

FERRY COUNTY
ORDINANCE NO. 2015-01

Authorizing an Interlocal Agreement between Ferry County Commissioners and the City of Republic for Emergency Services

WHEREAS, Ferry County Ordinance 89-02 created the Ferry County EMS District #1(Appendix A)

WHEREAS, Ferry County is desirous to enter into an interlocal agreement with The City of Republic in regards to emergency medical services that may amend certain aspects of the originating ordinance.

NOW THEREFORE BE IT ORDAINED that the Ferry County Board of Commissioners hereby approves entering into a contract between Ferry County and the City of Republic. The contract shall be for the period of eight years minimum duration and, unless terminated or modified, shall continue in effect indefinitely. (Appendix B)

APPROVED this 4th day of May, 2015.

BOARD OF FERRY COUNTY COMMISSIONERS


Brad L. Miller

BRAD L. MILLER, Chairman

Mike L. Blankenship

MIKE L. BLANKENSHIP, Vice Chair

Nathan Davis

NATHAN DAVIS, Member

ATTEST:

Pamela Stoddard

PAMELA STODDARD, Clerk of the Board

(8718)

FERRY COUNTY
ORDINANCE NO. 89-02

ORDINANCE TO CREATE FERRY COUNTY
EMERGENCY MEDICAL SERVICES DISTRICT NO. 1

Whereas, RCW 36.32.480 provides that a County legislative authority may adopt an ordinance creating an emergency medical service district in all or a portion of the unincorporated area of the county; and

Whereas, on May 31, 1989 at 10:00 a.m. the Ferry County Board of Commissioners held a public hearing on creation of an emergency medical services district after public notice was given as required by RCW 36.32.120; and

Whereas, the Board hereby finds it would be in the public interest to create an emergency medical services district with the same boundaries as Ferry County Hospital District No. 1, except for the Town of Republic, because:

1. it will allow for transfer of the present ambulance operation from the Ferry County Hospital District No. 1 to the emergency medical services district, which in turn will better insure the continued viability of the ambulance operation;

2. it will create a district with all needed statutory authority for operation and funding; and

3. it will provide for appointment of an emergency medical services district board to operate the ambulance.

Now therefore it is ordained by the Ferry County Board

of Commissioners:

1. An Emergency Medical Services District is hereby formed within the present boundaries of Ferry County Hospital District No. 1, except for the Town of Republic, for the purpose of providing emergency medical services.
2. It shall be entitled the Ferry County Emergency Medical Services District No. 1.
3. The Ferry County Board of Commissioners shall be the governing body of the Ferry County Emergency Medical Services District No. 1. The Ferry County Board of Commissioners shall in turn appoint three members to the Ferry County Emergency Medical Services District No. 1 Board of Directors. Such directors shall have any and all statutory authority to manage the Ferry County Emergency Medical Services District No. 1, as the Ferry County Board of Commissioners would have. The Ferry County Emergency Medical Services District No. 1 Board of Directors shall in turn select their own chairman, vice-chairman, and secretary-treasurer.
4. The Ferry County Emergency Medical Services District No. 1 shall be a quasi-municipal corporation and independent taxing "authority" within the meaning of Article 7, Section 1, Washington State Constitution. It shall also be a "taxing authority" within the meaning of Article 7, Section 2, Washington State Constitution.
5. The Ferry County Emergency Medical Services District No. 1 shall have complete authority to provide emergency medical services.

0039:8

0039:8

DATED this 31st day of May, 1989.

FERRY COUNTY BOARD OF COMMISSIONERS

Mary D. Kessler
Chairman

Ed Edinson
Member

Mary M. Kelly
Member



ATTEST:

Shirley Mount
Clerk of Board

INTERLOCAL COOPERATION AGREEMENT
City of Republic and Ferry County
FERRY COUNTY EMS DISTRICT # 1

This is an agreement entered into under the Interlocal Cooperation Act (RCW 39.34) between Ferry County and the City of Republic, by which the parties agree to jointly provide emergency medical services and to equip, maintain and operate a joint emergency medical services agency designated the Ferry County Emergency Medical Services District No. 1 or "FCEMS1", under the direct supervision of an Administrative Board herein created for the purposes of carrying out the joint endeavor; and that such agency shall perform emergency medical services for all parties within the area designated herein; This board shall provide for the staffing of such agency and for budgeting , financing and details of operation of such agency.

