



SPECIAL MEETING NOTICE

The Snohomish Health District Board of Health will meet at a special date and time to conduct a special meeting as set forth on the agenda below.

SNOHOMISH HEALTH DISTRICT BOARD OF HEALTH AGENDA

October 25, 2023

2:00 PM

Auditorium, 3020 Rucker Ave, Everett, WA 98201 or Remote:

<https://us02web.zoom.us/j/82353042690>

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- 1. Call to Order**
 - 2. Roll Call**
 - 3. Approval of Agenda Contents and Order**
 - 4. Action**
 - a. Approve Resolution 23-05 repealing the Snohomish Health District Fee Schedule effective November 1, 2023 (SR 23-009; N. Thomsen)
 - b. Approve Ordinance 23-01 repealing the Snohomish Health District Code effective November 1, 2023 (SR 23-010; N. Thomsen)
 - c. Authorize the Chair to sign the statutory warranty deed transferring ownership of a parking lot to Snohomish County (SR 23-011; P. Aguilar)
 - d. Approve Res. 23-06 authorizing the Attorney for the Snohomish Health District to file a petition for dissolution and take any and all legal actions necessary to complete the dissolution of the Snohomish Health District (SR 23-012; P. Aguilar)
 - 5. Adjournment**

Board of Health members:

Julieta Altamirano-Crosby (Chair), Anji Jorstad (Vice Chair), Elisabeth Crawford, Megan Dunn, Joseph Hund, Mark James, Heather Logan, Sam Low, Kyoko Matsumoto Wright, Jared Mead, Nate Nehring, Strom Peterson, Neil Tibbott, Stephanie Vignal, Ben Zarlingo

The public is invited to attend. Parking and meeting rooms are accessible for persons with disabilities. Questions or additional information about the board meeting may be obtained by contacting Sarah de Jong at 425.339.5210; Relay: 711; Email sarah.dejong@co.snohomish.wa.us. To request reasonable accommodations, please contact Ms. de Jong by the Friday prior to the board meeting.

Approve Resolution 23-05 repealing the Snohomish Health District Fee Schedule effective November 1, 2023 (SR 23-009; N. Thomsen)

Division:

Administration / Pamela Aguilar, Deputy Director

Background

The Snohomish Health District integrated with Snohomish County effective 1/1/2023. The county department of public health and county board of health assumed all regulatory and enforcement authority for public health within Snohomish County, and assumed all assets of the district, hired all district employee as county employees, and assumed or otherwise disposed of all district liabilities, including, but not limited to, potential, pending and active claims and litigations.

The new Snohomish County Health Department Board of Health has adopted the District's fee schedule and incorporated it by reference rendering the District's fee schedule unnecessary.

Board Authority

RCW 70.05.060 – Powers and duties of local board of health

Recommended Motion

MOVE TO authorize the Board Chair to sign Resolution 23-05 repealing the Snohomish Health District Fee Schedule effective November 1, 2023

ATTACHMENTS:

Description

- Resolution 23-05



SNOHOMISH HEALTH DISTRICT
RESOLUTION OF THE BOARD OF HEALTH

RESOLUTION NUMBER: 23-05

RESOLUTION SUBJECT: Repeal of Fee Schedule

WHEREAS, the Board of Health is authorized pursuant to RCW 70.05.060 to establish fees for services; and

WHEREAS, the most recent Fee Schedule was adopted by the Board by Resolution 22-28 on November 8, 2022; and

WHEREAS, on January 1, 2023, Snohomish County formally withdrew from the District and created a Health Department tasked with the same responsibilities as the Health District; and

WHEREAS, in lieu of creation of its own fee schedule, Snohomish County adopted the District's fee schedule and incorporated it by reference; and

WHEREAS, Snohomish County has now adopted its own fee schedule, rendering the District's fee schedule unnecessary.

NOW, THEREFORE, be it resolved as follows:

Section 1. The Snohomish Health District Fee Schedule authorized by Resolution 22-28 shall hereby be repealed in its entirety on November 1, 2023.

