

SNOHOMISH COUNTY COUNCIL
SNOHOMISH COUNTY, WASHINGTON

ORDINANCE NO. 18-037

PROVIDING FOR SUBMISSION TO THE QUALIFIED VOTERS OF
THE COUNTY A PROPOSITION AUTHORIZING A LOCAL SALES
AND USE TAX OF ONE TENTH OF ONE PERCENT (0.1%) FOR
EMERGENCY COMMUNICATION SYSTEMS AND FACILITIES;
ADOPTING A NEW CHAPTER 4.30 SCC

WHEREAS, the emergency radio system used by 19 local law
enforcement and 22 fire protection agencies throughout Snohomish County to
communicate with each other and with countywide 911 emergency dispatch has
reached the end of its useful life; and

WHEREAS, uninterrupted critical communications capability and
infrastructure are necessary to conduct effective emergency public safety
operations involving first responders; and

WHEREAS, the health, welfare and safety of the residents, visitors and
businesses in Snohomish County require that the county, fire districts, cities, and
towns have emergency communications capability in order to provide life-saving,
vital police and fire services to the public in a timely, reliable, and effective
manner; and

WHEREAS, the Snohomish County Emergency Radio System (SERS)
Board has requested that Snohomish County authorize funding to provide for the
purchase, design, installation and operation of a new emergency radio system to
replace the current emergency radio system that has reached the end of its
useful life; and

WHEREAS, RCW 82.14.420 authorizes the county to submit an
authorizing proposition to the voters to impose a one tenth of one percent (0.1%)
sales and use tax "for costs associated with financing, design, acquisition,
construction, equipping, operating, maintaining, remodeling, repairing,
reequipping, and improvement of emergency communication systems and
facilities;" and

1 WHEREAS, revenue raised from this additional sales tax will be expended
2 for these priority purposes: 1) repayment of bonds used to finance emergency
3 communications equipment and infrastructure, 2) setting aside sufficient capital
4 for future equipment replacements - including technology upgrades and
5 infrastructure improvements, and 3) providing funds for maintenance and
6 operation costs paid by system users; and

7
8 WHEREAS, the County will enter into an agreement with SERS to own
9 and maintain the new emergency radio system, and

10
11 WHEREAS, it is deemed necessary and advisable for Snohomish County
12 to impose an additional local sales and use tax of one tenth of one percent
13 (0.1%) as authorized by RCW 82.14.420 in order to replace the current
14 emergency radio system and to provide consistent levels of emergency radio
15 communications countywide.

16
17
18 NOW, THEREFORE, BE IT ORDAINED:

19
20 Section 1. Submittal to Voters. A ballot proposition shall be submitted to
21 the qualified voters of the county pursuant to RCW 82.14.420 to authorize the
22 county council to fix and impose a local sales and use tax of one tenth of one
23 percent (0.1% -- 10 cents for every \$100) to provide funds to be used exclusively
24 for emergency communication systems and facilities in accordance with new
25 chapter 4.30 SCC as set forth in section 4 of this ordinance.

26
27 Section 2. Election Authorization. At a special election hereby called by
28 the county council to coincide with the general election to be held on November
29 6, 2018, a proposition in substantially the following form shall be submitted to the
30 voters of Snohomish County:

31
32 SNOHOMISH COUNTY, WASHINGTON

33
34 PROPOSITION NUMBER __

35
36 EMERGENCY COMMUNICATION SYSTEMS AND FACILITIES
37 SALES AND USE TAX

38
39 The Snohomish County Council passed Ordinance No. 18-XXX
40 concerning an emergency communication systems and facilities sales and use
41 tax. This proposition would authorize the imposition of a countywide sales and
42 use tax, in addition to any other taxes authorized by law, of one tenth of one
43 percent (0.1% -- 10 cents for every \$100) to be used for emergency
44 communication systems and facilities, as authorized by RCW 82.14.420. Should
45 this proposition be:
46

1 Approved

2
3 Rejected

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5 Section 3. Auditor's Duties. The auditor shall cause notice of the
6 proposed proposition to be published in accordance with the state constitution
7 and general law and place the proposed proposition upon the ballot of the
8 countywide election held on November 6, 2018.

9
10 Section 4. Chapter 4.30 SCC Adopted.

11
12 If a sales and use tax is authorized by a majority of voters in the special
13 election conducted pursuant to Section 2 of this ordinance, the following new
14 chapter is added to Title 4 of the Snohomish County Code:

15
16 Chapter 4.30

17
18 Emergency Communication Systems and Facilities
19 Sales and Use Tax

20 Sections:

- 21
22 4.30.010 Imposition of sales and use tax.
23 4.30.020 Rate of tax imposed.
24 4.30.030 Collection and administration.
25 4.30.040 Emergency communication systems and facilities
26 fund.
27 4.30.050 Use of fund.
28 4.30.060 Emergency communication systems and facilities
29 advisory board.
30 4.30.070 Powers and duties of advisory board.
31 4.30.080 Appointment to advisory board.
32 4.30.900 Severability.

