TRI-CITIES REGIONAL
PUBLIC FACILITIES DISTRICT

RESOLUTION NO. 2013-02

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE TRI-CITIES REGIONAL PUBLIC FACILITIES DISTRICT AUTHORIZING THE PLACEMENT OF A PROPOSITION TO IMPOSE A SALES AND USE TAX ON THE AUGUST 2013 ELECTION BALLOT.

BE IT RESOLVED by the Board of Directors (the "Board") of the Tri-Cities Regional Public Facilities District (the "District") as follows:

Section 1. Recitals and Findings.

1.1 The District is a public facilities district authorized under to operate under Chapter 35.57 RCW and formed through an Interlocal Agreement between the cities of Richland, Pasco and Kennewick to assist in the financing, construction and operation and maintenance of a regional aquatic facility and water park.

1.2 The District is a municipal corporation with independent taxing authority and a taxing district within the State of Washington authorized to acquire, construct, own, remodel, maintain, equip, reequip, repair, and operate one or more regional centers as defined in RCW 35.57.020, including an aquatic facility and water park, together with related parking facilities.

1.3 The District adopted Resolution No. 01-01 on January 23, 2013 which authorizes the District to seek a one-tenth 1/10 of one percent (1%) of the selling price in the case of sales tax, or the value of an article use, in the case of a use tax to provide funds to finance the construction maintenance and operation of the aquatic facility and water park.

1.4 RCW 82.14.048 authorizes the District to submit an authorizing proposition to the voters of the District, and if the proposition is approved by a majority of the persons voting, impose a sales and use tax.

1.5 The Board has determined that it is in the best interests of the District to place before the voters of the District a proposition to authorize the collection of the sales and use tax.

Section 2. Election Called by the District Board. The Board orders and requests that a ballot proposition in the form set forth in this Resolution be presented to the voters at the primary election to be held on August 6, 2013. The election is for the purpose of submitting to the voters of the District, for their approval or rejection, the question of whether the District impose a sales and use tax as described herein. If the estimated costs associated with submitting this ballot to the voters at the August primary exceeds $40,000, a committee, consisting of the President, Vice-President and Secretary of the Board, shall be authorized to decide if this ballot proposition is to be withdrawn and resubmitted at the November general election.

Section 3. Sales and Use Tax. If a majority of the voters voting in the District election approves the proposition, and consistent with other applicable legal requirements, the District shall impose a sales and use tax pursuant to RCW 82.14.048 that shall:

(a) be in addition to any other taxes authorized by law and shall be collected from those persons who are taxable by the State under chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event within the District;

(b) be equal to one-tenth of one percent (0.1%) of the selling price in the case of a sales tax, or the value of the articled used, in the case of a use tax;

(c) be used for the purpose of providing funds for the costs associated with the financing, design, acquisition, construction, equipping, operating, maintaining, remodeling, repairing, and reequipping of its public facilities.

The District shall be responsible for the payment of any costs incurred for the purposes of administering the sales and use tax authorized by RCW 82.14.048, including any administrative

costs associated with the imposition of the tax authorized by this resolution incurred by either the State Department of Revenue or any local government, or both.

Section 4. Ballot Title. The Board hereby requests the Benton and Franklin County Auditors to submit to the District voters in the election to be held on August 6, 2013, in the manner provided by law, a ballot title in accordance with RCW 29A.36.071 and substantially following this form:

PROPOSITION 1

TRI-CITIES REGIONAL
PUBLIC FACILITIES DISTRICT

SALES AND USE TAX FOR PUBLIC FACILITIES DISTRICT

The Board of Directors of the Tri-Cities Regional Public Facilities District adopted Resolution No.2013-02, concerning construction and operation of a Regional Aquatics Facility and Water Park. This proposition would authorize the District to impose a sales and use tax equal to one-tenth of one percent (0.1%), for the financing, design, construction, maintenance and operation of an indoor/outdoor regional aquatics facility and water park, all as provided in Resolution No.2013-02.

Should this proposition be:

Approved ..... ☐

Rejected ..... ☐

Section 5. General Authorization and Ratification. The Secretary of the Board is hereby authorized and directed to certify, no later than May 10, 2013, to the Benton County Auditor and Franklin County Auditor a copy of this resolution showing its adoption by the Board. The Secretary and Chair of the Board are hereby authorized and directed to perform such other duties as necessary or required by law to the end that the question of whether the District should pass a sales tax and use tax as provided in this resolution shall be submitted to the voters of the District

at such election. All actions previously taken in furtherance of and not inconsistent with the provisions of this resolution are hereby ratified and confirmed.

Section 6. Effective Date. This resolution shall become effective as of the date of adoption listed below.

ADOPTED at open public meeting of the Board of Directors of Tri-Cities Regional Public Facilities District on this 8TH day of May, 2013.

BOARD OF DIRECTORS,
TRI-CITIES REGIONAL PUBLIC FACILITIES DISTRICT

MATT WATKINS, President

ATTEST:
Approved by a vote of Directors:

Secretary of the Board

CERTIFICATION

I, the undersigned, Secretary of the Board of Directors of the Tri-Cities Regional Public Facility District (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 2013-02 (the "Resolution") is a full, true and correct copy of the Resolution duly adopted at a regular meeting of the Board of Directors of the District (the "Board") held at the regular meeting place thereof on May 8, 2013, as the Resolution appears on the minute book of the District, and the Resolution is now in full force and effect; and

2. A quorum of the members of the Board was present through the meeting and a sufficient number of members of the Board present voted in the proper manner for the adoption of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand on this 8 day of May, 2013.

TRI-CITIES REGIONAL PUBLIC FACILITY DISTRICT

Secretary of the Board of Directors

OFFICIAL BALLOT
TRI-CITIES REGIONAL
PUBLIC FACILITIES DISTRICT

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

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Should this proposition be:

Approved ..... ☐

Rejected ..... ☐