

RESOLUTION NO. 2017-01
PINAL REGIONAL TRANSPORTATION AUTHORITY

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PINAL COUNTY (PINAL) REGIONAL TRANSPORTATION AUTHORITY ADOPTING A TWENTY-YEAR COMPREHENSIVE MULTIMODAL REGIONAL TRANSPORTATION PLAN AND A SCHEDULE INDICATING THE DATES THAT CONSTRUCTION WILL BEGIN FOR PROJECTS CONTAINED IN THE PLAN; AND REQUESTING THAT WITHIN SIX MONTHS THE PINAL COUNTY BOARD OF SUPERVISORS CALL AN ELECTION OF THE QUALIFIED ELECTORS AT A COUNTYWIDE ELECTION ON THE PLAN AND THE ISSUE OF LEVYING A TRANSPORTATION EXCISE TAX, PURSUANT TO A.R.S. 42-6106, NEEDED TO FUND THE PLAN.

WHEREAS, the Pinal Regional Transportation Authority (the "Pinal RTA") is an Arizona special taxing district, duly formed and existing, pursuant to A.R.S. 48-5302, et seq., for the purposes of coordinating multi-jurisdictional cooperation in transportation planning, improvements and fund-raising as a municipal corporation through taxation and bonding, with the public's input and voter approval; and

WHEREAS, the membership of the Pinal RTA at the adoption of this resolution consists of the municipalities of Apache Junction, Casa Grande, Coolidge, Eloy, Florence, Kearny, Mammoth, Maricopa, Superior and Queen Creek, Pinal County, the Ak-Chin Indian Community, the Gila River Indian Community; and

WHEREAS, the government of the Pinal RTA is vested in its Board of Directors (the "Board") which is composed of the membership of Apache Junction, Casa Grande, Coolidge, Eloy, Florence, Kearny, Mammoth, Maricopa, Superior and Queen Creek, Pinal County, the Ak-Chin Indian Community, the Gila River Indian Community"); and

WHEREAS, Pinal County is a body politic and corporate of the State of Arizona, and has a comprehensive voting system, equipment and certified elections officials; and

WHEREAS, pursuant to A.R.S. 48-5309 (A), the Pinal RTA has the responsibility of preparing a twenty-year, comprehensive, multimodal regional transportation plan (the "Plan") that is primarily funded by a transportation excise tax at a variable or modified rate, described in A.R.S. 42-6106 (the "Tax"), subject to the approval of the qualified electors of the County; and

WHEREAS, the Pinal RTA has been working diligently to identify regional transportation corridors, and regional transportation problems, needs and goals; and

WHEREAS, the Pinal RTA has examined regional multimodal transportation operations and improvements, including public transportation needs and goals; and

WHEREAS, pursuant to A.R.S. 48-5304 (11), upon passage of the Plan and Tax, the Pinal RTA shall appoint an Advisory Committee composed of regional representatives and technical experts, and a Citizen's Oversight Committee comprised of other citizen volunteers to assist the Pinal RTA in developing all elements of the Plan; and

WHEREAS, pursuant to A.R.S. 48-5304 (10), the Pinal RTA staff developed a community outreach program to provide numerous opportunities for involvement in all aspects of the planning process by all Pinal County residents and other interested parties; and

WHEREAS, the Board hereby finds that the Plan, including the schedule indicating the dates that construction will begin for projects within the Plan, are in the best interests of the residents of Pinal County and its stakeholders.

NOW, THEREFORE, BE IT RESOLVED by the Board of the Pinal RTA that the Plan is hereby approved and adopted in the form presented to the Board at this meeting.

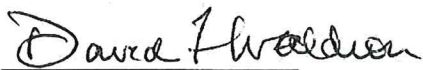
BE IT FURTHER RESOLVED that the Pinal RTA requests that Pinal County schedule and conduct a countywide special election, to be held on November 7, 2017 (the "Election"), pursuant to A.R.S. 16-204 (B) (2), 48-5304 (2) (a) & (b) and 48-5314, on the Plan and on the issue of levying a transportation excise tax at a rate equal to one-half percent (0.005%) of the gross income from the business activity upon every person engaging or continuing in the business of selling tangible personal property at retail; provided that such rate shall become a variable or modified rate such that when applied in any case when the gross income from the sale of a single item of tangible personal property exceeds ten thousand dollars (\$10,000), the one-half percent (0.005%) tax rate shall apply to the first ten thousand dollars (\$10,000), and above ten thousand dollars (\$10,000), the measure of tax shall be a rate of zero percent (0%), pursuant to 42-6106, needed to fund the Plan.

BE IT FURTHER RESOLVED that the Pinal RTA will provide to Pinal County's Board of Supervisors all information necessary for the election ballot and related materials, including without limitation; a description of each element of the Plan, a separate percentage share and dollar share of the Tax revenues allocated to each element and a map of proposed routes and transportation corridors.

BE IT FURTHER RESOLVED that the Executive Director of the Pinal RTA will promptly provide a certified copy of this Resolution to Pinal County's Board of Supervisors.

BE IT FURTHER RESOLVED that the Executive Director of the Pinal RTA is hereby authorized and directed to take all steps necessary and proper to cooperate with Pinal County to facilitate the Election, including the negotiation, for subsequent Board action, of appropriate agreements with Pinal County and the Pinal County Recorder, for the conduct of the Election.

PASSED AND ADOPTED by the Board of Directors of the Pinal Regional Transportation Authority this 5th day of June, 2017.



Pinal Regional Transportation Authority
Board Chair

Certification:

Andrea Robles, the Interim Executive Director of the Pinal RTA, hereby certifies and attests that she has access to the official records of the Board of the Pinal RTA, and that the foregoing Resolution was duly adopted by the Board of the Pinal RTA on June 5th, 2017, at a duly noticed and public meeting, and that this Resolution has not been altered or amended and remains in full force and effect on the date stated below.



Interim Executive Director

Date: 06/05/17

Approved as to form:



Pinal Regional Transportation Authority
Attorney