

**RESOLUTION OF THE WAKE COUNTY BOARD OF COMMISSIONERS TO  
AUTHORIZE AND APPROVE AN INCREASE IN THE REGIONAL TRANSIT  
AUTHORITY REGISTRATION TAX**

WHEREAS, the North Carolina General Assembly enacted the Regional Transit Authority Registration Tax in Chapter 105, Article 51 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 special district(s) for the purpose of levying an annual vehicle registration tax (“Transit Authority Registration Tax”) on certain motor vehicles within its jurisdiction at rate not to exceed eight dollars (\$8.00) per vehicle to raise revenue for capital and operating expenses of an Authority to provide public transportation systems; 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 levy a Transit Authority Registration Tax and create a special district on behalf of its member counties, which includes the counties of Durham, Orange, and Wake in accordance with N.C.G.S. §105-560, *et seq.*; and

WHEREAS, pursuant to a resolution dated August 28, 1991, GoTriangle approved a Transit Authority Registration Tax among qualifying motor vehicles in Wake County in the annual amount of five dollars (\$5.00) and is currently levying the Transit Authority Registration Tax in Wake County at the same annual tax rate; and

WHEREAS, the Transit Authority Registration Tax is a local source of revenue identified in the Wake County Transit Plan, Wake County Transit Financial Plan (“Financial Plan”) and Wake County Transit Governance Interlocal Agreement (“Governance ILA”), all being approved by the Wake County Board of Commissioners, Capital Area Metropolitan Planning Organization (CAMPO), and GoTriangle; and

WHEREAS, subject to this Board’s approval of an increase in the Transit Authority Registration Tax and approval by the GoTriangle Special Tax Board, the GoTriangle Board of Trustees may increase the Transit Authority Registration Tax in the amount of three dollars (\$3.00) for a total annual rate of eight dollars (\$8.00) in accordance with N.C.G.S. §105-561; and

WHEREAS, implementation of the Wake County Transit Plan and the Governance ILA are both contingent upon financing derived from the \$3.00 increase in the Transit Authority Registration Tax to be put in place by Go Triangle, to be used in combination with other local sources of tax revenue identified in the Governance ILA and Financial Plan; and

WHEREAS, a public hearing has been conducted before the Board of Commissioners on the proposed increase of the Transit Authority Registration Tax and proper notice has been duly published; and

WHEREAS, the Board of Commissioners requests the GoTriangle Special Tax Board and Board of Trustees to convene at its earliest available date for the purpose of considering the adoption of the proposed three dollar (\$3.00) increase in the Transit Authority Registration Tax

in Wake County, the proceeds of which will be used to fund the Wake County Transit Work Plan in accordance with the provisions contained in the Governance ILA; and

WHEREAS, the Board of Commissioners also requests the GoTriangle Board of Trustees to issue notice and hold a public hearing on the proposed three dollar (\$3.00) increase in Transit Authority Registration Tax in Wake County for use of the proceeds to fund the Wake County Transit Work Plan in accordance with the provisions contained in the Governance ILA; and

WHEREAS, the Board of Commissioners also directs GoTriangle, upon final approval of the proposed increase in the Transit Authority Registration Tax on applicable motor vehicles with tax situs in Wake County, to deliver certified Resolutions from the Board of Commissioners, the GoTriangle Special Tax Board and the GoTriangle Board of Trustees verifying said approvals, to the North Carolina Division of Motor Vehicles for the collection and administration of the tax in accordance with N.C.G.S. § 105-561(c) .

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

1. The Board hereby authorizes and approves an increase in the Transit Authority Registration Tax by the Board of Trustees of the Research Triangle Regional Public Transportation Authority d/b/a/ Triangle Transit, also known as GoTriangle on those qualifying motor vehicles with a tax situs in Wake County in the amount of three dollar (\$3.00) at a total rate not to exceed eight dollars (\$8.00), subject to all other approvals required pursuant to N.C.G.S. § 105-561 and § 105-562.
2. The Board hereby approves and authorizes GoTriangle through the action of its Special Tax Board and Board of Trustees to timely consider approval of the proposed three dollar (\$3.00) increase in the Transit Authority Registration Tax, to be used only for public transportation systems included in the Wake County Transit Work Plan as identified in the Governance ILA and pursuant to N.C.G.S. 105-564.
3. The approved three dollar (\$3.00) increase in the Transit Authority Registration Tax on qualifying motor vehicles registered in Wake County shall only become effective upon formal adoption by the governing boards of GoTriangle for the same increase in accordance with the procedures outlined in N.C.G.S. §105-561.
4. The Clerk to the Board is hereby authorized and directed to mail or deliver a certified copy of this Resolution to GoTriangle within three days after the passage hereof for delivery to the North Carolina Division of Motor Vehicles upon final adoption by the GoTriangle Board of Trustees.
5. Collection and administration of the three dollar (\$3.00) increase in the Transit Authority Registration Tax, and all liability connected therewith, is with the North Carolina Division of Motor Vehicles and shall begin and continue on and after the first day of the sixth calendar month after final adoption tax increase by the GoTriangle Board of Trustees pursuant to N.C.G.S. § 105-562.

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

Adopted this 5<sup>th</sup> day of December, 2016.

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Chairman

ATTEST: \_\_\_\_\_