

CITY OF MARYSVILLE JOINT RESOLUTION NO. _____;

SNOHOMISH COUNTY FIRE PROTECTION DISTRICT NO. 12
JOINT RESOLUTION NO. _____

MARYSVILLE FIRE DISTRICT CONSOLIDATED FIRE DEPARTMENT
JOINT RESOLUTION NO. _____;

A JOINT RESOLUTION OF THE CITY OF MARYSVILLE, THE SNOHOMISH COUNTY FIRE PROTECTION DISTRICT NO. 12, AND THE MARYSVILLE FIRE DISTRICT, A CONSOLIDATED FIRE DEPARTMENT; AUTHORIZING THE TRANSFER OF CERTAIN FUND BALANCES TO THE DULY ESTABLISHED MARYSVILLE FIRE DISTRICT REGIONAL FIRE AUTHORITY.

WHEREAS, the City of Marysville (“City”) and the Snohomish County Fire Protection District No. 12 (“District 12”), by Interlocal Agreement in 1991, created the Marysville Fire District (District) to provide fire and emergency response services within the corporate limits of the City of Marysville and the boundaries of the Snohomish County Fire Protection District No. 12; and

WHEREAS, pursuant to that certain Agreement for Joint Operations of Fire and Emergency Medical Protection Facilities dated April 18, 2016, as amended by amendments one through four thereto (the “Agreement”), the City and District 12 continued the relationship established by agreement in 1991 and established a Consolidated Fire Department known as the Marysville Fire District; and

WHEREAS, pursuant to paragraph 17 of the Agreement, upon termination of the Agreement, all property owned by District 12 shall remain the property of District 12, all property owned by City shall remain the property of City, and all jointly owned property and jointly purchased property acquired under the terms of the Agreement shall be disposed of on an equitable basis and in such manner as may be agreed upon between the City and District 12; and

WHEREAS, with the growing needs of the community within the service area and the demands for enhanced fire and EMS services the City and the District determined that it was in the public interest to place a measure before the voters that if approved would result in formation of a regional fire authority (RFA); and

WHEREAS, pursuant to RCW 52.26.030 and 52.26.040 the City and the District formed an RFA Planning Committee to evaluate the feasibility of creating a new and separate regional fire authority to provide the fire protection and emergency services within the boundaries of the City and the District; and

WHEREAS, the members of the Planning Committee included the Marysville Mayor, three City Council members and the three Fire District Commissioners. Over a period

of several months, the Planning Committee met and prepared a Marysville Fire District Regional Fire Authority Plan ("Plan") providing for the governance, design, financing, and development of fire protection and emergency services; and

WHEREAS, the Planning Committee held its final meeting on November 27, 2018, and unanimously recommended the City Council and District Commissioners approve and adopt the Plan by Joint Resolution; and

WHEREAS, pursuant to City Resolution No. 2460 passed February 11, 2019, and District No. 12 Resolution No. 2019 A-1 passed February 20, 2019, the City and District approved and adopted the Plan which certified the Plan to be placed on the ballot for approval pursuant RCW 52.26.060; and

WHEREAS, authority to form a Regional Fire Authority is set forth in Chapter 52.26 RCW which requires that voters of the area affected by the Plan must approve the formation of a Regional Fire Authority; and

WHEREAS, pursuant to the special election held on April 23, 2019, for consideration of Ballot Measure Proposition No. 1, the voters approved and authorized the creation of the Marysville Fire District, a regional fire authority effective October 1, 2019; and

WHEREAS, RCW 52.26.100(2)(a) states in pertinent part "all reports, documents, surveys, books, records, files, papers, or written material in the possession of the participating fire protection jurisdiction pertaining to fire protection and emergency services powers, functions, and duties shall be delivered to the regional fire protection service authority; all real property and personal property including cabinets, furniture, office equipment, motor vehicles, and other tangible property employed by the participating fire protection jurisdiction in carrying out the fire protection and emergency services powers, functions, and duties shall be transferred to the regional fire protection service authority"; and

WHEREAS, RCW 52.26.100(4) states that "[t]he transfer of the powers, duties, functions, and personnel of the participating fire protection jurisdiction shall not affect the validity of any act performed before creation of the regional fire protection service authority"; and

WHEREAS, by this Joint Resolution the City of Marysville, the Snohomish County Fire Protection District No. 12, and the Marysville Fire District a consolidated fire department, desires to transfer certain fund balances and authorize the continuation of certain levies and assessments pursuant to RCW 52.26.100(2)(a) and the Plan, or as may be agreed upon by the parties; and

WHEREAS, the Marysville Fire District, a regional fire authority, pursuant to RCW 52.26.100(2)(a) and the Plan, desires to accept the transfer of certain fund balances and future levies and assessments, which transfer is made pursuant to the terms of RCW 52.26.100(2)(a) and the Plan;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARYSVILLE AS FOLLOWS:

