne by each lot, tract or parcel of land or other property, and also designating thereon all property which is being purchased under contract from the County, if any.

WHEREAS, the County Engineer recommended a method of assessment for the proposed RID to the Board at the public hearing.

WHEREAS, public testimony relative to RID formation was received by the Board at the hearing and the testimony was considered by the Board.

NOW, THEREFORE BE IT RESOLVED that, based upon the testimony and other information received and considered at the public hearing, the Board has determined that the plan of improvement or construction is feasible.

BE IT FURTHER RESOLVED that the method of assessment utilized will be to assess parcels with frontage along the unimproved Pineglen Lane and also by designating three additional zones within the boundary of the proposed district that don't directly front the road improvement but which take access from it. Each zone is to be assessed relative to its proximity to the roadway improvement. The two corner lots fronting Yale Road and unimproved Pineglen Lane are to be assessed approximately \$3,861.51 each plus the actual cost of driveway approaches estimated to be approximately \$580.12 each. The easterly two lots fronting unimproved Pineglen Lane are to be assessed approximately \$7,723.02 each plus the actual cost of driveway approaches estimated to be approximately \$580.12 each. Assessments in Zone 1 (as shown on the Attachment "A" map) are approximately \$350.00 each for the lots north of Pineglen and approximately \$1,750 each for the tracts south of Pineglen. Assessments in Zone 2 (as shown on the Attachment "A" map) are approximately \$275.00 each. Assessments in Zone 3 (as shown on the Attachment "A" map) are

approximately \$200.00 each. This method of assessment is the most practical and equitable under the prevailing conditions and reflects the special benefits derived.

BE IT FURTHER RESOLVED that the benefits to be derived from the improvement by the property within the proposed district exceed the costs and expense of the formation of the proposed district and the contemplated construction or improvement.

BE IT FURTHER RESOLVED that the Board will proceed with the election for formation of Spokane County RID No. 530 as provided in RCW 36.88.030, RCW 36.88.040, and RCW 36.88.060.

BE IT FURTHER RESOLVED that the Board, for the purpose of determining the results of the balloting and a decision on creation of the RID, continued the hearing to:

**Tuesday, April 18, 2000, at 5:00 P.M.**  
Commissioners Assembly Room  
Spokane County Public Works Building  
1026 West Broadway  
Spokane, Washington

PASSED AND ADOPTED by the Board of Spokane County, Washington, this 4th day of April, 2000.

BOARD OF COUNTY COMMISSIONERS  
OF SPOKANE, COUNTY, WASHINGTON

\_\_\_\_\_  
JOHN ROSKELLEY, CHAIR

ATTEST:  
VICKY M. DALTON  
CLERK OF THE BOARD

\_\_\_\_\_  
PHILLIP D. HARRIS, VICE-CHAIR

BY: \_\_\_\_\_  
DANIELA ERICKSON

\_\_\_\_\_  
M. KATE MCCASLIN

**CERTIFICATION OF ELECTION RESULTS  
ROAD IMPROVEMENT DISTRICT NO.  
\*\*\*\*\*Road Name\*\*\*\*\***

TO THE BOARD OF COUNTY COMMISSIONERS OF SPOKANE COUNTY, WASHINGTON:

Ballots on the improvement of \_\_\_\_\_ under Road Improvement District No. \_\_\_\_\_ were opened and tabulated under my supervision \_\_\_\_\_. The results of the ballots are as follows:

**"YES" VOTES -**

**"NO" VOTES -**

Respectfully submitted,

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DANIELA ERICKSON  
Clerk of the Board of  
Spokane County Commissioners

forms/ballots

RESOLUTION NO.