ADOPTED this ___ day of _____ 2023.

ATTEST:

Julieta Altamirano-Crosby, PhD, Chair
Board of Health

Sarah de Jong
Clerk of the Board

Approve Ordinance 23-01 repealing the Snohomish Health District Code effective November 1, 2023 (SR 23-010; N. Thomsen)

Division:

Administration / Pamela Aguilar, Deputy Director

Background

The Snohomish Health District integrated with Snohomish County effective 1/1/2023. The county department of public health and county board of health assumed all regulatory and enforcement authority for public health within Snohomish County, and assumed all assets of the district, hired all district employee as county employees, and assumed or otherwise disposed of all district liabilities, including, but not limited to, potential, pending and active claims and litigations.

The new Snohomish County Health Department Board of Health has adopted Health Code of its own rendering the District's Code unnecessary. Ordinance 23-01 repeals the Health District's code.

Board Authority

RCW 70.05.060 – Powers and duties of local board of health

Recommended Motion

MOVE TO Authorize the Board Chair to sign Ordinance 23-01 Repealing the Snohomish Health District Code effective November 1, 2023

ATTACHMENTS:

Description

- ▣ Ordinance 23-01

SNOHOMISH HEALTH DISTRICT BOARD OF HEALTH

ORDINANCE NO. 23-01

AN ORDINANCE OF THE SNOHOMISH HEALTH DISTRICT BOARD OF HEALTH REPEALING THE SNOHOMISH HEALTH DISTRICT CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on January 1, 2023, Snohomish County officially withdrew from the Snohomish Health District and created the Snohomish County Health Department; and

WHEREAS, all responsibility for public health transferred from the District to Snohomish County as of January 1, 2023; and

WHEREAS, Snohomish County adopted the Snohomish Health District Code until such time as it could promulgate its own regulations;

WHEREAS, Snohomish County has now adopted a Health Code of its own, rendering the District's Code unnecessary.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE SNOHOMISH HEALTH DISTRICT, DO ORDAIN AS FOLLOWS:

Section 1. **Repealer.** The Snohomish Health District Code, last amended by Ordinance 22-01, is hereby repealed in its entirety.

Section 2. **Effective Date.** This ordinance shall take effect on November 1, 2023.

ADOPTED by the Board of Health and **APPROVED** by the Chair this _____ day of October, 2023.

SNOHOMISH HEALTH DISTRICT

Julieta Altamirano-Crosby, Chair

ATTEST:

Sarah de Jong, Clerk of the Board

APPROVED AS TO FORM:

Nikki Thompson, Health District Attorney

Authorize the Chair to sign the statutory warranty deed transferring ownership of a parking lot to Snohomish County (SR 23-011; P. Aguilar)

Division:

Office of the Director / Pamela Aguilar, Deputy Director

Prior Board Review:

None

Background

Per the interlocal agreement between Snohomish County and the Snohomish Health District for Personal Property in Section 7.1, the District would transfer all personal property assets of the District to the County upon the transfer date of 1/1/2023.

The parking lot across the street from the Rucker Building is owned by the District and as such will need to be transferred to the County before the affairs of the District can be wound up.

Board Authority

RCW 70.05.060 - Powers and duties of local board of health

Recommended Motion

MOVE TO authorize the Board Chair to sign the Statutory Warranty Deed transferring ownership of the property located at Everett Plat of Block 719 D-00 - Lots 5 to 7 to Snohomish County.

ATTACHMENTS:

Description

- Statutory Warranty Deed

Return Address:

Snohomish County
Property Management
3000 Rockefeller Avenue M/S 404
Everett, WA 98201
ATTN: Steven Tease

Document Title(s) (or transactions contained therein):

Statutory Warranty Deed

Reference Number(s) of Related Documents: N/A

Grantor(s) (Last name first, then first name and initials):

Snohomish Health District, a municipal corporation of the State of Washington

Grantee(s) (Last name first, then first name and initials):

Snohomish County, a political subdivision of the State of Washington

Legal description (abbreviated: i.e. lot, block, plat or section, township, range)

Everett Plat of Blk 719 D-00 - Lots 5 to 7

Assessor's Property Tax Parcel/Account Number

00439171900500

STATUTORY WARRANTY DEED

Grantor, SNOHOMISH HEALTH DISTRICT, a municipal corporation of the State of Washington, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, conveys and warrants to Grantee, SNOHOMISH COUNTY, a political subdivision of the State of Washington, all the Grantor's right, title and interest in and to the following real property and improvements situated in the County of Snohomish, State of Washington, as more fully described on Exhibit A attached hereto.