WHEREAS the Ferry County Emergency Medical Services District No. 1 was created by Ferry County Ordinance 89-02 (Attachment A) and FCEMS1 previously entered into an Ambulance Service Agreement with the City of Republic as of August 1, 1989 (Attachment B), it is believed that each of the parties and the public will benefit if such emergency medical services are provided jointly and

WHEREAS an Agreement for Emergency Medical Services was entered into between the City of Republic and the Ferry County Emergency Medical Services District No. 1 on March 24, 2005, to provide emergency medical services within the city limits of the City of Republic, and Resolution No. 2005-08 was passed (Attachments C and D); and

WHEREAS, subsection RCW 36.32.480(3) provides that: *"The members of the county legislative authority shall compose the governing body of any emergency medical service district which is created within the county: PROVIDED, That where an emergency medical service district includes an area within the corporate limits of a city or town, the emergency medical service district may be governed as provided in an Interlocal agreement adopted pursuant to chapter 39.34 RCW"*; and

WHEREAS, FCEMS1 shall encompass that portion of Ferry County, Washington, including the City of Republic-incorporated and unincorporated-as listed in Attachment C.

IT IS HEREBY AGREED as follows:

1. The parties shall provide joint emergency medical services in those areas hereinafter specified, as provided in this agreement.
2. The parties hereto each hereby assign to such agency the responsibility for emergency medical services for the purpose of emergency medical rescue, treatment and transportation of the sick and injured in all incorporated and unincorporated areas of Ferry County with the same boundaries as the Republic School District 309 shown in Attachment "C" hereto, which by this reference is incorporated herein. The FCEMS1 shall be the organization set up to carry out the tasks involved in providing joint emergency medical services. The Administrative Board provided in Section 3 hereof shall constitute a "joint board" as that term is used in RCW 39.34.030 (4)(a), responsible for administering the joint or cooperative undertaking.
3. The FCEMS1 shall be governed by a 6 member Administrative Board hereby composed of:
 - a. A Ferry County Commissioner,
 - b. The Mayor, City of Republic or City Council Member
 - c. A Representative of the Ferry County Sheriff's Department
 - d. A Ferry County Public Hospital District No. 1 Board Member

- e. A Resident of the Ferry County unincorporated area, to be recommended by the FCEMS1 Administrative Board and confirmed by the City of Republic and the Ferry County Commissioners. This person shall be known as the consumer representative.
- f. The Ferry County Medical Program Director may recommend a Hospital Staff Member to be confirmed by the City of Republic and the Ferry County Commissioners

Each of the members shall serve at the pleasure of the agency represented.

No member of the FCEMS1 Administrative Board shall be paid for this service therein but reasonable expenses for attendance at meetings may be paid.

Each member of the FCEMS1 Administrative Board shall have an equal vote in Administrative Board decisions.

The Administrative Board shall meet as often as it finds necessary.

