

Adopted: 01/11/17
Effective: 01/27/17

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

ORDINANCE NO. 16-122

AMENDING CHAPTER 4.46 SCC TO BETTER ALIGN WITH STATE LAW

BE IT ORDAINED:

Section 1. Snohomish County Code Section 4.46.115, last amended by Ordinance 14-080 on September 24, 2014, is amended to read:

4.46.115 Property management division -- Administrative responsibilities.

Except as otherwise provided by ordinance or as delegated by executive order, the property management division shall be responsible for the administrative processes relating to the acquisition, management and disposition of property owned, leased, or otherwise held by the county. In exercising this responsibility, the property management division shall:

- (1) Assign an identification number to each item of personal property that is a capitalized asset;
- (2) Maintain original vehicle and equipment titles except titles to vehicles and equipment purchased or maintained through the equipment rental and revolving fund, which shall be maintained by the fleet management division of the department of facilities management;
- (3) Conduct inventory audits and maintain inventory records for county property;
- (4) Consolidate personal property into lots when doing so provides an advantage with respect to its management or disposition;
- (5) Determine the fair market value of surplus property by appraisal, market study, or other means appropriate to the type of property and determine whether, based on such fair market value and disposition costs, the surplus property is worthless;
- (6) Maintain all original deeds, easements, reservations of mineral rights and other documents evidencing title to real property except those documents relating to property held for county road purposes, which shall be maintained by the department of public works;
- (7) Maintain all original lease and license agreements except:
 - (a) Agreements relating to property within the boundaries of the Snohomish county airport, which shall be maintained by the Snohomish county airport manager;
 - (b) License agreements approved under SCC 2.32.150, which shall be maintained by the department of parks and recreation; and
 - (c) Residential leases of real property within the custodianship of the department of parks and recreation, which shall be maintained by the department of parks and recreation.

- 1 (8) Act as the designee of the county treasurer under RCW 36.34.080 as now enacted
2 or hereafter amended;
- 3 (9) Recommend removing the tax title status of property by paying the outstanding
4 taxes as provided in RCW 36.35.150(1) if the property may have use for a public
5 purpose;
- 6 (10) Advertise the disposition of surplus property as provided in SCC 4.46.250 or as
7 otherwise required by applicable law;
- 8 (11) Upon request from the public, provide verification or status of county ownership or
9 placement in county inventory for county real and personal property;
- 10 (12) Initiate requests to utilities to start or stop service delivery to county real property;
11 (13) Execute form trespass enforcement requests to local law enforcement agencies
12 having jurisdiction where county real property is located;
- 13 (14) Execute all documents for which the property management division is granted
14 signature authority;
- 15 (1((2))5) Conduct or approve the conduct of the disposition of all surplus county
16 property except disposition of property approved and conducted by the purchasing
17 manager or fleet manager pursuant to SCC 4.46.201;
- 18 (1((3))6) Execute all documents necessary to complete transactions for which the
19 property officer has approval authority.

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21 Section 2. Snohomish County Code Section 4.46.141, last amended by
22 Ordinance 14-080 on September 24, 2014, is amended to read:

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24 **4.46.141 Personal property -- Disposition of surplus property.**

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26 The county may dispose of surplus personal ((property)) property by:

27

- 28 (1) Public sale;
- 29 (2) Negotiated sale if the county offered the property for public sale and did not receive
30 a bid within the advertised minimum value and terms;
- 31 (3) Negotiated sale, lease, or trade to a governmental agency;
- 32 (4) Negotiated sale of cut or fallen timber for firewood;
- 33 (5) Trade for new equipment as provided in SCC 3.04.130(11);
- 34 (6) Recycling;
- 35 (7) Disposal or destruction;
- 36 (8) Any method approved by council motion if the council also determines an
37 emergency to exist with respect to the property; or
- 38 (9) Any method authorized by state law.

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40 ~~((All disposition of surplus personal property shall be at the fair market value of the
41 property except that council may authorize disposition at less than fair market value
42 upon making a written finding that the approved disposition will promote a county
43 purpose consistent with article VIII, section 7, of the Washington Constitution.))~~

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1 Section 3. Snohomish County Code Section 4.46.141, last amended by
2 Ordinance 14-080 on September 24, 2014, is amended to read:

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4 **4.46.181 Real property -- Disposition of surplus property.**
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6 The county may dispose of surplus real property by:

- 7
8 (1) Public sale;
9 (2) Negotiated sale if the county offered the property for public sale and did not receive
10 a bid within advertised minimum value and terms;
11 (3) Negotiated sale, lease, or trade to a governmental agency for consideration
12 sufficient to comply with RCW 43.09.210;
13 (4) Negotiated sale pursuant to a competitive selection process approved by the council
14 that requires the purchaser to contract with the county to develop the property within
15 parameters set by the selection process;
16 (5) Negotiated sale or lease for on-site development of affordable housing pursuant to a
17 request for proposals approved by the council;
18 (6) Negotiated sale to the owner of adjoining real property if the property sold is located:
19 (a) In unincorporated Snohomish County and does not meet the minimum lot size
20 or other dimensional requirements for residential or commercial development
21 under Title 30 SCC; or
22 (b) In an incorporated area and does not meet the minimum lot size or other
23 dimensional requirements for residential or commercial development under the
24 land development laws that apply to the property;
25 (7) Negotiated sale of property originally acquired for road right-of-way purposes to an
26 individual or entity in order to comply with a legal obligation to provide relocation
27 assistance;
28 (8) Trade for real property of equal or greater value;
29 (9) Negotiated or publicly bid lease;
30 (10) Granting easements;
31 (11) Releasing reserved mineral rights;
32 (12) Any method approved by council motion should the council also determine that an
33 emergency exists with respect to the property; and
34 (13) Any method authorized by state law.

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36 ~~((All disposition of surplus real property shall be at fair market value of the property
37 except that council may authorize disposition at less than fair market value upon making
38 a written finding that the approved disposition will promote a county purpose consistent
39 with article VIII, section 7, of the Washington Constitution.))~~
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1 PASSED this 11th day of January, 2016.

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4 SNOHOMISH COUNTY COUNCIL
5 Snohomish County, Washington

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9 Council Chair

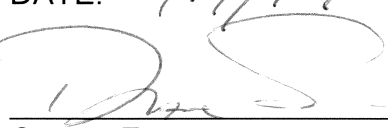
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11 ATTEST:

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13 _____
14 Asst. Clerk of the Council


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16 APPROVED

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18 EMERGENCY

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20 VETOED

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22 DATE: 1/17/17
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24 _____
25 County Executive

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27 ATTEST:

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29 _____
30 Cora Palmer

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34 Approved as to form only:

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37 _____
38 Deputy Prosecuting Attorney