

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON, AFFIRMING THE TERMS OF THE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF OLYMPIA, THURSTON COUNTY, THE CITIES OF LACEY, TUMWATER, YELM, TENINO, AND THE TOWNS OF RAINIER AND BUCODA, AND THURSTON COUNTY FIRE PROTECTION DISTRICTS, EFFECTIVE JANUARY 1, 2011, FOR COMMUNICATIONS SERVICES.**

**WHEREAS**, Thurston County 9-1-1 Communications, together with Thurston County, the City of Olympia and the cities of Lacey, Tumwater, Yelm, Tenino, and the towns of Rainier and Bucoda, and Thurston County Fire Protection Districts, entered into an Amended and Restated Intergovernmental Agreement (hereafter "Agreement") for communications services effective January 1, 2011; and

**WHEREAS**, the parties to said Agreement agreed it was in the best interests of the residents of Thurston County to benefit in terms of efficiency and economy from a consolidated communications system providing service to Thurston County and the cities, fire protection districts and regional fire authorities within Thurston County; and

**WHEREAS**, the City of Olympia and other parties to the Agreement agreed it was in the public interest to form a new entity, Thurston County 9-1-1 Communications ("TCOMM911") in order to achieve objectives for communication services and to provide for the oversight and management of the system; and

**WHEREAS**, in the 2019 legislative session, the Legislature passed ESSB 5272 which was signed by the Governor on May 7, 2019, becoming effective July 28, 2019 as Chapter 281, Laws of 2019 of the 66<sup>th</sup> Legislature 2019 Regular Session; and

**WHEREAS**, ESSB 5272 increases the limitation on rate of tax from one-tenth of one percent to two-tenths of one percent of the selling price in the case of sales tax, or the value of the article used in the case of a use tax, to provide moneys imposed under RCW 82.14.420 for the sole purpose of providing funds for costs associated with financing, design, acquisition, construction, equipping, operating, maintaining, remodeling, repairing, re-equipping, and improvement of emergency communication systems and facilities, such as TCOMM911; and

**WHEREAS**, TCOMM911 has requested the Thurston County Board of County Commissioners to place the local option measure on the ballot to increase the sales and use tax for regional communications agency purposes, as permitted by ESSB 5272 in accord with its amendments to RCW 82.14.420 which will be effective July 28, 2019, to raise the necessary revenue to fund TCOMM911's radio replacement project of approximately \$30,000,000, as well as to cover operations and maintenance expenses associated with a new system; and

**WHEREAS**, the proposed increase in sales and use tax in Thurston County must be approved by voters in order to go into effect; and

**WHEREAS**, RCW 82.14.420 requires that before submitting the tax authorization in a ballot measure to the voters in a county that provides emergency communication services to governmental agencies like the City of Olympia pursuant to contract, the City of Olympia must review and affirm the terms of the contract for communication services; and

**WHEREAS**, the Olympia City Council has reviewed the Intergovernmental Agreement between the City of Olympia, Thurston County, the cities of Lacey, Tumwater, Yelm, Tenino, and the towns of Rainier and Bucoda, and Thurston County Fire Protection Districts, and being fully advised as to the terms of said contract;

**NOW, THEREFORE, THE OLYMPIA CITY COUNCIL DOES HEREBY RESOLVE** the terms of the Amended and Restated Intergovernmental Agreement, effective January 1, 2011, between the City of Olympia, Thurston County, the cities of Lacey, Tumwater, Yelm, Tenino, and the towns of Rainier and Bucoda, and Thurston County Fire Protection Districts, for communications services are hereby affirmed by the City of Olympia.

**PASSED BY THE OLYMPIA CITY COUNCIL** this \_\_\_\_\_ day of \_\_\_\_\_ 2019.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
CITY ATTORNEY