Section 1. TRANSFER AND AUTHORIZATION The City of Marysville transfers any fund balances jointly held with the Marysville Fire District, a consolidated fire department, and to continue to asses, collect and transfer any and all assessments and levies as set forth in the Plan or as may be agreed upon by the parties, to the Marysville Fire Protection District, a regional fire authority, pursuant to the terms of RCW 52.26.100(2)(a) and the Plan, and further authorizes the Mayor to execute any and all documents necessary to effectuate the authorization of this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR THE SNOHOMISH COUNTY FIRE PROTECTION DISTRICT NO. 12 AS FOLLOWS:

Section 1. TRANSFER AND AUTHORIZATION The Snohomish County Fire Protection District No. 12 transfers any fund balances jointly held with the Marysville Fire District, a consolidated fire department, as set forth below, and to continue to asses, collect and transfer any and all assessments and levies as set forth in the Plan, or as may be agreed upon by the parties, to the Marysville Fire Protection District, a regional fire authority, pursuant to the terms of RCW 52.26.100(2)(a) and the Plan, and further authorizes the Chair, or designee, to execute any and all documents necessary to effectuate the authorization of this Resolution.

1. Effective 10/01/2019, all cash and investment asset balances (current and receivable) of Snohomish County Fire District No. 12 County Treasurer funds, shall be transferred to the newly established Marysville Fire District RFA County Treasurer funds as follows:

Transferring Funds		Receiving Funds	
Number	Name	Number	Name
780-70	Fire District No 12 Expense Fund	778-70	Marysville Fire District RFA Expense Fund
780-73	Fire District No. 12 Reserve Fund	778-73	Marysville Fire District RFA Capital/Reserve Fund

2. Effective 10/01/2019, all future receipts and refunds of Snohomish County Fire District No. 12 Regular and EMS levy property tax collections (Property tax assessor report account numbers 780900,780925, 788900, 788925) shall be automatically deposited/withdrawn into/from the Marysville Fire District RFA Expense Fund 778-70.
3. Effective 10/01/2019, all future election costs associated with Fire District No. 12 commissioner positions shall be automatically deducted from the Marysville Fire District RFA Expense Fund 778-70.
4. The District authorizes the Snohomish County Treasurer to close the Fire District No. 12 Reserve Fund 780-73.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS FOR THE MARYSVILLE FIRE DISTRICT AS FOLLOWS:

Section 1. TRANSFER AND AUTHORIZATION The Marysville Fire District, a consolidated fire department, transfers any fund balances held by it, to the Marysville Fire District, a regional fire authority, pursuant to the terms of RCW 52.26.100(2)(a) and the Plan, and further authorizes the Chair, or designee, to execute any and all documents necessary to effectuate the authorization of this Resolution.

1. Effective 10/01/2019, all cash and investment asset balances (current and receivable) of Marysville Fire District County Treasurer funds, shall be transferred to the newly established Marysville Fire District RFA County Treasurer funds as follows:

Transferring Funds		Receiving Funds	
Number	Name	Number	Name
781-70	Marysville Fire District Expense Fund	778-70	Marysville Fire District RFA Expense Fund
781-72	Marysville Fire District Apparatus Fund	778-72	Marysville Fire District RFA Apparatus Fund
781-73	Marysville Fire District Reserve Fun	778-73	Marysville Fire District RFA Capital/Reserve Fund
781-75	Marysville Fire District Reserve Fund #20	778-70	Marysville Fire District RFA Expense Fund

2. Authorization for the Snohomish County Treasurer to close all former Marysville Fire District Funds, numbers 781-70, 781-72, 781-73, 781-75.
3. Authorize the transfer of ownership for all existing Marysville Fire District imprest/revolving accounts held outside of the Snohomish County Treasurer's Office.

CITY OF MARYSVILLE

ADOPTED by the City Council at an open public meeting this ____ day of September, 2019.

CITY OF MARYSVILLE

By _____
Jon Nehring, Mayor

ATTEST:

APPROVED AS TO FORM:

By _____
Jan Berg, City Clerk

By _____
Jon Walker, City Attorney

SNOHOMISH COUNTY FIRE PROTECTION DISTRICT NO. 12

ADOPTED by the Snohomish County Fire Protection District No. 12 this ____ day of September, 2019.

BOARD OF COMMISSIONERS

Chairperson

Commissioner

Commissioner

ATTEST:

District Secretary

MARYSVILLE FIRE DISTRICT, A CONSOLIDATED FIRE DEPARTMENT

ADOPTED by the Marysville Fire District, a consolidated fire department this ____ day of September, 2019.

BOARD OF DIRECTORS

Chairperson

Board Member

Board Member

Board Member

Board Member

Board Member

Board Member

ATTEST:

District Secretary