



# Resolution Cover Sheet

This form is mandatory and must accompany each resolution.

Name of District: LEWIS COUNTY FIRE DISTRICT NO 5

District Address: PO BOX 259

Date of Election: 08/06/2024

Contact Person: GREGG PETERSON Title: INTERIM CHIEF

Contact Phone: 360-262-3320 Email: CHIEF5100@LCFPD5.COM

2<sup>nd</sup> Contact Person: CARMEN UNDERDAHL Title: DISTRICT SECRETARY

2<sup>nd</sup> Contact Phone: 360-262-3320 Email: ADMIN@LCFPD5.COM

Attorney for District: ALLEN UNZELMAN

Attorney Phone: 360-269-5289 Attorney Email: ALLEN@VANDERSTOEP.COM

Type of Election (levy, bond, lid lift, sales tax, etc.): EMS LEVY

Pass/Fail requirement for this measure as determined by your legal counsel: \_\_\_\_\_

Simple majority or majority 50% +1       Supermajority or 60%

Applicable statutory reference as determined by legal counsel: 84.52.069

Validation requirement as determined by your legal counsel. The minimum number of voters "required" to turnout (cast a ballot) in an excess levy or bond election.

This issue requires validation:     Yes       No

This form must accompany each resolution filed with Lewis County Elections. The contact person or persons should have the authority to do so and be available to answer questions.

Received 5-3-2024

**LEWIS COUNTY FIRE PROTECTION DISTRICT NO. 5**  
**RESOLUTION 2024-04**  
**RESOLUTION TO SUBMIT AN EMERGENCY MEDICAL SERVICES LEVY**  
**FOR THE AUGUST 6, 2024 PRIMARY ELECTION**

A RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF LEWIS COUNTY FIRE PROTECTIONS DISTRICT NO. 5 PROVIDING FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE DISTRICT AT THE SPECIAL ELECTION TO BE HELD WITHIN THE DISTRICT ON AUGUST 6, 2024 IN CONJUNCTIN WITH THE STATE PRIMARY ELECTION TO BE HELD ON THE SAME DATE, OF A PROPOSITION AUTHORIZING THE UNINTERRUPTED CONTINUEATION OF AN EMERGENCY MEDICAL SERVICES PROPERTY TAX LEVY NOT TO EXCEED \$.49 PER \$1,000.00 OF TRUE AND ASSESSED VALUATION, IN ADDITION TO ITS SREGULAR PROPERTY TAX LEVY, FOR A PERIOD OF SIX CONSECUTIVE YEARS TO BE LEVIED BEGINNING IN 2025 AND ENDING IN 2030 AND TO VE COLLECTED IN EACH SUCCEEDING YEAR (2026-2030) TO PROVIDE FUND REQUIRED BY THE DISTRICT TO ENABLE THE DISTRICT TO PROVIDE EMERGENCY MEDICAL SERVICES.

**Background:** WHEREAS, the District voters approved a six-year \$.49 EMS levy in 2018 that will expire on December 31, 2024; and

WHEREAS, it is the judgement of the Board of Commissioners of the District that it is essential and necessary for the protection of health and life of the residents of the District that emergency medical services be provided by the District and that the EMS levy be continued for an additional six years.

WHEREAS, the Board of Commissioners have determined that such services will necessitate the expenditure of revenues for maintenance, operations, equipment and personnel in excess of those which can be provided by the District's regular tax levy for collection over the next six years.

**Resolution:** NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of Lewis County Fire Protection District No. 5, Lewis County, Washington as follows:

**Section 1.** In order to provide emergency medical services, it is necessary that the District perform the following functions:

- 1.1 Obtain, operate and maintain emergency medical vehicles and facilities staffed by properly trained emergency medical technicians, paramedics and/or other medically trained personnel.
- 1.2 Obtain consumable medical supplies and medical appliances to equip such emergency vehicles, personnel and facilities.
- 1.3 Maintain and/or improve existing response levels to EMS emergencies with qualified personnel when available.

**Section 2.** In order to provide the revenue adequate to pay the costs of providing emergency medical services and facilities as described in Section 1 and to maintain reserve funds sufficient to assure the continuation of such services, the District shall renew its expiring EMS levy and levy each year for a period of six consecutive years beginning in 2025 and collect each year for a period of six consecutive years, beginning in 2026, a general tax on taxable property within the District, in addition to the fire levy for maintenance and operation costs, in an amount not to exceed \$.49 per \$1,000.00 of assessed valuation of such property.