33
34 4.30.010 Imposition of sales and use tax.

35
36 There is hereby imposed a sales and use tax, as authorized by
37 RCW 82.14.420, upon every taxable event occurring within Snohomish
38 County. The tax shall be imposed upon and collected from those persons
39 from whom the state sales and use tax is collected pursuant to chapters
40 82.08 and 82.12 RCW. The sales and use tax imposed pursuant to this
41 chapter shall be in addition to those sales and use taxes imposed under
42 chapters 4.24 and 4.25 SCC.
43
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1 4.30.020 Rate of tax imposed.

2
3 The rate of tax imposed by SCC 4.30.010 shall be one-tenth of one
4 percent (0.1%) of the selling price (in the case of sales tax) or value of the
5 article used (in the case of the use tax).
6

7 4.30.030 Collection and administration.

8
9 (1) The tax imposed by SCC 4.30.010 shall be collected and
10 administered in accordance with RCW 82.14.420. The county executive is
11 authorized and directed to execute any contracts with the state
12 department of revenue that may be necessary to provide for collection or
13 administration of the tax.
14

15 (2) All revenues from the tax imposed by 4.30.010 shall be
16 deposited into the emergency communication systems and facilities
17 program fund created by SCC 4.30.040.
18

19 4.30.040 Emergency communication systems and facilities program
20 fund.

21
22 (1) There is hereby created the emergency communication
23 systems and facilities program fund. The resources of the fund shall
24 consist of tax revenues into the fund pursuant to SCC 4.30.030 plus any
25 investment or other income to the fund.
26

27 (2) The director of the finance department shall serve as fund
28 manager and shall have the duties set out in SCC 4.05.050.
29

30 4.30.050 Use of fund.

31
32 Monies received from the tax imposed by SCC 4.30.010 shall be
33 used for countywide emergency communication systems and facilities
34 purposes as required by RCW 82.14.420. For purposes of this section,
35 "emergency communication systems" has the same meaning as provided
36 by RCW 82.14.420.
37

38 4.30.060 Emergency communication systems and facilities
39 program advisory board.

40
41 There is hereby created the emergency communication systems
42 and facilities program advisory board to serve in an advisory capacity
43 regarding implementation and use of the tax imposed by SCC 4.30.010.
44
45
46

1 4.30.070 Powers and duties of advisory board.

2
3 The emergency communication systems and facilities program
4 advisory board shall meet at least annually to make recommendations to
5 the executive and legislative branches of county government relating to
6 implementation and use of the tax imposed by this chapter.
7

8 4.30.080 Appointment to advisory board.

9
10 The emergency communication systems and facilities program
11 advisory board shall be composed of not more than nine members.
12 Appointments shall be made pursuant to chapter 2.03 SCC. The board
13 shall include one city official and one fire commissioner nominated
14 annually by the SERS Board; two elected city officials; one city police chief
15 and one fire chief nominated annually by the Snohomish County 911
16 Board; a member of the County Council or designee; the County
17 Executive or designee; and the Snohomish County sheriff or his/her
18 designee. The advisory board shall be chaired by the sheriff.
19

20 4.30.090 Effective date.

21
22 This chapter shall take effect on _____, 2019.
23

24 4.30.100 Severability.

25
26 If any provision of this chapter or its application to any person or
27 circumstance is held invalid, the remainder of the chapter or the
28 application of the provision to other persons or circumstances is not
29 affected.
30

31 Section 5. Notification of department of revenue.

32
33 Upon certification of the results of the special election conducted
34 pursuant to Section 2 of this ordinance, if the sales and use tax is
35 authorized by a majority of voters, the executive shall immediately notify
36 the state Department of Revenue of the county's imposition of the sales
37 and use tax.
38

39 PASSED this 20th day of June, 2018.
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41 SNOHOMISH COUNTY COUNCIL
42 Snohomish County, Washington

43 *Stephanie Wright*
44 Chairperson
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ATTEST:


Clerk of the Council

- APPROVED
- EMERGENCY
- VETOED

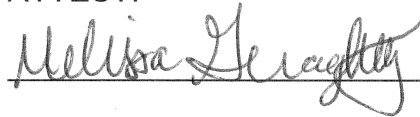
DATE: _____

6/21/18


County Executive

DAVE SOMERS
County Executive

ATTEST:



Approved as to form only:


Deputy Prosecuting Attorney

D-20