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF SPOKANE COUNTY, WASHINGTON

IN THE MATTER OF SPOKANE COUNTY	)	
ROAD IMPROVEMENT DISTRICT (RID) NO.	)	<b>Resolution Creating a</b>
PROPOSED IMPROVEMENT FOR	)	<b>Road Improvement</b>
LOCATED IN SECTION , TOWNSHIP NORTH,	)	<b>District</b>
RANGE EAST, W.M.	)	

WHEREAS Resolution No. \_\_\_\_\_, which was passed and adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 2000, declared the intent of the Board of County Commissioners of Spokane County, Washington (“the Board”) to order the improvement of the following described roadway:

- 

WHEREAS, the roadway improvement is located adjacent to and adjoining:

- 
- 
- 
- 

WHEREAS, the roadway improvements consist of \_\_\_\_\_ and by doing all work necessary in connection therewith.

WHEREAS, the Board held a public hearing on \_\_\_\_\_, 2000, which was advertised according to the provisions of RCW 36.88.030, in regards to the feasibility of proceeding with the RID.

WHEREAS, subsequent to their public hearing concerning the feasibility of proceeding with the RID and after considering any written or verbal testimony from property owners within the proposed RID, the Board adopted Resolution No. \_\_\_\_\_. That resolution:

- declared the plan of improvement or construction to be feasible;
- selected the method of assessment;
- stated that the benefits to be derived from the improvement by the property within the proposed district exceed the costs and expense of the formation of the proposed district and the contemplated construction or improvement;
- ordered the election for formation of the proposed RID to proceed pursuant to RCW 36.88.030, RCW 36.88.040, and RCW 36.88.060; and
- continued the Board’s public hearing until \_\_\_\_\_, 2000 for the purpose of determining the results of the balloting and to render a decision on creation of the RID.

WHEREAS, the election for formation of the proposed RID was conducted and the Clerk of the Board certified the results of the election, pursuant to RCW 36.88.040 and other applicable provisions of Chapter 36.88 RCW, as follows:

- YES: \$ \_\_\_\_\_
- NO: \$ \_\_\_\_\_

NOW, THEREFORE BE IT RESOLVED by the Board, as follows:

**Section 1.** The results of the election, as certified by the Clerk of the Board, are that a majority of the valid votes cast were in favor of creation of the RID.

**Section 2.** There is hereby established a road improvement district to be known and designated as “Spokane County RID No. \_\_\_\_\_.” The district boundary shall include all the property depicted on the attached map, identified as Attachment ‘A’ and entitled *RID* dated \_\_\_\_\_, 2000, and described on the attached property information list, identified as Attachment ‘B’ and entitled *Legal Description Report RID # \_\_\_\_\_* dated \_\_\_\_\_, 2000.

**Section 3.** The roadway improvements to be constructed, together with their location and territorial extent, are as described above in the ‘whereas’ recitals.

**Section 4.** The total project cost shall be the sum of the following items of cost:

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(1) Contract Amount:	Determined by the lowest bid on which the contract is awarded.
(2) Engineering Costs:	Fifteen percent of the contract amount.
(3) Contingencies:	Ten percent of the contract amount.
(4) Interim Financing Cost -	\$
(5) Publishing Costs -	\$
(6) Bond Attorney Fee -	\$
(7) Closing Costs -	\$
(8) Bond Costs -	\$
(9) Treasurer's Fee -	\$

The total project cost shall be apportioned as follows.

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Except as otherwise provided herein, Spokane County shall not be liable in manner for any portion of the costs and expenses of said improvement district.

**Section 5.** ~~It is deemed that the nature of improvement contemplated for said district is such that the special benefits conferred on the property of the district are not fairly reflected by the use of the zone and termini assessment method. For the purposes of this district, the assessments shall be made against the property of the district in accordance with the special benefits it will derive from the improvement without regard to the zone and termini method. Such special benefits will be measured~~ . Specifically, . The method of assessment to be utilized will be the . This method of assessment is the most practical and equitable under the prevailing conditions and reflects the special benefits derived.

