

CITY ADMINISTRATOR
ROBERT OMANS

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DEBBIE LEE

FINANCE DIRECTOR
ROBIN NEWCOMB

PUBLIC WORKS DIRECTOR
MATHEW BAILEY

POLICE CHIEF
RICH ALBO

FIRE CHIEF
ED MILLS

PLANNER
COLLEDA MONICK

**Special Meeting
Transportation Benefit District
Board Meeting Agenda
October 16, 2025
6:00 PM**



119 W FIRST STREET
CLE ELUM, WA 98922

MAYOR
MATTHEW LUNDH

MAYOR PRO TEM
STEVEN HARPER

CITY COUNCIL
CASSIDY BUECHLE-CURTIS
BETH WILLIAMS
JERRED WEIS
KEN RATLIFF
STEVEN COOK
AUDREY MALEK

CITY ATTORNEY
CURTIS CHAMBERS

Join Virtually with Zoom: <https://zoom.us/j/7573184018?pwd=dERndjBJVC9GdVQ1d2ISRExwZFhXZz09>
Meeting ID: 757 318 4018 Passcode: 98922

Join by Phone: 1-(253)215-8782, Meeting ID: 757 318 4018, Passcode:98922

TextMyGov

Receive city text alert notifications: text CLEELUM to 91896

DISCLAIMER: The City does not guarantee that virtual or telephonic access to the City Council meeting will be available and the City does not warrant audio quality. Attendees are encouraged to attend in-person.

1. **Call to Order, Pledge of Allegiance, and Roll Call**
2. **Public Comment - Limited To 5 Minutes**
3. **Unfinished Business**
4. **New Business**
 - a. Ordinance 1707 Imposing a 0.1% Sales & Use Tax for the Cle Elum Transportation Benefit District and Adding Section 12.30.055 to the Cle Elum Municipal Code - Colleda Monick, Planner
5. **Other Committee Comments**
6. **Adjourn**

Upcoming Meetings:

General Government Committee Meeting October 22, 2025, at 8:30 a.m.

Historical Preservation Commission Meeting October 21, 2025, at 3:00 p.m.

Planning Commission Meeting October 21, 2025, at 6:00 p.m.

Regular Council Meeting October 28, 2025, at 6:00 p.m.

Coal Mines Trail Commission Meeting November 3, 2025, at 4:00 p.m.

Public Works & Community Development Committee Meeting November 5, 2025, at 8:30 a.m.

Lodging Tax & Events Committee Meeting November 12, 2025, at 8:30 a.m.

Public Safety & Health Committee Meeting November 19, 2025, at 2:00 p.m.

Special Meeting Agenda October 16, 2025

119 W FIRST STREET
CLE ELUM, WA 98922

CITY OF CLE ELUM
Planning Department

Ordinance 1707

AGENDA DATE: October 16, 2025

ITEM TITLE: Ordinance No. 1707 – Imposing a 0.1% Sales and Use Tax for the Cle Elum Transportation Benefit District and Adding Section 12.30.055 to the Cle Elum Municipal Code

SUMMARY: This ordinance imposes an additional sales and use tax of one-tenth of one percent (0.1%) within the boundaries of the Cle Elum Transportation Benefit District (TBD) to fund transportation improvements consistent with Chapter 12.30 of the Cle Elum Municipal Code and RCW 36.73.065 and RCW 82.14.0455.

The tax will apply to all taxable retail sales and uses within the TBD boundaries for a period of ten years from the date collection begins and may be renewed by majority vote of the City Council, acting as the TBD Board, or by voter approval. Revenue from the tax will be used to finance the maintenance, preservation, and improvement of Cle Elum's transportation infrastructure, as identified in the City's Transportation Improvement Program and authorized by law.

The ordinance directs the City Treasurer to notify the Washington State Department of Revenue to implement and collect the tax, provides for severability, and establishes that the ordinance will take effect five days after publication.

ATTACHMENTS: Ordinance 1707

LEAD STAFF: Colleda Monick, Planning Consultant for the City of Cle Elum
Mike Heit, PE, Engineering Consultant for the City of Cle Elum

**CITY OF CLE ELUM
TRANSPORTATION BENEFIT DISTRICT**

ORDINANCE NO. 1707

AN ORDINANCE OF THE CITY OF CLE ELUM, WASHINGTON, TRANSPORTATION BENEFIT DISTRICT, ADDING A NEW SECTION 12.30.055 TO THE CLE ELUM MUNICIPAL CODE IMPOSING AN ADDITIONAL SALES AND USE TAX OF ONE-TENTH OF ONE PERCENT WITHIN THE BOUNDARIES OF THE CLE ELUM TRANSPORTATION DISTRICT FOR THE PURPOSE OF FINANCING THE COSTS ASSOCIATED WITH TRANSPORTATION IMPROVEMENTS IN THE DISTRICT AS AUTHORIZED BY RCW 36.73.065 AND RCW 82.14.0455; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

WHEREAS, the City of Cle Elum has the responsibility, to the extent of its resources, to improve, maintain, and protect public rights-of-way (ROW) within the corporate limits of the City pursuant to Chapter 35A.47 RCW and RCW 35A.11.020; and

