



Special Meeting Agenda

Cowlitz Transit Authority Board Composition Review

*Dennis Weber (Chair), Mike Wallin (Vice Chair),
Lisa Alexander, Kim LeFebvre, MaryAlice Wallis
Anthony Harris (Nonvoting), Spencer Boudreau (Alternate),
Mike Karnofski (Alternate), Arne Mortensen (Alternate)*

Wednesday, July 13, 2022	3:30 PM	Longview Council Chambers 1525 Broadway St, Longview Hybrid Meeting
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NOTICE IS HEREBY GIVEN, in accordance with RCW Chapter 42.30, that a Special Meeting will be held by the Cowlitz County legislative authority and an elected representative of each city within the boundaries of the Public Transportation Benefit Area (Longview-Kelso) in the Longview City Hall Council Chamber, 1525 Broadway, Longview, Washington on **Wednesday, July 13, 2022, at 3:30 p.m.**

The purpose of this meeting is to review the composition of the governing board of the PTBA in accordance with RCW 36.57A.055. Final disposition shall be taken on no other matter. The meeting is also available by Zoom.

Should a quorum not be present, the Special Meeting shall be adjourned and reconvened during a recess of the regularly scheduled Cowlitz Transit Authority Board meeting on July 13, 2022, at 4:00 p.m. in the Longview Council Chamber, 1525 Broadway, Longview, Washington.

Zoom meeting link: <https://us02web.zoom.us/j/82996102309>

Telephone options (dial any of the following numbers):

1 253 215 8782
1 408 638 0968
1 669 900 6833
1 346 248 7799
1 312 626 6799
1 646 876 9923
1 301 715 8592

Webinar ID: 829 9610 2309

The City Hall is accessible for persons with disabilities. Any person interested may attend and be heard on the said matter via a moderator. Special equipment to assist the hearing impaired is also available. Please contact the Clerk's Office at (360) 442-5664 forty-eight (48) hours in advance if you require special accommodations to attend the meeting and information about Zoom accessibility.

- CALL TO ORDER**
- ROLL CALL**

3. **SPECIAL MEETING TO REVIEW COWLITZ TRANSIT AUTHORITY BOARD COMPOSITION**
Presented by Tabitha Hayden

22-000406 SUMMARY STATEMENT:

In accordance with RCW 36.57A.055 and RCW 36.57A.050, public transportation benefit areas are required to conduct a review of the composition of PTBA boards every four years. The last review of the Board composition was performed at a public hearing on June 13, 2018.

RECOMMENDED ACTION:

Review RCW 36.57A.055 and RCW 36.57A.050

22-000424 RCW 36.57A.055

22-000425 RCW 36.57A.050

4. **PUBLIC HEARING - COWLITZ TRANSIT AUTHORITY BOARD COMPOSITION REVIEW**

22-000407 RECOMMENDED ACTION:

Hold a public hearing to receive citizen input on the Cowlitz Transit Authority Board Composition Review;

THEN:

Motion to maintain the existing Cowlitz Public Transportation Benefit Area board composition as it currently stands.

5. **ADJOURNMENT**

Agenda Summary

PTBA BOARD COMPOSITION REVIEW

SUMMARY STATEMENT:

In accordance with RCW 36.57A.055 and RCW 36.57A.050, a public transportation benefit area (PTBA) is required to conduct a review of the composition of PTBA boards every four years. A special meeting of members of the county legislative authority and the elected representative of each city within the PTBA shall be held prior to the regular scheduled Cowlitz Transit Authority board meeting to review the composition of the PTBA board.

The last review of the Board composition was performed at a public hearing on June 13, 2018. The Cowlitz Public Transportation Benefit Area has not expanded significantly to include population changes that would warrant a re-distribution of elected members selected to represent each jurisdiction. Staff recommends maintaining the status quo at this time. The next review will occur July 8, 2022

RECOMMENDED ACTION:

Review RCW 36.57A.055 and RCW 36.57A.050

RCW 36.57A.055

Governing body—Periodic review of composition.

After a public transportation benefit area has been in existence for four years, members of the county legislative authority and the elected representative of each city within the boundaries of the public transportation benefit area shall review the composition of the governing body of the benefit area and change the composition of the governing body if the change is deemed appropriate. When determining if a change to the composition of the governing body is appropriate, the proportional representation requirements of RCW 36.57A.050 must be taken into consideration if the population of the county in which the public transportation benefit area is located is more than four hundred thousand and the county does not also contain a city with a population of seventy-five thousand or more operating a transit system pursuant to chapter 35.95 RCW, and the composition of the governing body must be changed if necessary to meet this requirement. The review shall be at a meeting of the designated representatives of the component county and cities, and the majority of those present shall constitute a quorum at such meeting. Twenty days notice of the meeting shall be given by the chief administrative officer of the public transportation benefit area authority. After the initial review, a review shall be held every four years.

If an area having a population greater than fifteen percent, or areas with a combined population of greater than twenty-five percent of the population of the existing public transportation benefit area as constituted at the last review meeting, annex to the public transportation benefit area, or if an area is added under RCW 36.57A.140(2), the representatives of the component county and cities shall meet within ninety days to review and change the composition of the governing body, if the change is deemed appropriate. This meeting is in addition to the regular four-year review meeting and shall be conducted pursuant to the same notice requirement and quorum provisions of the regular review.

