

BOARD OF COUNTY COMMISSIONERS
COUNTY OF KITTITAS
STATE OF WASHINGTON

RESOLUTION

NO. 2000-49

**TO PROVIDE GUIDANCE AND DIRECTION TO THE
CONFERENCE OF GOVERNMENTS (COG)
IN SELECTING QUALIFIED APPLICANTS
FOR THE DISTRIBUTION OF
DISTRESSED COUNTY SALES AND USE TAX
FOR THE PURPOSE OF CONSTRUCTING PUBLIC FACILITIES THAT
CONTRIBUTE TO ECONOMIC DEVELOPMENT**

WHEREAS: The 1999 Legislature did pass RCW 82.14.370 Sales and Use Tax for Public Facilities in rural counties; and

WHEREAS: These funds are for the purpose of financing Public Facilities which are defined as bridges, roads, domestic and industrial water facilities, sanitary sewer facilities, earth stabilization, storm sewer facilities, railroad, electricity, natural gas, buildings, structures, telecommunications infrastructure, transportation infrastructure or commercial infrastructure and port facilities in the state of Washington.

WHEREAS: The Board of County Commissioners desires to distribute these funds in a manner that meets the economic development needs of the County and communities within the county; and

WHEREAS: The COG is a recognized body that represents the interests of all communities within Kittitas County and should evaluate qualified applicants

NOW, THEREFORE BE IT RESOLVED: The Board of County Commissioners, after due consideration, does hereby charge the Conference of Government to determine a recommended order of merit list and funding recommendations for the distribution of the Sales and Use Tax for Public Facilities in rural counties in accordance with RCW 82.14.370

NOW BE IT FURTHER RESOLVED: The COG will develop an application and evaluation system to objectively evaluate applications for Sales and Use Tax Funds.

NOW BE IT FURTHER RESOLVED: The COG will limit awarding funding to applicants, such that:

No more than 50% of the twenty five years of income is expended in the first 12 years

No more than 50% of an annual allocation is expended on short term projects.

No more than 50% of an annual allocation is expended on long term projects.

NOW BE IT FURTHER RESOLVED: The COG will forward a recommended order of merit list and funding recommendations to the Board of County Commissioners by 31 June 2000 for the year 2001 funding cycle.

NOW BE IT FURTHER RESOLVED: COG will vote on submitted projects on a majority rule as allowed in the bylaws. The super veto will not be in effect.

NOW BE IT FURTHER RESOLVED: The Public Works Department will manage the Public Facilities Account.

DATED this _____ 18th day of April, 2000, at Ellensburg, Washington.

**BOARD OF COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON**



Perry D. Huston
Perry D. Huston, Chair

"ABSENT"
William R. Hinkle, Vice-Chair

Max A. Golladay
Max A. Golladay, Commissioner

RCW 82.14.370 Sales and use tax for public facilities in rural

RCW 82.14.370 Sales and use tax for public facilities in rural counties.

8214370

(1) The legislative authority of a rural county may impose a sales and use tax in accordance with the terms of this chapter. The tax is in addition to 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 county. The rate of tax shall not exceed 0.08 percent of the selling price in the case of a sales tax or value of the article used in the case of a use tax, except that for rural counties with population densities between sixty and one hundred persons per square mile, the rate shall not exceed

(2) The tax imposed under subsection (1) of this section shall be deducted from the amount of tax otherwise required to be collected or paid over to the department of revenue under chapter 82.08 or 82.12 RCW. The department of revenue shall perform the collection of such taxes on behalf of the county at no cost to the county.

(3) Moneys collected under this section shall only be used for the purpose of financing public facilities in rural counties. The public facility must be listed as an item in the officially adopted county overall economic development plan, or the economic development section of the county's comprehensive plan, or the comprehensive plan of a city or town located within the county for those counties planning under RCW 36.70A.040. For those counties that do not have an adopted overall economic development plan and do not plan under the growth management act, the public facility must be listed in the county's capital facilities plan or the capital facilities plan of a city or town located within the county. In implementing this section, the county shall consult with cities, towns, and port districts located within the county. For the purposes of this section, "public facilities" means bridges, roads, domestic and

RCW 82.14.370 Sales and use tax for public facilities in rural

industrial water facilities, sanitary sewer facilities, earth stabilization, storm sewer facilities, railroad, electricity, natural gas, buildings, structures, telecommunications infrastructure, transportation infrastructure, or commercial infrastructure, and port facilities in the state of Washington.

