

RESOLUTION NO. 3219

RESOLUTION AUTHORIZING THE MAYOR TO SIGN AND SUBMIT A  
“TRANSIT AGENCY SALES TAX COLLECTION CERTIFICATION FORM”,  
AND FURTHER CONFIRMING THE CITY COUNCIL’S INTENT TO NOT  
DELAY, DIVERT, SUPPLANT OR SUSPEND COLLECTION OF APPROVED  
LOCAL SALES AND USE TAXES THAT ARE FOR THE PURPOSE OF PUBLIC  
TRANSPORTATION DURING THE STATE’S 2025-2027 FISCAL BIENNIUM

WHEREAS, During the recently-concluded 2025 state legislative session, Engrossed Substitute Senate Bill (ESSB) 5161 was passed by the legislature, only partially vetoed by the Governor, and the un-vetoed portion thereof then became a law following a signature thereon by the Governor; and

WHEREAS, ESSB 5161 became a law via the session laws, specifically within Chapter 416, Laws of 2025; and

WHEREAS, the item contains the state’s transportation budget for the current state 2025-2027 fiscal biennium. Accordingly, ESSB 5161 did not create or modify a portion of the RCWs (whereas a change to the RCWs typically does occur when session laws are enacted for non-budget actions); and

WHEREAS, within ESSB 5161, the state imposed a new certification requirement for municipalities that seek various grants from WSDOT. In short, it is now a prerequisite to potential award of certain grants that the grant-seeking municipality must certify that it will not stop collecting on any existing local sales or use taxes that are for the purpose of public transportation. Stated inversely, the municipality must promise to keep collecting on those local taxes, as a prerequisite to potentially being award grants from WSDOT; and

WHEREAS, the state has transmitted a “Transit Agency Sales Tax Collection Certification Form” and has asked the City to sign and return it; and

WHEREAS, the terms of the form are acceptable to City staff and City staff has sought approval from the City Council for the Mayor to sign and submit it; and

WHEREAS, in addition to having the Mayor sign and submit the form, the City Attorney believes that the City Council should further confirm, directly on its own behalf, that the City Council’s current intent is not to negate or lessen any local sales or use taxes related to public transportation between now and the end of 2027; and

WHEREAS, the City Council finds that good cause exists;


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NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SELAH, WASHINGTON as follows:

Section 1. Mayor Authorized. The Mayor is authorized to sign and submit to WSDOT the "Transit Agency Sales Tax Collection Certification Form" in the form appended hereto.

Section 2. City Council's Intent. The City Council hereby confirms its current intent is to not delay, divert, supplant or suspend collection of approved local sales and use taxes that are for the purpose of public transportation during the state's 2025-2027 fiscal biennium.

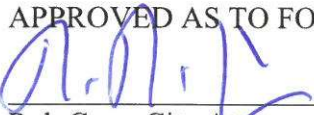
PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELAH, WASHINGTON, this 8<sup>th</sup> day of July, 2025.

  
\_\_\_\_\_  
Roger Bell, Mayor

ATTEST:

  
\_\_\_\_\_  
Courtney McGarity, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Rob Case, City Attorney



Washington State  
Department of Transportation

**Transit Agency Sales Tax  
Collection Certification Form**  
Compliance with ESSB 5161 requirements

Complete section A by marking "yes/no" checkmarks on the certification below.

Organization Name <u>City of Sehal</u>		
Name and Title of Contact Person <u>Rocky Wallace Public Works Director</u>	Telephone Number <u>509-698-7365</u>	Email Address <u>Rocky.wallace@sehal.wa.gov</u>
<b>Section A - Sales and use taxes (ESSB 5161)</b>		
My organization will not delay, divert, supplant, or suspend the collection of approved local sales and use taxes for the purpose of public transportation during the 2025-2027 fiscal biennium. <input type="checkbox"/> Yes <input type="checkbox"/> No		
Certification must be completed by someone authorized or delegated to sign contracts on behalf of your organization. I hereby certify that, to the best of my knowledge, the provided information is true and accurate.		
<u>Roger L. Bell, Mayor</u> Print or type name and title	<u>[Signature]</u> Signature	<u>7-8-25</u> Date