

CITY OF LAKE FOREST PARK
TRANSPORTATION BENEFIT DISTRICT
SPECIAL MEETING MINUTES
MAY 14, 2009

Board Members present: Dwight Thompson, Alan Kiest, Ed Sterner, Sandy Koppenol,
Don Fiene, Donovan Tracy, Catherine Stanford

Staff present: John Hawley, Finance Director; Bob C. Sterbank, Attorney for District;
Susan Stine, District Clerk

Others present: Five visitors

CALL TO ORDER

Board Chair Ed Sterner called the Transportation Benefit District special meeting to order
at 7:15 p.m. on May 14, 2009.

Adoption of Agenda

Board member Thompson moved adoption of the agenda as proposed. *Board member*
Kiest seconded. The motion carried unanimously.

Consent Calendar

Thompson moved adoption of the consent calendar as follows:

1. December 4, 2008 Transportation Benefit District Meeting Minutes

Board member Stanford seconded. The motion carried unanimously.

Board Business/Open Comment
Resolution 2/

Following a brief discussion, *Thompson moved to amend* Resolution 2/Adopting an
Agreement with the City of Lake Forest Park for the Provision of Services and Insurance
as follows:

1 Attachment 1

2 Page 1, line 44:

3 "...City Ordinance No. 983, Chapter 36.73 RCW, the Charter of the TBD and the
4 provisions of the...."

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6 **Stanford seconded. The motion to amend carried unanimously.**

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8 Discussion followed regarding the District's relationship with city staff, its financial
9 accountability, legal advice and the authority of the District.

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12 **Motion—Request for Attorney Review of Legislation Pertaining to Transportation**
13 **Benefit District**

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15 Tracy requested that the Board consider the motion that he made at the December 4, 2008
16 Transportation Benefit District Board meeting (as shown in the December 4, 2008 TBD
17 minutes on page 3, line 40 through page 4, line 20) which was amended and placed on
18 the December 11, 2008 agenda for further consideration. The motion as amended
19 follows:

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21 **"Tracy moved** the following:

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23 "The Board of the Lake Forest Park Transportation Benefit District hereby requests the
24 board's attorney to review Chapter 36.73 RCW, related legislation and administrative
25 codes, analyses performed by interested parties, such as the Association of Washington
26 Cities, and other sources deemed appropriate and advise the board regarding:

- 27 a) The definition of "transportation improvement",
28 b) Restrictions on the application of district funds to transportation improvements,
29 c) Whether district funds can be used for transportation improvements on property
30 not owned by the city,
31 d) Whether district funds can be used in conjunction with other entities, whether
32 public or private, to implement transportation improvements, and
33 e) Whether district funds can be used for planning and engineering studies related to
34 transportation improvements and what limitations may apply to such studies;

35
36 Additionally, the board requests its attorney to review Ordinance No. 983 to determine
37 whether any modifications are appropriate based on the above review;

38
39 Additionally, the board requests its attorney to advise the board regarding legal
40 requirements for the proper accounting of fund revenues, the requirements for an annual
41 report, and the fulfillment of audit requirements.

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43 **The advice is to be submitted under attorney/client privilege."**

44
45 **Kiest seconded."**

1 Following a brief discussion, the motion carried unanimously.

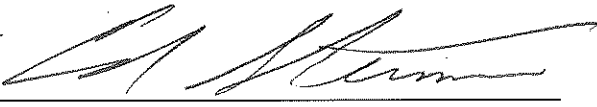
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4 **Schedule Next Board Meeting**

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6 The board members agreed to schedule its next meeting for Thursday, June
7 11, 2009.

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10 **ADJOURNMENT**

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12 There being no objection, the meeting was adjourned at 7:32 p.m.

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15 _____
16 Susan Stine, District Clerk

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18 
19 _____
20 Ed Sterner, Board Chair
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