DATED: _____, 20_____.

GRANTOR:

SNOHOMISH HEALTH DISTRICT, a municipal corporation of the State of Washington

Approved as to form:

Legal Counsel

STATE OF WASHINGTON)

) ss.

COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that _____ is the person who appeared before me, and said person acknowledged that s/he signed this instrument, on oath stated that s/he was authorized to execute the instrument and acknowledged it as the _____ of Snohomish Health District to be the

free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: _____

(Signature of Notary)

(Print or stamp name of Notary)

NOTARY PUBLIC in and for the State
of Washington, residing at _____.

My Commission Expires: _____

**Exhibit A
to Statutory Warranty Deed**

Legal Description

Lots 5, 6 and 7, Block 719, Plat of Everett, according to the Plat thereof recorded in Volume 3 of Plats, page 32, records of Snohomish County, Washington.

Situated in the County of Snohomish, State of Washington.

Approve Res. 23-06 authorizing the District's Attorney for the Snohomish Health District to file a petition for dissolution and take any and all legal actions necessary to complete the dissolution of the Snohomish Health District (SR 23-012; P. Aguilar)

Division:

Office of the Director / Pamela Aguilar, Deputy Director

Background

The Snohomish Health District integrated with Snohomish County effective January 2023, creating a new department of public health and board of health within Snohomish County government. As part of this integration, the following responsibilities were also transferred over to the County:

- All regulatory and enforcement authority for public health within Snohomish County
- All assets of the District, including the hiring of all District employee as county employees
- Assumed or otherwise disposed of all district liabilities, including, but not limited to, potential, pending, and active claims and litigations

With the transfer of the above items, the Snohomish Health District now exists as an effectively inactive special purpose district and as such will need to be dissolved. Approving Resolution 23-06 will allow the Health District's Attorney to file as the representative for the Snohomish Health District the Petition for Dissolution (Exhibit A) in Superior Court.

Board Authority

RCW 70.05.060 – Powers and duties of local board of health

Recommended Motion

MOVE TO approve Res. 23-06 authorizing the District's Attorney for the Snohomish Health District to file a petition for dissolution and take any and all legal actions necessary to complete the dissolution of the Snohomish Health District

ATTACHMENTS:

Description

- ▣ Resolution 23-06
- ▣ Exhibit A: Petition for Dissolution



SNOHOMISH HEALTH DISTRICT
RESOLUTION OF THE BOARD OF HEALTH

RESOLUTION NUMBER: 23-06

RESOLUTION SUBJECT: Authorizing the execution and filing of a petition for dissolution of the Snohomish Health District.

WHEREAS, RCW 53.48 provides enabling legislation for dissolution of health districts and the procedures necessary to affect said dissolution.

WHEREAS, RCW 53.48.020 states: For the purpose of dissolution of a district, a petition for an order of dissolution signed by the majority of the board of commissioners, or other governing authority of such district shall be presented to the superior court of the county in which the board of commissioners is situated.

WHEREAS, effective January 1, 2023, staff, programs, contracts, and services have moved out of the Snohomish Health District and into the new Snohomish County Health Department.

WHEREAS, the District must now formally dissolve.

NOW, THEREFORE, be it resolved as follows:

Section 1. The Petition to Dissolve the Snohomish Health District attached as Exhibit A is hereby approved and adopted.

Section 2. The District Attorney is authorized and directed to execute and deliver the Petition to the Superior Court.

Section 3. The District Attorney is authorized and directed to execute any and all legal action necessary to fully dissolve and wind up the business of the Snohomish Health District.