- 4. The function of the FCEMS1 Administrative Board shall be:
 - a. Provide budget review and recommendations to the legislative bodies of the parties to this agreement.
 - b. Approval or disapproval of new equipment needs recommended by the Director.
 - c. Develop operational priorities, policies and procedures for systems development, programming and operations.
 - d. Establish policies for expenditures of budget items.
 - e. Supervise the Director in development and supervision of programs for the parties hereto.
 - f. Employ and/or terminate the Director.
- 5. FCEMS1 shall be operated by personnel who shall be under the direction and supervision of the Director. The Director shall be appointed upon the basis of technical and administrative competence. The Director shall be responsible to the FCEMS1 Administrative Board for EMS activities. The Director shall administer the program of the agency so as to carry out operational and administrative policies set forth by the FCEMS1 Administrative Board. The Director shall prepare for the consideration of the legislative bodies of the parties and of the FCEMS1 Administrative Board, as hereinafter detailed, proposed annual budgets for the agency, and shall be financial officer for the FCEMS1 Administrative Board; provided disbursements shall be made under policies approved by the FCEMS1 Administrative Board. The Director shall have the authority to hire and fire all personnel subject to administrative procedures and policies set forth by the FCEMS1 Administrative Board.
- 6. The Director shall each year, in accordance with the county budget timetable, present to the FCEMS1 Administrative Board a proposed budget of revenues and expenditures for operation of the agency for the next calendar year. Upon approval of the FCEMS1 Administrative Board, the budget shall be submitted to the legislative bodies of the parties hereto for approval. Each party shall place on the appropriate ballot a proposition allowing voters within its portion of the area described in Attachment "C" to approve or reject a six year levy for emergency medical services. Similar ballot measures shall be submitted thereafter as needed. The total funds received yearly from these levies shall be contributed to the operation of the FCEMS1 and shall be used with other revenue projections as the basis for yearly budget proposals by the Director.

The FCEMS1 budget shall be subject to the approval of the legislative body of each party but said budget shall be set forth as line items to the Ferry County budget in accordance with county budget laws, provided that any amendment to the budget will only be made after 10 days written notice to each party.

7. Pursuant to RCW 43.09.286, Ferry County shall serve ex-officio as Treasurer and fiscal agent for the FCEMS1 agency as formed by Ferry County Ordinance No. 89-02 and for such purposes the necessary fund(s) will be established. The District or County shall establish these funds, which shall be used to pay District expenses including payroll and benefits. This fund shall be subject to monthly reimbursement through the county warrant process.
8. It is agreed that effective the date of the formation of FCEMS1 that ownership and title of all ambulance equipment and property will remain intact pursuant to executed contracts and agreements.
9. Employees shall be considered employees of FCEMS1, and all agency employees and/or volunteers shall be subject to the personnel policies and regulations as established by the FCEMS1 Board.
10. The FCEMS1 Administrative Board shall with the assistance of the Director, formulate and adopt written rules and regulations for the operation of FCEMS1 and the use of agency equipment and facilities. Such rules and regulations shall be followed by all agency personnel and/or volunteers and by other persons using the facilities and equipment.
11. The FCEMS1 Administrative Board may agree with other entities, public or private, to provide emergency medical services for them upon written contracts which shall provide for payment by such other bodies. The rates so charged shall be at a rate to be established by the FCEMS1 Administrative Board as provided by law.
12. FCEMS1 shall cooperate in all ways with local, state and federal government agencies to maximize the use of grant funds for equipment and operations.
13. This agreement shall be of eight years minimum duration and, unless terminated or modified, it shall continue in effect indefinitely. At the end of seven years, or at any time thereafter, any party may withdraw it jurisdiction there from by giving one year's notice. A party may terminate this agreement as to such party at any time if the levy for emergency medical services is rejected for its portion of the area.
14. This is an agreement entered into under RCW 39.34. Its duration is as specified in Section 13, its organization shall be as specified in Sections 1,2 and 3, its purpose is to provide for consolidation of emergency medical service of the respective parties, its termination shall be effective as provided in Section 13, administration shall be by the Director as appointed by the FCEMS1 Administrative Board, real and personal property shall be held as provided in Sections 5, 6, and 9; and nothing in this agreement shall relieve either party of any obligation or responsibility imposed upon it by law except to the extent of actually and timely performance thereof by the FCEMS1 Administrative Board.
15. The parties agree to indemnify and hold harmless each other, including the parties agents, employees, officials and members, for and against all awards, judgments or other assessments for liability loss, damages, costs and expenses, including attorneys fee or other remedies, that arise or have as their origin third-party claims or demands for personal injury or property damage, or of any kind or nature whatsoever, to the extent that such claim or demand is the

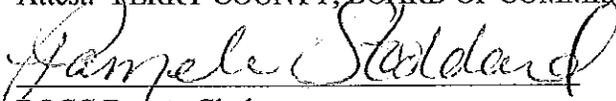
result of the acts or omissions of the indemnifying party, its agents, employees, officials and members.