(4) No tax may be collected under this section before July 1, 1998. No tax may be collected under this section by a county more than twenty-five years after the date that a tax is first imposed under this section.

(5) For purposes of this section, "rural county" means a county with a population density of less than one hundred persons per square mile as determined by the office of financial management and published each year by the department for the period July 1st to June 30th.

[1999 c 311 § 101; 1998 c 55 § 6; 1997 c 366 § 3.]

NOTES:

Finding--Intent--1999 c 311: "The legislature finds that while Washington's economy is currently prospering, economic growth continues to be uneven, particularly as between metropolitan and rural areas. This has created in effect two Washingtons: One afflicted by inadequate infrastructure to support and attract investment, another suffering from congestion and soaring housing prices. In order to address these problems, the legislature intends to use resources strategically to build on our state's strengths while addressing threats to our prosperity." [1999 c 311 § 1.]

Part headings and subheadings not law--1999 c 311: "Part headings and subheadings used in this act are not any part of the law." [1999 c 311 § 601.]

Effective date--1999 c 311: "Sections 1, 101, 201, 301 through 305, 401, 402, 601, and 605 of this act take effect August 1, 1999." [1999 c 311 § 604.]

Severability--1999 c 311: "If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the

provision to other persons or circumstances is not affected." [1999 c 311 § 606.]

Intent--1997 c 366: "The legislature recognizes the economic hardship that rural distressed areas throughout the state have undergone in recent years. Numerous rural distressed areas across the state have encountered serious economic downturns resulting in significant job loss and business failure. In 1991 the legislature enacted two major pieces of legislation to promote economic development and job creation, with particular emphasis on worker training, income, and emergency services support, along with community revitalization through planning services and infrastructure assistance. However even though these programs have been of assistance, rural distressed areas still face serious economic problems including: Above-average unemployment rates from job losses and below-average employment growth; low rate of business start-ups; and persistent erosion of vitally important resource-driven industries.

The legislature also recognizes that rural distressed areas in Washington have an abiding ability and consistent will to overcome these economic obstacles by building upon their historic foundations of business enterprise, local leadership, and outstanding work ethic.

The legislature intends to assist rural distressed areas in their ongoing efforts to address these difficult economic problems by providing a comprehensive and significant array of economic tools, necessary to harness the persistent and undaunted spirit of enterprise that resides in the citizens of rural distressed areas throughout the state.

The further intent of this act is to provide:

(1) A strategically designed plan of assistance, emphasizing state, local, and private sector leadership and partnership;

(2) A comprehensive and significant array of business assistance, services, and tax incentives that are accountable and performance driven;

(3) An array of community assistance including infrastructure development and business retention, attraction, and expansion programs that will provide a competitive advantage to rural distressed areas throughout Washington; and

(4) Regulatory relief to reduce and streamline zoning, permitting, and regulatory requirements in order to enhance

the capability of businesses to grow and prosper in rural distressed areas." [1997 c 366 § 1.]

Goals--1997 c 366: "The primary goals of chapter 366, Laws of 1997 are to:

- (1) Promote the ongoing operation of business in rural distressed areas;
- (2) Promote the expansion of existing businesses in rural distressed areas;
- (3) Attract new businesses to rural distressed areas;
- (4) Assist in the development of new businesses from within rural distressed areas;
- (5) Provide family wage jobs to the citizens of rural distressed areas; and
- (6) Promote the development of communities of excellence in rural distressed areas." [1997 c 366 § 2.]

Severability--1997 c 366: "If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1997 c 366 § 11.]

Captions and part headings not law--1997 c 366: "Section captions and part headings used in this act are not any part of the law." [1997 c 366 § 12.]

DISTRESSED COUNTY SALES AND USE TAX INFRASTRUCTURE IMPROVEMENT PROGRAM APPLICATION

The Distressed County Sales and Use Tax Infrastructure improvement Program supports improvements to infrastructure systems that foster economic development in Kittitas County. The goal is to create economic opportunity through Infrastructure investment.