WHEREAS, on October 14, 2025, the City Council adopted Ordinance No. 1705 and established the Cle Elum Transportation Benefit District as codified under Chapter 12.30 of the Cle Elum Municipal Code (CEMC); and

WHEREAS, RCW 36.73.065(4)(a)(v) authorizes transportation benefit districts to impose a sales and use tax, subject to the provisions of RCW 36.73.065 and RCW 82.14.0455; and

WHEREAS, RCW 36.73.065(4)(a)(v) authorizes transportation benefit districts to impose a sales and use tax in accordance with RCW 82.14.0455 in an amount not exceeding one-tenth of one percent (0.1%) for a period of ten (10) years upon a majority vote of the governing body of the district for the purpose of financing the transportation improvements of the district; and

WHEREAS, RCW 82.14.055(1) provides that a local sale and use tax change may take effect (a) no sooner than seventy-five days after the Department of Revenue is notified in writing of the change and (b) only on the first day of January, April, or July; and

WHEREAS, the Board of the Cle Elum Transportation Benefit District has carefully considered the financial needs of the Transportation Benefit District's transportation system and the imposition of the tax and has determined that the best interests of the City and the Transportation Benefit District will be served by passing this ordinance;

NOW, THEREFORE, THE CITY OF CLE ELUM, WASHINGTON, TRANSPORTATION BENEFIT DISTRICT BOARD, DO ORDAIN AS FOLLOWS:

Section 1. Recitals. The recitals set forth above are incorporated herein as findings in support of this ordinance.

Section 2. Imposition of Additional Sales and Use Tax. Pursuant to RCW 36.73.065 and RCW 82.14.0455, there is imposed an additional sales and use tax as set forth in Section 12.30.055. which is hereby added to the Cle Elum Municipal Code to read as follows:

12.30.055 Additional Sales and Use Tax Imposed for Cle Elum Transportation Benefit District.

A. Pursuant to RCW 36.73.065 and RCW 82.14.0455, there is hereby imposed an additional sales and use tax to be collected from persons who are taxable by the state under Chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event within the boundaries of the Cle Elum Transportation Improvement District. The amount of the additional tax shall be one-tenth of one percent (0.1%) of the selling price in the case of the sales tax, or value of the article used, in the case of the use tax.

B. The tax imposed by this section shall apply for a period of ten (10) years from the date the tax is first collected within the Transportation Benefit District and shall thereafter cease to be imposed unless renewed with an affirmative vote of the voters voting at an election or a majority vote of the Cle Elum City Council exercising its authority as the governing board of the Transportation Benefit District.

C. The tax imposed by this Section shall be in addition to any other taxes authorized by law, including but not limited to the sales and use taxes imposed under Chapters 3.66 CEMC, or as otherwise authorized by law.

D. The revenues received from the tax imposed by this Section shall be general revenues of the Transportation Benefit District and shall be used to fund transportation improvements as set forth in CEMC 12.30.050, or as otherwise authorized by law.

E. The imposition of this tax shall remain authorized, and is not impacted by the Cle Elum City Council's decision to assume the Cle Elum Transportation Benefit District at any point in the future pursuant to Chapter 36.74 RCW.

Section 3. Duties of City Treasurer. The City Treasurer, acting as Board Treasurer, is hereby requested to submit this ordinance to the Washington State Department of Revenue and to request in writing that the Department take all necessary steps to implement and collect the tax imposed by this ordinance as soon as possible subject to the implementation limits set forth in RCW 82.14.055(1).

Section 4. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 5. Effective Date. This ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the City and shall take effect and be in full force five (5) days after publication.

PASSED BY THE CLE ELUM TRANSPORTATION BENEFIT BOARD, the _____ day of _____, 2025.

APPROVED:

Matthew Lundh, Board member

ATTEST/AUTHENTICATED:

Robin Newcomb
acting as Board Treasurer

APPROVED AS TO FORM:

Curtis J. Chambers
City Attorney, acting as Board Attorney

FILED WITH ADMINISTRATIVE SERVICES: _____
PASSED BY THE BOARD: _____
PUBLISHED: _____
EFFECTIVE DATE: _____
ORDINANCE NUMBER: _____

On the _____ day of _____, 2025, the Board of the Cle Elum Transportation Benefit District passed Ordinance No. 1707. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF CLE ELUM, WASHINGTON, TRANSPORTATION BENEFIT DISTRICT, ADDING A NEW SECTION 12.30.055 TO THE CLE ELUM MUNICIPAL CODE IMPOSING AN ADDITIONAL SALES AND USE TAX OF ONE-TENTH OF ONE PERCENT WITHIN THE BOUNDARIES OF THE CLE ELUM TRANSPORTATION DISTRICT FOR THE PURPOSE OF FINANCING THE COSTS ASSOCIATED WITH TRANSPORTATION IMPROVEMENTS IN THE DISTRICT AS AUTHORIZED BY RCW 36.73.065 AND RCW 82.14.0455; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

The full text of this Ordinance will be mailed upon request.

DATED this _____ day of _____, 2025.

Robin Newcomb, acting as Board Treasurer