

EMERGENCY COMMUNICATIONS AND FACILITIES PROGRAM ADVISORY BOARD

Meeting Minutes

December 20, 2018

Members Present:

Ty Trenary – Chair

George Hurst

Nate Nehring

Chris Alexander

Susan Neely

Richard Schrock

Bob Colinas

Jon Nehring

Dan Templeman

Others:

Brian Haseleu

Nathan Kennedy

Kurt Mills

Terry Peterson

Brad Steiner

Cecilia Wilson

The Advisory Board met immediately following the Snohomish County 911 Board meeting, at the South County Fire Administration Building. Sheriff Ty Trenary, starting the meeting with introductions and then the group discussed establishing when where and what time future meetings would take place. It was decided that an online poll will be sent out by Sheriff Trenary.

Advisory Board Role/information

The group established that the role of the Advisory Board is to empower staff to make decisions, when staff brings decision points forward the Board should have a simple review process so they can move their recommendations to the Executive and Council forward in a timely manner. It was also made clear that Advisory Board is not a sub set of the 911 Board. Annual appointments were also discussed. The Personnel Committee will be reviewing draft of Snohomish County Code (SCC) amendments.

Five Year revenue & Expenditure Plan

Discussion turned to the Budget. County Finance staff were on hand to walk Board members through a high level overview of the Sales Tax and SERS radio system upgrade project, as well as a 6 year preliminary draft plan for the use of the emergency communications and facilities sales tax.

ILA

Susan Neely stated that the interlocal between the County and SERS (now Snohomish County 911) has been approved, and she provided the priority uses of the sales tax revenue as it concerns the radio project (attached). She went on to speak to what the allowable costs are in RCW 82.14.420 and the language that currently exists in SCC (attached).

Next Steps

It was decided that no action would be taken today on budget. Budget related decisions can be taken up at the next meeting on the 17th.

Closing-Next Meeting

Things to think about:

- Expenditure Priorities – spending paths
- Radios – staff recommendations
- Coverage – population growth

ILA Priorities

1. Initial payment – a payment of up to \$3.37 m for the first milestone payment to Motorola (10% due upon SERS signing the contract)
2. Second, retaining the revenue generated from the sales tax start date of April 1, 2019 through December 31, 2019 to create a cash flow reserve
3. Third, for the period of January 1, 2019 through December 31, 2024, distributing financing to SERS on an invoiced-monthly bases to pay for the procuring, constructing and readying for use of the replacement system; as well as providing funds for the milestone payments to Motorola
4. Fourth, for the period of January 1, 2020 through December 31, 20135, funding the debt service payments associated with financing; noting that the County may appropriate any or all remaining sales tax revenue – however, debt service payments take priority.

RCW 82.14.420

Sales and use tax for emergency communication systems and facilities.

- (1) A county legislative authority may submit an authorizing proposition to the county voters, and if the proposition is approved by a majority of persons voting, fix and impose a sales and use tax in accordance with the terms of this chapter for the purposes designated in subsection (3) of this section.
- (2) The tax authorized in this section shall be in addition to any other taxes authorized by law and shall be collected from those persons who are taxable by the state under chapters **82.08** and **82.12** RCW upon the occurrence of any taxable event within the county. The rate of tax shall equal one-tenth of one percent of the selling price in the case of sales tax, or value of the article used, in the case of a use tax.
- (3) Moneys received from any tax imposed under this section shall be used solely for the purpose of providing funds for costs associated with financing, design, acquisition, construction, equipping, operating, maintaining, remodeling, repairing, reequipping, and improvement of emergency communication systems and facilities.
- (4) Counties are authorized to develop joint ventures to collocate emergency communication systems and facilities.
- (5) Prior to submitting the tax authorization in subsection (2) of this section to the voters in a county that provides emergency communication services to a governmental agency pursuant to a contract, the parties to the contract shall review and negotiate or affirm the terms of the contract.
- (6) Prior to submitting the tax authorized in subsection (2) of this section to the voters, a county with a population of more than five hundred thousand in which any city over fifty thousand operates emergency communication systems and facilities shall enter into an interlocal agreement with the city to determine distribution of the revenue provided in this section.

[2002 c 176 § 1.]

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4 Chapter 4.30
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6 Emergency Communication Systems and Facilities
7 Sales and Use Tax

8 Sections:

- 9
10 4.30.010 Imposition of sales and use tax.
11 4.30.020 Rate of tax imposed.
12 4.30.030 Collection and administration.
13 4.30.040 Emergency communication systems and facilities
14 fund.
15 4.30.050 Use of fund.
16 4.30.060 Emergency communication systems and facilities
17 advisory board.
18 4.30.070 Powers and duties of advisory board.
19 4.30.080 Appointment to advisory board.
20 4.30.900 Severability.

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22 4.30.010 Imposition of sales and use tax.
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24 There is hereby imposed a sales and use tax, as authorized by
25 RCW 82.14.420, upon every taxable event occurring within Snohomish
26 County. The tax shall be imposed upon and collected from those persons
27 from whom the state sales and use tax is collected pursuant to chapters
28 82.08 and 82.12 RCW. The sales and use tax imposed pursuant to this
29 chapter shall be in addition to those sales and use taxes imposed under
30 chapters 4.24 and 4.25 SCC.
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34 4.30.020 Rate of tax imposed.
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36 The rate of tax imposed by SCC 4.30.010 shall be one-tenth of one
37 percent (0.1%) of the selling price (in the case of sales tax) or value of the
38 article used (in the case of the use tax).
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40 4.30.030 Collection and administration.
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42 (1) The tax imposed by SCC 4.30.010 shall be collected and
43 administered in accordance with RCW 82.14.420. The county executive is
44 authorized and directed to execute any contracts with the state
45 department of revenue that may be necessary to provide for collection or
46 administration of the tax.

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(2) All revenues from the tax imposed by 4.30.010 shall be deposited into the emergency communication systems and facilities program fund created by SCC 4.30.040.

4.30.040 Emergency communication systems and facilities program fund.

(1) There is hereby created the emergency communication systems and facilities program fund. The resources of the fund shall consist of tax revenues into the fund pursuant to SCC 4.30.030 plus any investment or other income to the fund.

(2) The director of the finance department shall serve as fund manager and shall have the duties set out in SCC 4.05.050.

4.30.050 Use of fund.

Monies received from the tax imposed by SCC 4.30.010 shall be used for countywide emergency communication systems and facilities purposes as required by RCW 82.14.420. For purposes of this section, "emergency communication systems" has the same meaning as provided by RCW 82.14.420.

4.30.060 Emergency communication systems and facilities program advisory board.

There is hereby created the emergency communication systems and facilities program advisory board to serve in an advisory capacity regarding implementation and use of the tax imposed by SCC 4.30.010.

4.30.070 Powers and duties of advisory board.

The emergency communication systems and facilities program advisory board shall meet at least annually to make recommendations to the executive and legislative branches of county government relating to implementation and use of the tax imposed by this chapter.

4.30.080 Appointment to advisory board.

The emergency communication systems and facilities program advisory board shall be composed of not more than nine members. Appointments shall be made pursuant to chapter 2.03 SCC. The board shall include one city official and one fire commissioner nominated

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annually by the SERS Board; two elected city officials; one city police chief and one fire chief nominated annually by the Snohomish County 911 Board; a member of the County Council or designee; the County Executive or designee; and the Snohomish County sheriff or his/her designee. The advisory board shall be chaired by the sheriff.