[2018 c 154 § 2; 1991 c 318 § 16; 1983 c 65 § 4.]

NOTES:

Effective date—2018 c 154: See note following RCW 36.57A.050.

Intent—1991 c 318: See note following RCW 36.57A.040.

RCW 36.57A.050

Governing body—Selection, qualification, number of members—Travel expenses, compensation.

Within sixty days of the establishment of the boundaries of the public transportation benefit area the members of the county legislative authority and the elected representative of each city within the area shall provide for the selection of the governing body of such area, the public transportation benefit area authority, which shall consist of elected officials selected by and serving at the pleasure of the governing bodies of component cities within the area and the county legislative authority of each county within the area. The members of the governing body of the public transportation benefit area, if the population of the county in which the public transportation benefit area is located is more than four hundred thousand and the county does not also contain a city with a population of seventy-five thousand or more operating a transit system pursuant to chapter 35.95 RCW, must be selected to assure proportional representation, based on population, of each of the component cities located within the public transportation benefit area and the unincorporated areas of the county located within the public transportation benefit area, to the extent possible within the restrictions placed on the size of the governing body of a public transportation benefit area. If necessary to assure such proportional representation, multiple cities may be represented by a single elected official from one of the cities. A majority of the governing board may not be selected to represent a single component city. If at the time a public transportation benefit area authority assumes the public transportation functions previously provided under the interlocal cooperation act (chapter 39.34 RCW) there are citizen positions on the governing board of the transit system, those positions may be retained as positions on the governing board of the public transportation benefit area authority.

Within such sixty-day period, any city may by resolution of its legislative body withdraw from participation in the public transportation benefit area. The county legislative authority and each city remaining in the public transportation benefit area may disapprove and prevent the establishment of any governing body of a public transportation benefit area if the composition thereof does not meet its approval.

In no case shall the governing body of a single county public transportation benefit area be greater than nine voting members and in the case of a multicounty area, fifteen voting members. Those cities within the public transportation benefit area and excluded from direct membership on the authority are hereby authorized to designate a member of the authority who shall be entitled to represent the interests of such city which is excluded from direct membership on the authority. The legislative body of such city shall notify the authority as to the determination of its authorized representative on the authority.

There is one nonvoting member of the public transportation benefit area authority. The nonvoting member is recommended by the labor organization representing the public transportation employees within the local public transportation system. If the public transportation employees are represented by more than one labor organization, all such labor organizations shall select the nonvoting member by majority vote. The nonvoting member shall comply with all governing bylaws and policies of the authority. The chair or cochair of the authority shall exclude the nonvoting member from attending any executive session held for the purpose of discussing negotiations with labor organizations. The chair or cochair may exclude the nonvoting member from attending any other executive session. The requirement that a nonvoting member be appointed to the governing body of a public transportation benefit area authority does not apply to an authority that has no employees represented by a labor union.

Each member of the authority is eligible to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060 and to receive compensation, as set by the authority, in an amount not to exceed forty-four dollars for each day during which the member attends official meetings of the authority or performs prescribed duties approved by the chair of the authority. Except that the authority may, by resolution, increase the payment of per diem compensation to each member from forty-four dollars up to

ninety dollars per day or portion of a day for actual attendance at board meetings or for performance of other official services or duties on behalf of the authority. In no event may a member be compensated in any year for more than seventy-five days, except the chair who may be paid compensation for not more than one hundred days: PROVIDED, That compensation shall not be paid to an elected official or employee of federal, state, or local government who is receiving regular full-time compensation from such government for attending meetings and performing prescribed duties of the authority.

The dollar thresholds established in this section must be adjusted for inflation by the office of financial management every five years, beginning January 1, 2024, based upon changes in the consumer price index during that time period. "Consumer price index" means, for any calendar year, that year's annual average consumer price index, for Washington state, for wage earners and clerical workers, all items, compiled by the bureau of labor and statistics, United States department of labor. If the bureau of labor and statistics develops more than one consumer price index for areas within the state, the index covering the greatest number of people, covering areas exclusively within the boundaries of the state, and including all items shall be used for the adjustments for inflation in this section. The office of financial management must calculate the new dollar threshold and transmit it to the office of the code reviser for publication in the Washington State Register at least one month before the new dollar threshold is to take effect.

A person holding office as commissioner for two or more special purpose districts shall receive only that per diem compensation authorized for one of his or her commissioner positions as compensation for attending an official meeting or conducting official services or duties while representing more than one of his or her districts. However, such commissioner may receive additional per diem compensation if approved by resolution of all boards of the affected commissions.

[2020 c 83 § 2; 2018 c 154 § 1; 2010 c 278 § 3; 2009 c 549 § 4097; 2007 c 469 § 14; 1998 c 121 § 15; 1983 c 65 § 3; 1977 ex.s. c 44 § 2; 1975 1st ex.s. c 270 § 15.]

NOTES:

Effective date—2018 c 154: "This act takes effect August 1, 2018." [2018 c 154 § 3.]

Severability—Effective date—1977 ex.s. c 44: See notes following RCW 36.57A.030.

Severability—Effective date—1975 1st ex.s. c 270: See notes following RCW 35.58.272.