**Section 6.** The County Engineer is hereby directed to establish a reimbursable project to provide money from the County Road Fund for the payment of all costs and expenses of the construction of said improvement. Upon the determination of said costs and expenses, the County Engineer shall prepare and file, with the Clerk of the Board of County Commissioners, an assessment roll for the costs of said improvement to be assessed against the property included in the assessment district herein created. The County Engineer is also directed to prepare plans and specifications under which the proposed improvement will be constructed and issue a call for bids upon the same.

**Section 7.** That there be and is hereby created in the office of the Spokane County Treasurer two funds of Spokane County to be known and designated as "Spokane County RID No. Construction Fund," and "Spokane County RID No. Bond Fund."

The Spokane County Road Fund shall be reimbursed for all costs and expenses incurred by reason of the RID except those costs or portions of costs which Spokane County agrees to bear as stated herein. Such reimbursement shall be made by the issuance of warrants against the Spokane County RID No. Construction Fund.

All money collected by the County Treasurer, upon any assessments levied for the construction of said improvement, shall be placed in the said Construction Fund and in the said Bond Fund after sale of the bonds. Bonds of said improvement district, payable on or before **twelve** years from date of issuance, shall be sold in the amount sufficient to reduce all outstanding warrants against the RID Construction Fund for that portion of the cost and expenses of the installation of said improvement to be assessed against the property within the district after determining the amount of such assessments paid within the thirty (30) day period allowed for payment of assessments without penalty of interest.

The interest charged on the unpaid assessments shall be one-half of one percent greater than the rate of interest the RID bonds shall bear.

PASSED AND ADOPTED by the Board, this      day of      , 2000.

**BOARD OF COUNTY COMMISSIONERS  
OF SPOKANE, COUNTY, WASHINGTON**

**JOHN ROSKELLEY, CHAIR**

ATTEST:

VICKY M. DALTON

CLERK OF THE BOARD

PHILLIP D. HARRIS, VICE-CHAIR

BY:

DANIELA ERICKSON

M. KATE MCCASLIN

rid\forms\ballots

September 8, 2004

Ms. Linda Wolverton  
Spokane County Treasurer  
Courthouse  
Spokane, WA 99260

RE: RID No. \_\_ -

Dear Ms. Wolverton:

Road Improvement District No. \_\_ , involving the improvement of \_\_\_\_\_ , was created \_\_\_\_\_, 199\_\_\_.  
The properties described in the attachment will be assessed for costs of the improvement:

(SEE ATTACHED SHEET)

Construction of this RID is tentatively scheduled to be completed during the \_\_\_\_\_ season. The final assessment roll will be processed after the work is completed.

Very truly yours,

William A. Johns, P.E.  
Spokane County Engineer

WAJ/PF/kmh:forms\prelim

Attachment

c: Transamerica Title Insurance Company  
Ticor Title Insurance Company  
First American Title Company of Spokane  
Spokane County Title Company  
Pacific Northwest Title Company

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RIDs - Treasurer's

September 8, 2004

## NOTICE OF ROAD IMPROVEMENT DISTRICT CREATION

TO: Design Section Engineer (Project Designer & file), Traffic Section, Utility Coordinator, Land Development Supervisor, Construction Engineer, Operations Engineer, Permit Center, Right of Way Supervisor, Stormwater Utilities, Utilities Division and file.

SUBJECT: RID No. \_\_ -

Location: (STR)... East, W.M.

On \_\_\_\_\_ the Board of County Commissioners created RID No. \_\_\_\_\_ for the improvement of \_\_\_\_\_

The improvement, as approved by the Board, consists of paving \_\_\_\_\_ improvement width: \_\_\_\_, Curb: \_\_\_\_\_. Subject to specific design considerations, the preliminary section thickness should be \_\_\_\_\_.

