

## **RESOLUTION 2021-N**

### **A RESOLUTION OF THE TOWN OF EATONVILLE, WASHINGTON, APPROVING A MATERIAL CHANGE POLICY FOR THE TRANSPORTATION BENEFIT DISTRICT**

**WHEREAS**, on June 25, 2012, pursuant to Chapter 36.73 RCW, the Eatonville Town Council adopted Ordinance 2012-6, establishing the Eatonville Transportation Benefit District (“Eatonville TBD”); and

**WHEREAS**, on July 1, 2015, the Washington State Legislature enacted Second Engrossed Substitute Senate Bill 5987 (“SESSB5987”), authorizing cities and towns to assume the rights, powers, functions and obligations of established Transportation Benefit Districts; and

**WHEREAS**, on January 25, 2016, pursuant to SESSB 5987, the Town Council approved Ordinance 2016-1, assuming the rights, powers, functions and obligations of the Eatonville TBD; and

**WHEREAS**, section 3.22.020(A) of the Eatonville Municipal Code (“EMC”) established the Eatonville Town Council as the Governing Board of the Eatonville TBD; and

**WHEREAS**, RCW 36.73.160(1) and Eatonville Municipal Code section 3.22.020(F) requires the Board to develop a material change policy to address major plan changes that affect project delivery or the ability to finance the plan; and

**WHEREAS**, this requirement was not fulfilled when the Town of Eatonville assumed the Eatonville TBD; and

**WHEREAS**, the Finance/Legislative Committee met and discussed this requirement, and recommends adopting the material change policies as outlined below; now, therefore;

**THE TOWN COUNCIL OF THE TOWN OF EATONVILLE, WASHINGTON,  
HEREBY RESOLVES AS FOLLOWS:**

**THAT:** the Eatonville Transportation Benefit District material change policy is hereby established as follows:

**Section 1. Material Change to Cost.** In the event an approved transportation improvement project exceeds its original approved cost by more than twenty percent (20%), the governing board of the Eatonville TBD shall hold a public hearing to solicit comments from the public regarding how the cost change should be resolved. TBD staff shall consult with the Board President (the Mayor) prior to setting the public hearing.

**Section 2. Material Change to Scope.** In the event the scope of a transportation improvement project materially changes from that originally anticipated scope at project approval,

TBD staff shall review the changes with the Board President. The Board President shall determine whether or not to convene a meeting of the Board for discussion.

**Section 3. Material Change to Schedule.** In the event that the schedule of a transportation improvement project materially changes in a way that significantly impacts other TBD projects or funding or schedule changes exceed ninety (90) days, TBD staff shall consult with and review such changes with the Board President. The Board President shall determine whether or not to convene a meeting of the Board for discussion.

**PASSED** by the Town Council of the Town of Eatonville and attested by the Town Clerk in authentication of such passage this 10<sup>th</sup> day of May, 2021.

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Mike Schaub, Mayor

ATTEST:

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Miranda Doll, Town Clerk