

**CITY OF SAMMAMISH
WASHINGTON
RESOLUTION NO. R2013-552**

**A RESOLUTION OF THE CITY OF SAMMAMISH, WASHINGTON, REGARDING
FIRE SERVICES**

WHEREAS, the City of Sammamish has received fire services through Eastside Fire & Rescue since the City was incorporated; and

WHEREAS, Eastside Fire & Rescue is a partnership created through an Interlocal Agreement between the City of Sammamish, the City of Issaquah, the City of North Bend, Washington Fire Protection District 10, and Washington Fire Protection District 38; and

WHEREAS, the current Eastside Fire & Rescue Interlocal Agreement expires December 31, 2014 and will be renewed automatically for an additional 7 years unless a partner provides notice of withdrawal by January 31, 2014; and

WHEREAS, the Eastside Fire & Rescue funding formula places disproportionate emphasis on property values rather than other significant factors, such as the number of calls for service and fire station move-ups; and

WHEREAS, the City of Sammamish engaged a consultant firm and appointed a Technical Advisory Board composed of former City Council members to assist the City in determining how best to provide high quality and cost effective fire services following the expiration of the Interlocal Agreement; and

WHEREAS, on June 5, 2012 the consultant and Technical Advisory Board recommended that the City modify the manner by which fire services are provided to Sammamish residents; and

WHEREAS, on June 18, 2012 the City Council adopted Resolution R2012-498 – Approving the Recommendations of the Fire Services Technical Advisory Board; and

WHEREAS, Resolution R2012-498 authorized the City Manager to work with the City Council and the City's EF&R Partners to revise the EF&R Interlocal Agreement to reflect a governance and funding model that fully addresses the findings and conclusions of the Consultant and Technical Advisory Board. These include:

- A funding model for operations that includes a 50/50 split between assessed value and calls for service as an integral part of the Interlocal Agreement
- Retention of existing veto powers
- Crediting Emergency Medical Service levy collections attributable to each partner as a part of their individual operating fund contribution
- Base the Equipment/Facilities Reserves Fund contributions on usage

- Retention of City ownership of capital assets with building maintenance responsibility retained by the City
- 18 month notice of termination; and

WHEREAS, Resolution R2012-498 further authorized the City Manager to pursue negotiations for a contract with EF&R, a contract with the City of Redmond, the creation of a City Fire Department, or other reasonable alternatives if the EF&R Partners had not agreed to a revised Interlocal Agreement incorporating the principles embodied in Resolution R2012-498 by September 17, 2012; and

WHEREAS, representatives from Fire District 10 and the City of Issaquah rejected the City's proposal to revise the EF&R Interlocal Agreement in a manner that would embody the principles set forth in Resolution R2012-498; and

WHEREAS, in 2012 Sammamish paid 29% of EF&R's operational costs but only received 18% of the calls for service; and

WHEREAS, on September 17, 2012 the City Council accordingly voted to: "Authorize the City Manager to continue working with the Eastside Fire and Rescue Partners until July 1, 2013 to revise the Interlocal Agreement to achieve a governance, funding formula, and a service delivery model that fully addresses the concerns raised in the consultant's and Technical Advisory Board's reports. These include:

- A funding model for operations that includes a 50/50 split between assessed value and calls for service as an integral part of the Interlocal Agreement.
- Retention of existing veto powers.
- Crediting Emergency Medical Service levy collections attributable to each partner as a part of their individual operating fund contribution.
- Base the Equipment/Facilities Reserves Fund contributions on usage
- Retention of city ownership of capital assets with building maintenance responsibility retained by the City
- 18 month notice of termination; and

WHEREAS, on October 4, 2012 the EF&R Committee of the Whole formed two committees; the Funding Model Committee and the Service Delivery Model Committee; and

WHEREAS, Sammamish City Council Representatives and City Staff participated in all Funding Model Committee and the Service Delivery Model Committee meetings; and

WHEREAS, on February 2, 2013, and as a result of careful consideration of matters put forth by the Funding Model Committee and the Service Delivery Model Committee, the City Council reviewed and expressed support for a new Funding Formula called the "75/25 Plan," which is summarized on the attached Exhibit A and which includes:

- Issaquah Park & Ride Fire Station #72 – 75% Paid by Issaquah and 25% treated as a Regional Asset and paid for by all 5 Partners

- Sammamish Pine Lake Fire Station #81 – 75% Paid by Sammamish and 25% treated as a Regional Asset and paid for by all 5 Partners
- 75% of the operational cost for each Fire Station based on Assessed Value
- 25% of the operational cost for each Fire Station based on Calls for Service
 - Fire Calls for Service weighed 75%
 - Medical Calls for Service weighed 25%; and

WHEREAS, at the March 18, 2013 EF&R Funding Model Committee Meeting, the 75/25 Plan was rejected by three of the EF&R Partners: Issaquah, Fire District 10, and Fire District 38; and

WHEREAS on July 15, 2013 the FCS Group presented its review of the City’s preliminary fire department cost analysis to the City Council; and

WHEREAS, from August 2013 - October 2013 Sammamish City Council Representatives and City Staff participated in a series of facilitated meetings with the other EF&R Partners; and

WHEREAS, on October 10, 2013 Sammamish City Council Representatives and City Staff participated in a facilitated discussion of the funding formula, and

WHEREAS, EF&R Partners were unable to reach an agreement to revise the Interlocal Agreement funding formula; and

WHEREAS, on October 14, 2013 the Sammamish City Council held an open public meeting to solicit comments from our citizens regarding fire and emergency services, and at which the FCS Group and the Technical Advisory Board presented their City Fire Department Analysis to the City Council; and