The preliminary contract estimate of \$\_\_\_\_\_ is not to be exceeded without authorization. Target date for construction is: \_\_\_\_\_

Other project considerations:

1)\_\_\_\_\_

William A. Johns, P.E.  
Spokane County Engineer

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**Form of Official Intent for Expenditures to be Reimbursed  
Through Future Bond Issues**

**Declaration of Intent**

The undersigned, a person designated by Spokane County, Washington (the "County") to declare official intent on behalf of the County with respect to road improvements, by this declaration (the "Declaration") intends to declare official intent (within the meaning of Treasury Regulation § 1.103-18) on behalf of the County.

The County reasonably expects that it will construct a County Road Capital Improvements Project for « 1»

The County reasonably expects that it will reimburse the expenditures for the Property by issuing debt (the "Bonds"). It is reasonably expected that the maximum principal amount of the portion of the Bonds to be issued to reimburse the County for expenditures relating to the Property will be \$« 2». The expenditures shall be made from the Spokane County Road Fund, and shall be for design, right of way acquisition, construction of the project and administration.

**Requirements for Treatment as Reimbursement**

The County understands and is aware that in order for the cost of the Property to be reimbursed from the proceeds of the Bonds, a number of federal tax law requirements must be met. These requirements include the following:

(1) The Declaration must be consistent with the budgetary and financial circumstances of the County as of the date hereof. That is, the County cannot properly reimburse an expenditure for which funds (other than the proceeds of the Bonds), as of the date hereof, are or are expected to be, allocated on a long-term basis, reserved, or otherwise set aside by the County or any member of the same controlled group pursuant to their budget or financial policies.

(2) The Declaration must be made before the expenditure to be reimbursed is paid. In the case of expenditures that were not foreseeable more than 30 days before payment, the Declaration may be made within 45 days of the date the payment is made. In the case of preliminary expenditures (architectural, engineering, surveying, soil testing, and similar costs incurred prior to commencement of construction, rehabilitation, or acquisition) to the extent not in excess of 20 percent of the expected cost of the Property to be financed with the Bonds, no Declaration need be made.

(3) The "reimbursement allocation" must occur after the expenditure is incurred and not later than the later of (a) the date one year after the expenditure is incurred, and (b) the date one year after the Property is placed in service. A "reimbursement allocation" must be evidenced on the County's books and records of the Bonds, must specifically identify an actual prior expenditure to be reimbursed, and must be

effective to remove the allocated bond proceeds from any restrictions imposed on proceeds of the Bonds under applicable State law and under the legal documents for the Bonds.

(4) The reimbursement proceeds of the Bonds may not be used (directly or indirectly): (a) within one year of the date of the reimbursement allocation to refund other bonds, (b) within one year of the date of the reimbursement allocation as part of a "sinking fund" for other bonds of the County, (c) within one year of the date of the reimbursement allocation as part of a reserve or replacement fund for any of the County's bonds; or (d) to reimburse an expenditure already financed with proceeds of any obligation of the County or any member of the same controlled group. These restrictions do not apply if the County uses the reimbursement bond proceeds as part of a bona fide debt service fund or if used within one year to pay debt service on any of the County's bonds (other than the Bonds). A reimbursement allocation will not result in an expenditure for federal income tax purposes if the allocation is part of an artifice or device to avoid the arbitrage restrictions.

(5) The expenditures to be reimbursed must be capital expenditures for federal tax purposes (that is, costs that are properly chargeable to capital account or that would be so chargeable with a proper election) or costs of issuing the Bonds.

(6) Within 30 days of the date hereof, this Declaration must be made available for public inspection at the main administrative office of the County or at the customary location of the County's publicly available records. The Declaration will remain available for public inspection until the date of issuance of the Bonds. In the alternative, this requirement may be satisfied through compliance with the applicable State or local law governing the public availability of records of official acts of the County.

Dated:

SPOKANE COUNTY, WASHINGTON

By: \_\_\_\_\_

Francine Boxer  
Chief Executive Officer

Exhibit "A"

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