

PROSSER TRANSPORTATION BENEFIT DISTRICT

ORDINANCE NO. 09-TBD-03

AN ORDINANCE ESTABLISHING FUND NUMBER 103-TBD, THE PROSSER TRANSPORTATION BENEFIT DISTRICT CASH FUND, TO ACCUMULATE AND EXPEND FUNDS IN ACCORDANCE WITH AN INTERLOCAL AGREEMENT WITH THE CITY OF PROSSER OR TO ACCUMULATE AND EXPEND OTHER FUNDS RECEIVED BY THE PROSSER TRANSPORTATION BENEFIT DISTRICT. THE ORDINANCE PROVIDES THAT ALL EXPENDITURES SHALL BE IN COMPLIANCE WITH CHAPTER 36.73 OF THE REVISED CODE OF WASHINGTON. THE ORDINANCE PROVIDES THAT ITS PROVISIONS ARE SEVERABLE FROM ONE ANOTHER AND PROVIDES FOR PUBLICATION BY SUMMARY.

WHEREAS, the City Council of the City of Prosser, Washington, by passage of Ordinance Number 09-2650, formed the Prosser Transportation Benefit District; and

WHEREAS, the Prosser Transportation Benefit District Board must establish a fund to account for revenue and expenditures of the District;

NOW, THEREFORE, THE BOARD OF THE PROSSER TRANSPORTATION BENEFIT DISTRICT, DO ORDAIN AS FOLLOWS:

Section 1. Fund Number 103-TBD, the Transportation Benefit District Cash Fund, is hereby established. The purpose of the fund is to account for revenues and expenditures of funds received by the District and expended in accordance with the terms of the interlocal agreement entered into by and between the City of Prosser, Washington, and the Prosser Transportation Benefit District. In addition, the purpose of such fund shall be to accumulate other revenue and make other expenditure of funds received by the District. The monies in such fund shall accumulate from year to year until the Board of the Prosser Transportation Benefit District determines to expend such funds in accordance with the purpose of the fund. Appropriations and expenditures for the fund shall be included in the Budget for the District each

year. Any monies in said fund at the end of the fiscal year shall not lapse nor shall the same be a surplus available or which may be used for any other purpose or purposes than those specified, except as otherwise provided herein. Notwithstanding anything to the contrary herein, all monies accumulated in the Funds shall be expended in accordance with Chapter 36.73, Revised Code of Washington, as it now exists or as it may hereafter be amended.

Section 2. Severability. The provisions of this ordinance are hereby declared to be severable. If any section, subsection, sentence, clause, or phrase of this ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional, the remainder of this ordinance shall not as a result of said section, subsection, sentence, clause, or phrase be held unconstitutional or invalid.

Section 3. Effective Date. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

Dated: _____

APPROVED:

CHAIR RANDY TAYLOR

ATTEST/AUTHENTICATED:

SHERRY BIGGS, SECRETARY/CITY CLERK

APPROVED AS TO FORM:

HOWARD M. SAXTON, III

FILED WITH THE SECRETARY/CITY CLERK: _____

PASSED BY THE PROSSER TRANSPORTATION BENEFIT DISTRICT: _____

PUBLISHED: _____

EFFECTIVE DATE: _____

SUMMARY OF ORDINANCE NO. 09-TBD-03

of the Prosser Transportation Benefit District

On the ____ day of _____, 2009, the Prosser Transportation Benefit District, passed Ordinance No. 09-TBD-03. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE ESTABLISHING FUND NUMBER 103-TBD, THE PROSSER TRANSPORTATION BENEFIT DISTRICT CASH FUND, TO ACCUMULATE AND EXPEND FUNDS IN ACCORDANCE WITH AN INTERLOCAL AGREEMENT WITH THE CITY OF PROSSER OR TO ACCUMULATE AND EXPEND OTHER FUNDS RECEIVED BY THE PROSSER TRANSPORTATION BENEFIT DISTRICT. THE ORDINANCE PROVIDES THAT ALL EXPENDITURES SHALL BE IN COMPLIANCE WITH CHAPTER 36.73 OF THE REVISED CODE OF WASHINGTON. THE ORDINANCE PROVIDES THAT ITS PROVISIONS ARE SEVERABLE FROM ONE ANOTHER AND PROVIDES FOR PUBLICATION BY SUMMARY.

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

DATED this ____ day of _____, 2009.

SHERRY BIGGS, SECRETARY/CITY CLERK