APPLICANT INFORMATION

Applicant: _____

Contact Name: _____

Address: _____

Address: _____

City: _____ WA Zip: _____

Telephone: _____ FAX: _____

E-mail Address: _____

Project Location: _____ Jurisdiction Population: _____

Project Title: _____

APPLICATION THRESHOLDS

Applicant Check-off:	Requirement:	Public Works(Only) Check-off:
<input type="checkbox"/>	1. The project is improvement to an infrastructure system(s) linked to economic development.	<input type="checkbox"/>
<input type="checkbox"/>	2. A detailed 8 ½ X 11" vicinity map that clearly shows the project is included in the application package.	<input type="checkbox"/>
<input type="checkbox"/>	3. Kittitas County Department of Public Works has given Conceptual Approval (see Attachment #3).	<input type="checkbox"/>
<input type="checkbox"/>	4. Distressed County funds are not being substituted for other funds that are already secured.	<input type="checkbox"/>
<input type="checkbox"/>	5. The project involves traditional improvements, instead of "non-traditional" improvements eligible for "Enhancement" funding (see Attachment #4).	<input type="checkbox"/>
<input type="checkbox"/>	6. Applicant has submitted only one application this round.	<input type="checkbox"/>
<input type="checkbox"/>	7. The local/regional economic development organization has been informed of the project.	<input type="checkbox"/>

PROJECT BUDGET

Clearly identify the source(s) of all funds; i.e., provide the name of all funding programs. For each source listed, make a check in the "C" column if the funding is committed or make a check in the "P" column if a commitment is pending. Include all costs associated with the project, not just the Distressed County request. Clearly identify the uses of all funds; i.e., show how much funding from each funding source is planned for expenditure during each project phase. In the shaded area of the chart, total each column and calculate the Distressed County matching ratio for each phase of the project.

Note: Use space at the bottom of the page for any notes or explanations.

Funding Sources			Preliminary	Right of Way	Construction	Project
	C	P	Engineering Phase	Phase	Phase	Total
Distressed County Funds: _____			\$	\$	\$	\$
Other Federal: _____			\$	\$	\$	\$
Other Federal: _____			\$	\$	\$	\$
State: _____			\$	\$	\$	\$
State: _____			\$	\$	\$	\$
Local Government: _____			\$	\$	\$	\$
Local Government: _____			\$	\$	\$	\$
Private: _____			\$	\$	\$	\$
Private: _____			\$	\$	\$	\$
Other: _____			\$	\$	\$	\$
Other: _____			\$	\$	\$	\$
Project Total:			\$	\$	\$	\$
Distressed County Fund Matching Ratio			%	%	%	%

PROJECT NARRATIVE

1. **Project Description:** Describe the scope of work. Indicate the major work involved, including a brief comparison of existing and proposed conditions.

2. Explain the specific Infrastructure issues the project addresses and how they are linked to economic development improvements.

3. **Preliminary Engineering Phase:**

Estimated Start Date: _____ Estimated End Date: _____

Please explain phase status (work already completed, in progress, awaiting funding, etc., and factors that may slow phase progress).

4. **Right of Way Phase:** Is It Required? Yes _____ No _____

Estimated Start Date: _____ Estimated End Date: _____

Please explain phase status (work already completed, in progress, awaiting funding, etc., and factors that may slow phase progress).

