

**RESOLUTION OF THE WAKE COUNTY BOARD OF COMMISSIONERS TO
AUTHORIZE AND APPROVE AN ADVISORY REFERENDUM ON THE LEVY OF AN
ADDITIONAL ONE-HALF PERCENT (1/2%) LOCAL SALES AND USE TAX FOR
PUBLIC TRANSPORTATION**

WHEREAS, the North Carolina General Assembly enacted the Local Government Public Transportation Sales Tax Act ("Act") in Chapter 105, Article 43 of the North Carolina General Statutes which authorizes counties and regional public transportation authorities created pursuant to Article 26 of Chapter 160A of the General Statutes to create a special district for the purpose of holding a local election on the adoption of a sales and use tax for financing local public transportation systems within the special district; and

WHEREAS, the Research Triangle Regional Public Transportation Authority d/b/a/ Triangle Transit, also known as GoTriangle ("GoTriangle") is a regional public transportation authority created pursuant to Article 26 of Chapter 160A of the North Carolina General Statutes with the authority to create a special district on behalf of its member counties, which includes the counties of Durham, Orange, and Wake; and

WHEREAS, GoTriangle, Capital Area Metropolitan Planning Organization (CAMPO), Wake County, Town of Cary, City of Raleigh, Raleigh-Durham Airport Authority, N.C. State University, and the Research Triangle Foundation have worked in partnership to prepare the Recommended Wake County Transit Plan ("Wake County Transit Plan"); and

WHEREAS, pursuant to a resolution dated May 2, 2016, the Wake County Board of Commissioners ("Board") requested GoTriangle to expand the Western Triangle Tax District by adding the entire jurisdiction of Wake County and rename it the "Triangle Tax District" ("Special District") for the contemplated purpose of holding an advisory referendum on the levy of an additional one-half percent (1/2%) local sales and use tax pursuant to N.C.G.S. § 105-508, *et seq.* to fund the Wake County Transit Plan, subject to certain conditions by the Board; and

WHEREAS, on May 18, 2016, pursuant to authorizing resolution, the CAMPO Executive Board approved the Wake County Transit Plan, inclusive of the Financial Plan, and the Transit Governance Interlocal Agreement; and

WHEREAS, on May 25, 2016, pursuant to authorizing resolution ("GoTriangle Resolution"), the GoTriangle Board of Trustees expanded the Western Triangle Tax District to include the entire territory of Wake County, renamed the district the "Triangle Tax District", approved the Wake County Transit Plan inclusive of the Financial Plan and the Transit Governance Interlocal Agreement; and

WHEREAS, the May 25, 2016 GoTriangle Resolution, subject to this Board's approval of an advisory referendum and public hearing to be held for the same, also requests and directs the Wake County Board of Elections to call a special election for a referendum to be held in accordance with N.C.G.S. § 163-287, during the normal time the polls are open on Tuesday, November 8, 2016, at which time there shall be submitted to the qualified voters of Wake County the ballot question of whether an additional one-half percent (1/2%) sales and use tax should be levied in Wake County to fund public transportation systems; and

WHEREAS, on June 6, 2016 the Wake County Board of Commissioners approved the Wake County Transit Plan and the Transit Governance Interlocal Agreement; and

WHEREAS, implementation of the Wake County Transit Plan and the Transit Governance Interlocal Agreement are both contingent upon financing derived from the levy of the additional one-half percent (1/2%) local sales and use tax pursuant to N.C.G.S. § 105-508, *et seq.*; and

WHEREAS, the Board of Commissioners, at least thirty (30) days before the date of the election, has held a public hearing concerning an advisory referendum on the question of whether to levy an additional one-half percent (1/2%) local sales and use tax, in addition to the current sales and use taxes, to be used only for current public transportation systems included in the Wake County Transit Plan pursuant to N.C.G.S. 105-509.

NOW THEREFORE, the Board of Commissioners of Wake County ("Board") resolves that:

1. The action taken by the GoTriangle Board of Trustees on May 25, 2016 with respect to the conduct of an advisory referendum in Wake County is approved and the Wake County Board of Commissioners by a majority vote hereby approves and authorizes GoTriangle through the action of the GoTriangle Board to call a special election for an advisory referendum on the question of whether to levy an additional one-half percent (1/2%) local sales and use tax, in addition to the current local sales and use taxes, to be used only for public transportation systems included in the Wake County Transit Plan pursuant to N.C.G.S. 105-509.
2. The Board hereby joins the GoTriangle Board of Trustees in requesting the Wake County Board of Elections, subject to the agreement of Board of Elections as to the proposed date, to conduct the advisory referendum to be held in accordance with N.C.G.S. § 163-287, during the normal time the polls are open on Tuesday, November 8, 2016, at which time there shall be submitted to the qualified voters of Wake County, the ballot question stated in the paragraph below.
3. The form of the question to appear in the ballots and the instructions to Wake County voters for said advisory referendum shall be substantially as follows:

"[] FOR [] AGAINST

One-half percent (1/2%) local sales and use taxes, in addition to the current local sales and use taxes, to be used only for public transportation systems."

4. The Clerk to the Board is hereby authorized and directed to mail or deliver a certified copy of this Resolution to the Wake County Board of Elections and GoTriangle within three days after the passage hereof.

5. The Board hereby authorizes the County Manager to take any actions necessary to effect the provisions of this Resolution.
6. This Resolution shall take effect upon its passage.

Adopted this 6th day of June, 2016.

Chairman
James West

ATTEST: _____