ADOPTED this ____ day of _____ 2023.

ATTEST:

Julieta Altamirano-Crosby, PhD, Chair
Board of Health

Sarah de Jong, Clerk to the Board

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR SNOHOMISH COUNTY, WASHINGTON

<p>Snohomish Health District</p> <p style="text-align: right;">Petitioner,</p> <p style="text-align: center;">vs.</p> <p>Snohomish County; City of Arlington; City of Bothell; City of Brier; Town of Darrington; City of Edmonds; City of Everett; City of Granite Falls; Town of Index; City of Lake Stevens; City of Lynnwood; City of Marysville; City of Mountlake Terrace; City of Monroe; City of Snohomish; City of Stanwood; City of Sultan; and Town of Woodway.</p> <p style="text-align: right;">Respondents.</p>	<p>Case No.</p> <p>PETITION FOR DISSOLUTION OF SNOHOMISH HEALTH DISTRICT BY COURT ORDER</p>
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INTRODUCTION

The parties in this matter are, Petitioner, Snohomish Health District, represented by District Attorney Nikki Thompson and Respondents, Snohomish County municipal corporations organized under the laws of the State of Washington that make up the membership of the Snohomish Health District. Snohomish Health District and the Board of Health thereof, have resolved to petition this court for dissolution of the District because its staff and duties have been transferred to Snohomish County Health Department, leaving the Snohomish Health district, a special purpose district, effectively inactive.

1 **JURISDICTION**

2 The Court has jurisdiction over this matter pursuant to RCW 53.48.020.

3 **VENUE**

4 Venue is proper, as all parties are municipal corporations within Snohomish County,
5 Washington. RCW 53.48.020 directs that petitions for dissolution of a special purpose district
6 be submitted to the superior court in the county that the governing board is situated in.
7 Snohomish County is the county where the Snohomish Health District Board of Health is
8 situated.
9

10 **STATEMENT OF FACTS**

11 The Snohomish Health District is its own, independent special purpose district
12 organized under RCW Chapter 70.46. <https://www.snohd.org> (last visited Oct. 10, 2023).
13 Until 2023, it was made up of 18 member municipalities, including Snohomish County and
14 the above listed respondents. Effective January 1, 2023, Snohomish County exercised its
15 rights under RCW 70.46.090 and withdrew from the Health District, immediately forming a
16 Health Department. The Snohomish County Health Department and the Snohomish Health
17 District each have a Board of Health. *Id.* The Snohomish Health District officially integrated
18 with Snohomish County government effective January 1, 2023. *Id.* The new Snohomish
19 County Health Department provides public health services to all residents of Snohomish
20 County. *Id.* Snohomish Health District staff, programs, contracts, and services have moved
21 out of the Snohomish Health District and into the new Snohomish County Health Department.
22 *Id.* The Snohomish Health District still exists as an effectively inactive special purpose district
23 until dissolution is final. *Id., cf.* RCW 36.96.010
24
25

1 The Snohomish Board of Health Chairwoman is Julieta Altamirano-Crosby. *Id.*
2 District Attorney for the Snohomish Health District, Nikki Thompson, drafted a Resolution
3 Authorizing the Filing of a Petition for Dissolution of the District, which the Chairwoman
4 presented to the Board for approval on October 25, 2023. See Resolution 23-06 attached
5 hereto as **EXHIBIT A**. The Resolution was approved by the Board, signed by the
6 Chairwoman and witnessed by the Clerk of the Board, Sarah de Jong. *Id.*

7
8 **PRAYER FOR RELIEF**

9 Petitioner requests that this Court (1) enter an order setting a hearing date to consider
10 the Petition, and following that hearing, (2) enter an order dissolving the effectively inactive
11 Snohomish Health District.

12
13 DATED this ____ day of _____, 2023.

14
15 THOMPSON, GUILDNER & ASSOCIATES, INC., P.S.

16 _____
17 By: Nikki Thompson, WSBA # 37884
18 Attorney for Snohomish Health District
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