5. Construction Phase:

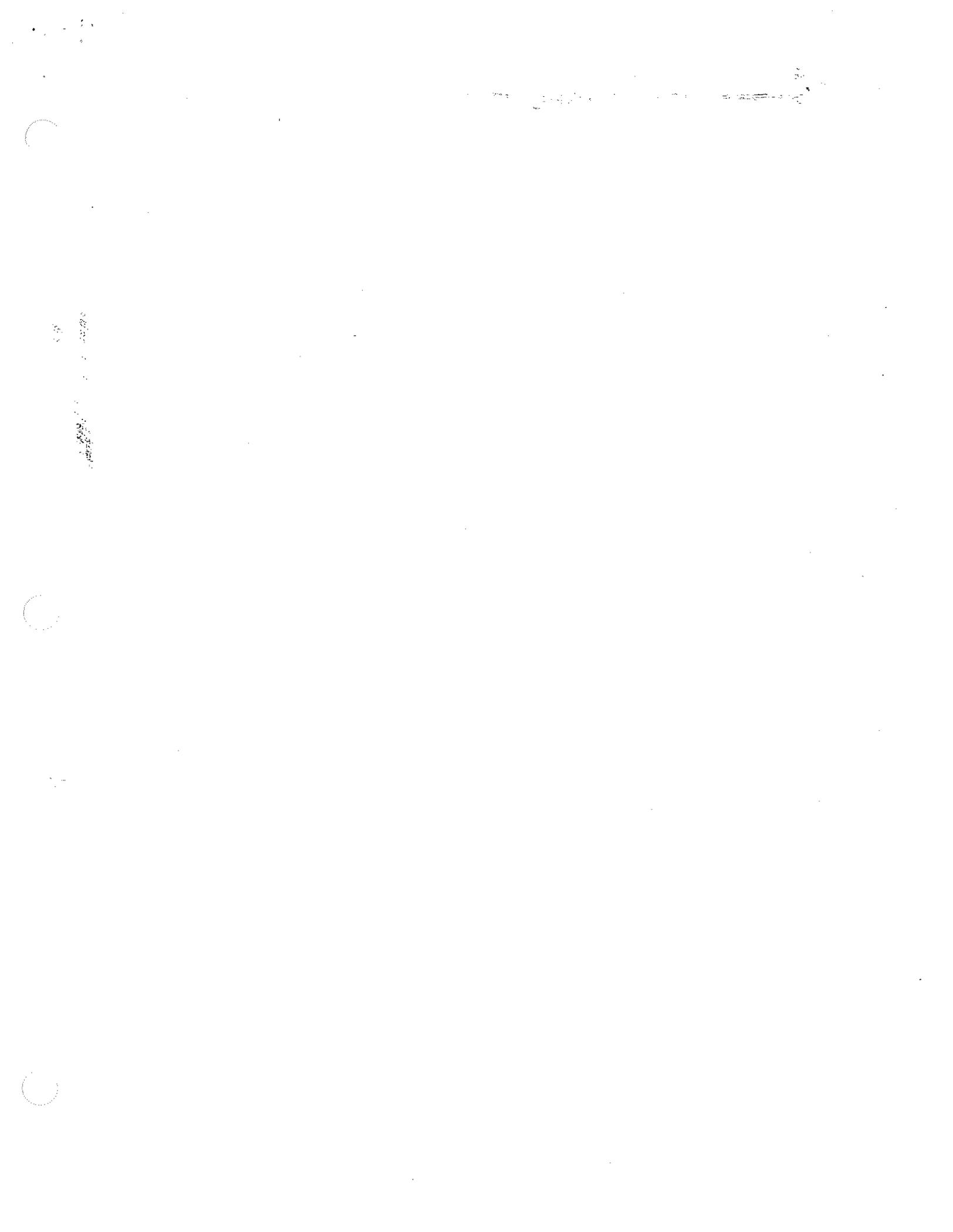
Estimated Start Date: _____ Estimated End Date: _____

Please explain phase status (work already completed, in progress, awaiting funding, etc., and factors that may slow phase progress).

6. Indicate if the project is consistent with the following applicable state, regional and local plans and prioritization processes:

- Overall Economic Development Plan
- Comprehensive Land Use Plan
- Capital Facility Plan
- Community Action Plan (or other community-based plan)
- County WA-CERT list
- Six-Year Transportation Improvement Plan
- Site-specific development plans; e.g., Community Master Plan
- Other _____

7. Explain how this infrastructure project has been coordinated, or will be coordinated with other jurisdictions, such as counties, cities, state/federal agencies, and with economic development organizations during planning, design, financing, construction and/or operation phases.



ANTICIPATED ECONOMIC OUTCOMES

Use the table below to identify the anticipated economic development outcomes of the project. Reproduce the table as needed for additional businesses.

- Column A—Provide the names of businesses that will demonstrate direct job impacts.
- Column B—Identify the type of each business listed; i.e., commercial, manufacturing, industrial, tourism, recreation, agricultural.
- Column C—Type “yes” or “no” if the business will expand operations as a result of the Distressed County Infrastructure improvement.
- Column D—Estimated amount of new private capital investment resulting from proposed Distressed County Infrastructure improvements.
- Column E—Identify the number of existing Full Time Equivalent (FTE) jobs. Calculate seasonal or part-time employees as full-time equivalencies.
- Column F—Identify the estimated number of retained jobs (in FTEs) associated with the proposed Distressed County Infrastructure Improvements. NOTE: Retained jobs are defined as jobs that would otherwise be lost to the state as a whole, not merely the community in which the jobs currently reside.
- Column G—Identify the estimated number of new jobs to be created (in FTEs) within the next one to three years as a result of the proposed REV project.
- Column H—Identify the estimated number of new future jobs to be created (in FTEs) within the next 3+ years as a result of the proposed REV project.
- Column I—Identify the range of hourly wage rates associated with estimated retained, new, and future jobs. Include the lowest hourly rate and the highest hourly rate projected; e.g., \$8-10.
- Column J—Provide an *estimate* of new state and local tax revenue generated by expanded business operations that are linked to the proposed Distressed County Infrastructure Improvements. Include sales, property and B&O tax revenue. Note the basis for your calculation at the bottom of the page.

