

**RESOLUTION NO. 771**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON APPROVING AN AMENDMENT TO ARTICLE VI, SECTION 2 OF THE CHARTER OF THE GREATER TACOMA REGIONAL CONVENTION CENTER PUBLIC FACILITIES DISTRICT**

WHEREAS, the Greater Tacoma Regional Convention Center Public Facilities District (PFD) was formed by the cities of Fife, Lakewood, Tacoma, and University Place, with unincorporated Pierce County joining later, to assist in financing the construction and operation of the Greater Tacoma Convention and Trade Center ("GTCTC"); and

WHEREAS, the PFD is authorized for a period of twenty (20) years from the date of establishment of the PFD (1999-2019) to collect 0.033 percent of the State's share of the local sales tax within all participating jurisdictions to pay the bonds issued to finance the GTCTC; and

WHEREAS, the collection of the 0.033 percent of the State's share of the local sales tax does not increase the sales tax paid within the participating jurisdictions; rather, it simply results in a greater percentage of the local sales tax remaining in South Puget Sound to fund a regional asset; and

WHEREAS, a majority of Washington PFDs have formed the Association of Washington State Public Facilities Districts ("Association") which since 2011 has worked to support and enhance the sharing of information, delivery of services, and participation in the development and consideration of legislation that would affect PFDs; and

WHEREAS, the PFD is governed under a Charter approved by all the participating jurisdictions, which includes a provision in Article VI, Section 2, which prohibits any activities in support of or in opposition to legislation which may affect the PFD; and

WHEREAS, this limitation on the PFD is unique among the more than twenty (20) PFDs in Washington, and provides, "No part of the activities of the District shall be the carrying on of propaganda or otherwise attempting to influence legislation; and the District shall not participate in, or intervene in (including the publishing or distribution of statements), any political campaign on behalf of any candidate for office"; and

WHEREAS, the first clause of this limitation precludes the PFD from participating in the development and consideration of legislation that would affect or impact the PFD on the same basis as any other governmental entity, while the second clause is superfluous because State law absolutely prohibits any public resources from being used to support or oppose any ballot measure or candidate; and

WHEREAS, one of the principle legislative aims of the Association is to extend the rebate of the 0.033 percent of the State's share of the local sales tax beyond the current twenty (20) year limitation, which would be very beneficial to the continued viability of the GTCTC; and

WHEREAS, in order to join the Association, it is necessary for all participating jurisdictions to adopt legislation authorizing the removal of at least the first clause of Article VI, Section 2 of the PFD Charter; and

WHEREAS, earlier this year Tacoma and Lakewood approved removal of all of Article VI, Section 2. Recently, Fife approved removal of the first clause only, and consideration by the County Council remains pending; and


WHEREAS, at a minimum, it is in the City's best interest to remove the first clause of Article VI, Section 2 of the PFD Charter to allow the PFD to participate in the development and consideration of legislation that would affect or impact the PFD on the same basis as any other governmental entity;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON:**

Section 1. Approval of Amendment to PFD Charter. The City Council hereby approves the amendment of the Charter of the Greater Tacoma Regional Convention Center Public Facilities District to remove from Article VI, Section 2, the following clause "No part of the activities of the District shall be the carrying on of propaganda or otherwise attempting to influence legislation; and".

Section 2. Effective Date. This Resolution shall be effective immediately upon adoption by the City Council.

**ADOPTED BY THE CITY COUNCIL ON NOVEMBER 3, 2014.**

  
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Denise McCluskey, Mayor

**ATTEST:**

  
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Emelita Genetia, City Clerk

**APPROVED AS TO FORM:**

  
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Steve Victor, City Attorney