WHEREAS, on October 29, 2013 the Sammamish City Council held an open public meeting to solicit additional comments from our citizens regarding fire and emergency services; and

WHEREAS, on November 5, 2013 the City Manager recommended that the City remain in the EF&R Partnership provided that: all Partners agree to a new funding formula (as outlined in Section 2 below) by December 15, 2013 and that all Partners’ governing boards approve an amendment to the ILA by January 17, 2014 which includes changes brought forth by the Partners through an EF&R Ad Hoc Committee as recommended changes, and approved by the EF&R Board of Directors by January 9, 2014; and

WHEREAS, the FCS Group’s analysis clearly demonstrated that a City of Sammamish community-based fire department could provide an equal or higher level of fire service than the level of service now provided by EF&R for a similar cost; and

WHEREAS, the Technical Advisory Board unanimously recommended that the City Council adopt a Resolution notifying EF&R of the City’s intention to withdraw from the EF&R

Partnership at the end of 2014 and begin the process of forming a community-based City of Sammamish Fire Department;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH, WASHINGTON, DO RESOLVE AS FOLLOWS:

Section 1. Withdrawal from Interlocal Agreement.

The City Manager is hereby directed to provide to all other EF&R Partners a Notice of Withdrawal by Sammamish from the Eastside Fire & Rescue Interlocal Agreement. As set forth in Section 16.1 of the Interlocal Agreement, Sammamish shall provide its Notice of Withdrawal to all other parties to the Eastside Fire & Rescue Interlocal Agreement not later than January 22, 2014.

Section 2. City Manager Authorization.

The City Manager is hereby authorized to continue to work with the other EF&R Partners, within the time frame described below, to revise the Interlocal Agreement to implement the principles set forth in the 85/15 Plan attached as Exhibit A and includes:

- A 85/15 Plan funding formula to include at a minimum:
 - Issaquah Park & Ride Fire Station #72 – 75% paid by Issaquah and 25% treated as a Regional Asset and paid for by all 5 Partners
 - Sammamish Pine Lake Fire Station #81 – 75% paid by Sammamish and 25% treated as a Regional Asset and paid for by all 5 Partners
 - 85% of the operational cost for each Fire Station based on Assessed Value
 - 15% of the operational cost for each Fire Station based on Calls for Service
 - Fire Calls for Service weighed 75%
 - Medical Calls for Service weighed 25%

The City Manager is also authorized to work with Councilmember Gerend, Sammamish's representative to the EF&R Funding Model Ad Hoc Committee (and continuing representative to the Ad Hoc Committee, if and when the EF&R Board expands the directive of said committee to review proposed ILA changes and/or operating procedures). The City Manager will help Councilmember Gerend to encourage our EF&R partners to expedite the Committee's action of polling partners for initial changes to the ILA and recommending said changes to the Board of Directors no later than December 15, 2013.

The proposed changes or clarifications to the ILA or operating procedures that Sammamish is delivering to the Ad Hoc Committee for consideration are;

- The Funding Formula shall be revised as described above, and incorporated into the new Interlocal Agreement.
- Changes in governance of and membership in EF&R shall require unanimous approval of all partners.

- Individual partners shall continue to retain ownership and title to their respective fire stations, vehicles, and equipment consistent with the fire stations, vehicles, and equipment each entity brought into the partnership.
- Depreciation and maintenance of vehicles and equipment shall be the financial responsibility of the partner assigned the vehicles and equipment.
- Vehicles and equipment considered to be regional assets (such as the boat or emergency trailer) shall have the depreciation and maintenance paid by all partners in the same proportion as their respective operating contributions.
- Each partner shall select its representatives to the EF&R Board of Directors.
- An Operations Committee composed of staff from each of the partners shall be formed. Each partner shall select its representative to the Operations Committee.
 - The Operations Committee will serve in an advisory capacity and as a resource for the EF&R Board.
 - The Operations Committee's responsibilities will include:
 - Exploring ways to tailor services to be more cost effective and reduce overhead, develop partnerships with cities to provide communications, finance support, assist in budget preparation, explore possible service area modifications, adjustments to staffing levels to create greater flexibility, and striving to improve the quality and delivery of service through innovative service delivery concepts.
- Budget approval shall require approval by at least six members of the EF&R Board.

In continuing to work with the other EF&R Partners, the City Manager will request that the EF&R Board approve the new funding formula change by December 15, 2013 and that EF&R Partner City Councils and Fire District Boards adopt the Amendments to the Interlocal Agreement by January 17, 2014.

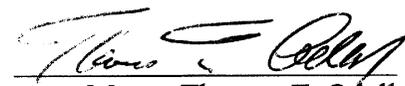
If all EF&R Partner City Councils and Fire District Boards have not adopted the EF&R Board approved Amendments to the Interlocal Agreement by January 17, 2014, the City Manager is hereby authorized to take all steps necessary to initiate the City of Sammamish Fire Department and to include necessary transition funds in the City's 2014 Budget as generally described in the FCS Group's City Fire Department Analysis.

Section 3. Effective Date.

This Resolution shall take effect immediately upon signing

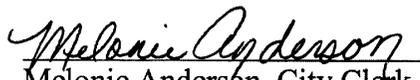
**PASSED BY THE CITY COUNCIL AT A SPECIAL MEETING THEREOF ON
THE 12TH DAY OF NOVEMBER, 2013.**

CITY OF SAMMAMISH



Mayor Thomas T. Odell

ATTEST/AUTHENTICATED:


Melonie Anderson, City Clerk

Approved as to form:


Michael Kenyon, City Attorney

Filed with the City Clerk: November 7, 2013
Passed by the City Council: November 12, 2013
Resolution Number: R2013-552