16. If any section or part of this agreement is held by a court to be invalid, such action shall not affect the validity of any other part of this agreement.

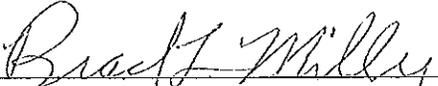
17. This agreement shall go into effect on this _____ day of _____, 2015.

IN WITNESS WHEREOF, the parties hereto have executed this agreement in triplicate on the dates shown below.

Attest: FERRY COUNTY, BOARD OF COMMISSIONERS


BOCC Deputy Clerk

FERRY COUNTY BOARD OF COMMISSIONERS

By 
Commissioner

By 
Commissioner

By 
Commissioner

Approved as to Form Only

Emma Paulsen

Prosecuting Attorney

By 

Attest: _____

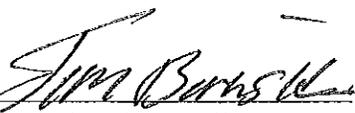
City Deputy Clerk

City of Republic

Approved as to Form Only

By: _____

City Attorney

By 
Mayor, City of Republic



RESOLUTION 2015-01

**A RESOLUTION APPROVING THE MAYOR TO SIGN THE INTERLOCAL AGREEMENT
WITH FERRY COUNTY**

WHEREAS, the City of Republic is desirous to enter into an interlocal agreement with Ferry County;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REPUBLIC, Washington, do hereby approve entering into a contract between the City of Republic a municipal corporation and Ferry County for to operate an emergency medical service. The contract is for the period of eight years minimum duration and, unless terminated or modified, it shall continue in effect indefinitely. The Mayor is hereby authorized and directed to execute the same for and on behalf of the City and the City Clerk is authorized and directed to attest her signature.

INTRODUCED AND PASSED THIS 16th DAY OF March 2015.



Jim Burnside, Mayor

ATTEST:



Mava Olson, Deputy Clerk Treasurer



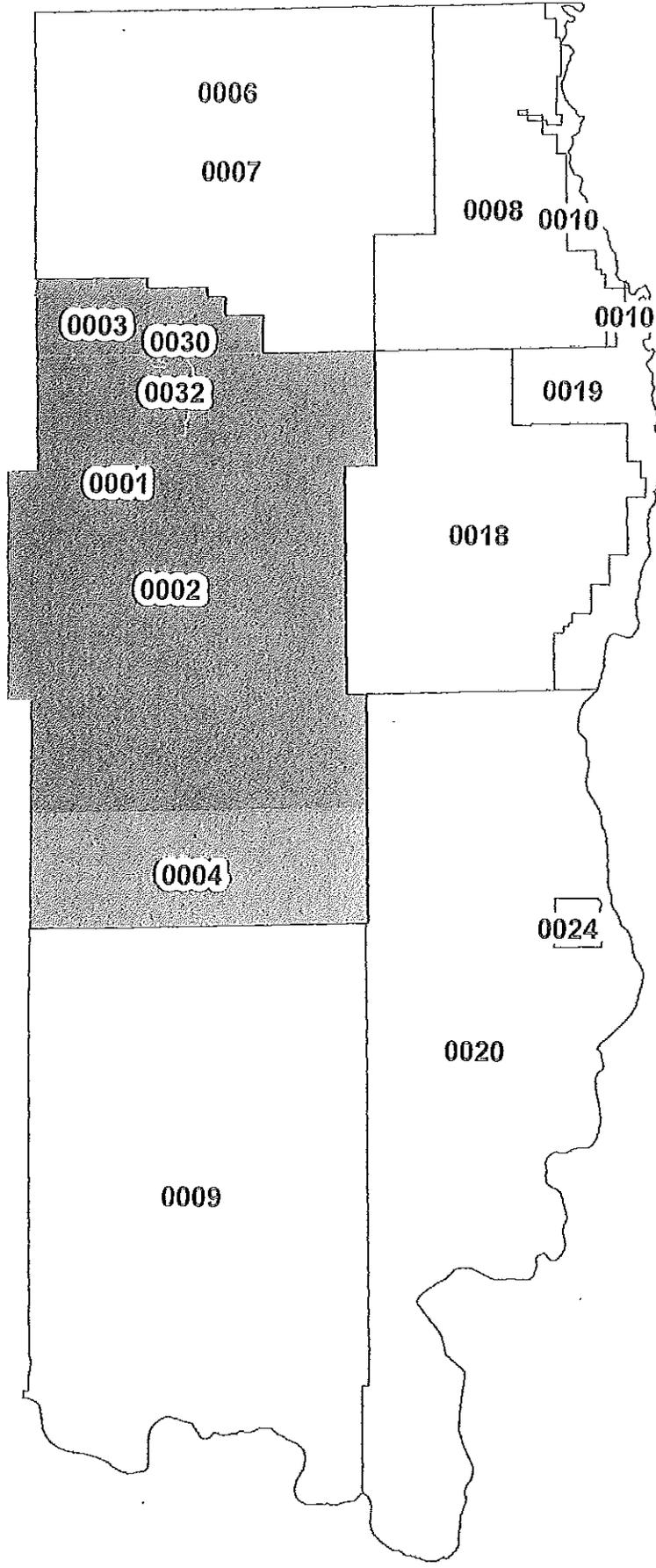
EMS District #1

Tax Code Areas: 2, 3, 4, 30, 32

Legal Description

Point of Beginning is the NW corner of Section 18, Township 38 N, Range 32 EWM;
East (6 miles) to the NE corner of Section 13, Township 38 N, Range 32 EWM;
South (1/2 mile) to the East quarter corner of Section 13, Township 38 N, Range 32 EWM;
East (3 miles) to the East quarter corner of Section 16, Township 38 N, Range 33 EWM;
South (1/2 mile) to the NE corner of Section 21, Township 38 N, Range 33 EWM;
East (1 mile) to the NE corner of Section 22, Township 38 N, Range 33 EWM;
South (1 mile) to the NE corner of Section 27, Township 38 N, Range 33 EWM;
East (2 miles) to the NE corner of Section 25, Township 38 N, Range 33 EWM;
South (2 miles) to the NE corner of Section 1, Township 37 N, Range 33 EWM;
East (6 miles) to the NE corner of Section 1, Township 37 N, Range 34 EWM;
South (6 miles) to the SE corner of Section 36, Township 37 N, Range 34 EWM;
West (Approximately 1.5 miles) to the NE corner of Section 1, Township 36 N, Range 34 EWM;
South (12 miles) to the NE corner of Section 2, Township 34 N, Range 34 EWM;
East (1 mile) to the NE corner of Section 1, Township 34 N, Range 34 EWM;
South (12 miles) to the SE corner of Section 36, Township 33 N, Range 34 EWM;
West (18 miles) to the NW corner of Section 6, Township 32 N, Range 32 EWM;
North (12 miles) to the NW corner of Section 6, Township 34, Range 32 EWM;
West (1 mile) to the SW corner of Section 31, Township 35 N, Range 32 EWM;
North (12 miles) to the NW corner of Section 6, Township 36, Range 32 EWM;
East (Approximately 1.5 miles) to the SW corner of Section 31, Township 37, Range 32 EWM;
North (10 miles) to the Point of Beginning (NW corner of Section 18, Township 38 N, Range 32 EWM)

EXCEPTING THEREFROM the City of Republic
All Situated within the County of Ferry



This map is for
REFERENCE PURPOSES ONLY.
We do not guarantee location of streets, roads, landmarks,
boundary lines or the location of structures.
FERRY COUNTY ASSESSOR

EMS District #1
Located in TCAs 2,3,4,30,32
30 & 32 surround Curlew Lake