A	B	C	D	E	F	G	H	I	J
Business Name	Business Type	Expand	Estimated Private Invest.	Existing Jobs	Retained Jobs	New Jobs 1-3 yrs	Future Jobs 3+ yrs	Est. Wage Rate	Estimated Tax Revenue
1.			\$						\$
2.			\$						\$
3.			\$						\$
4.			\$						\$
5.			\$						\$
6.			\$						\$
TOTAL			\$						\$

Basis for Column J Calculation:

BUSINESS CONTACTS

For each business referenced on the previous table, please provide the corresponding contact information, including business name, contact name, address, and telephone number.

1.

Business Name:

Contact Name:

Address:

Address:

Telephone:

2.

Business Name:

Contact Name:

Address:

Address:

Telephone:

3.

Business Name:

Contact Name:

Address:

Address:

Telephone:

4.

Business Name:

Contact Name:

Address:

Address:

Telephone:

5.

Business Name:

Contact Name:

Address:

Address:

Telephone:

6.

Business Name:

Contact Name:

Address:

Address:

Telephone:

Applicant Certification

Certification is hereby given that the information provided is accurate and the applicable attachments are complete and included as part of the application package.

I certify that application thresholds are met at the time of application.

Signature of Official Representative

Date

**Sponsoring Agency
(If Applicable)**

Signature of Agency Representative

Date

Typed or Printed Name

Date

Local/Regional Economic Development Organization Notification

The organization listed below has received notification of this project as demonstrated by the signature of the organization's representative.

Name of Organization

Signature of Representative

Date

Kittitas County Department of Public Works Conceptual Approval

Approval of the project feasibility, scope and estimated costs.

Signature of Kittitas County DPW Representative

Date

Typed or Printed Name

Proposed Kittitas County Distressed Fund Infrastructure Improvement Program Selection Criteria

CRITERIA	POINTS
1 Degree to which project demonstrates the ability to Economic Development within the community. Rating-0-20	Total Possible 20
2 Demonstrated ability of project to promote local and/or regional revitalization. Rating-0-10	Total Possible 10
3 Degree to which project meets local and/or regional economic plans, policies, and goals. Additional Points for Multiple Categories Project is consistent with Local/Community Goals/Plans Project is identified on approved Local Policy/Community/Comprehensive Plan Project is identified and consistent with Regional Goals/Plans	5 Points 2 Points 3 Points Total Possible 10
4 Expectation of the population within the geographic area to use, benefit from, or be served by the project. Additional Points for Multiple Benefits Population will use Population will benefit from Population will be served by	5-6 Points 1-2 Points 1-2 Points Total Possible 10
5 Demonstrated need vs. lack of available opportunity's for, or limited resources of sponsoring agency for securing alternative funding. Additional points possible Alternative funding sources available Alternative funding available/agency limited in their ability to secure Agency resources limited/no probable alternative funding source available	0-4 Points 4-8 Points 8-10 Points Total Possible 10
6 Demonstrated local and/or regional support for the project Additional Points for multiple partners providing additional funding 1 Partner 2 Partners 3 or more	5 Points 8 Points 10 Points Total Possible 15
7 Demonstrated ability that project is Construction Ready (funds obligated can be spent during current funding year) Additional Points for Items Completed Right-of-Way acquired or not needed Project Design and/or Plans Complete Project is ready to construct or implement Environmental process complete/permits obtained	4 Points 2 Points 2 Points 2 Points Total Possible 10
8 Leverage by local match (Minimum Project Match is 13.5%) 13.5% Match Satisfied 13.6%-23.5% 23.5%-33.5% 33.5%-38.5% over 38.5%	11 Points 12 Points 13 Points 14 Points 15 Points Total Possible 15

Maximum Point total Possible 100

Kittitas County Department of Public Works
Distressed County Infrastructure Improvement Program
Application Due Dates
FY 2000

Distressed County Infrastructure Improvement Program applications are initially due to Kittitas County Department of Public Works for conceptual approval of the infrastructure project. Distressed County Infrastructure Improvement Program applicants are invited to appear at the COG meeting when the project's criteria is reviewed.

APPLICATIONS DUE

COG MEETING DATES

2001 Application Due Dates

COG Meetings

May 31, 2000 June 29, 2000

Funding available 1 January 2001

DRAFT Resolution
18 March