**Section 3.** That proceeds of this levy will in part be used to provide payment of charges incurred by qualified residents of the District for fire department ambulance transports as to the portion of the charges which are not payable by third parties and insurers, and it is the intent that the proceeds of this levy will in part be used for payments of such charges to the extent allowed by law.

**Section 4.** In accordance with RCW 84.52.069 the funds raised by such levy shall be used only for the provisions of emergency medical services, including related personnel costs, service contract costs, training for such personnel, and related equipment, supplies, vehicles and structures needed for the provision of emergency medical services.

**Section 5.** There shall be submitted to the qualified electors of the District for their ratification or rejection, at the special election on August 6, 2024 in conjunction with the state primary election to be held on the same date, the question of whether or not such levy for emergency medical services shall be made each year for a period of six consecutive years, the first levy to be made in 2024 and collected in 2025. The Board of Commissioners hereby request the Auditor of Lewis County, as ex-officio Supervisor of Elections to call such election and to submit the following proposition at such election, in the form of a ballot title substantially as follows:

EMERGENCY SERVICES LEVY

LEWIS COUNTY FIRE PROTECTION DISTRICT NO. 5

PROPOSITION NO. 1

Lewis County Fire Protection District No. 5 Board of Commissioners adopted Resolution 2024-04 concerning a proposition to continue its regular EMS property tax levy.

Will Lewis County Fire Protection District No. 5 be authorized to fund emergency medical services by continuing its regular property tax levy at a rate of \$.49 per \$1,000.00 of assessed valuation for a period of six consecutive years to be collected beginning in 2025?

YES

NO

**Section 6.** In accordance with RCW 84.52.069 (2), the ballot measure shall require approval of a simple majority of the voters.

**Section 7.** The Board of Commissioners finds and declares that it is in the best interest of the District to have information regarding the ballot measure included in the local voters' pamphlet. Furthermore, that the appropriate costs thereof shall be paid for by the District. The Board of Commissioners further authorizes and directs the Fire Chief to provide such information to the Lewis County Elections Department for inclusion and to take other actions as necessary to that end.

**Section 8.** The Board hereby assigns to the Fire Chief or designee the task of appointing members to a committee to advocate voters' approval of the proposition and to a committee to prepare arguments advocating voters' rejection of the proposition.

**Section 9.** For purpose of receiving notice of any matters related to the ballot title, as provided in RCW 29A.36.080, the Board hereby designates the Fire Chief as the individual to whom the County Auditor shall provide such notice.

**Section 10.** The Chief is authorized to implement such administrative procedures as may be necessary to carry out the directives of this resolution, including modifying the text of the ballot title and any other text, language and/or descriptions relative thereto necessary to conform such ballot title, text, language and/or descriptions to the intent of the parties, consistent with the objectives of this resolution.

**Section 11.** The Chief, or designee, is hereby authorized and directed, no later than May 3, 2024 to provide to the Lewis County Auditor a certified copy of this resolution and the proper District officials are authorized to perform such other duties or take such other actions as are necessary or required by law to the end that the proposition described in this resolution appear ballot before the voters on August 6, 2024 election.

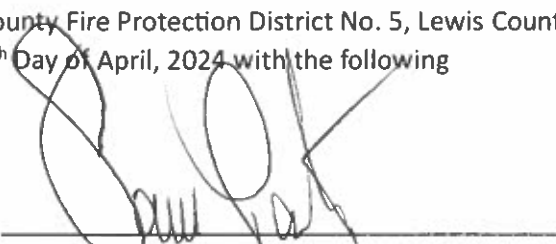
**Section 12.** If any section, subsection, paragraph, sentence, clause or phrase of this resolution is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this resolution.

**Section 13.** Any act consistent with the authority and prior to the effective date of this resolution is hereby ratified and affirmed.

**Section 14.** This resolution shall take effect and be in force immediately upon its passage.

**Adoption:** ADOPTED by the Board of Commissioners of Lewis County Fire Protection District No. 5, Lewis County, Washington, at an open public meeting of such Board on the 30<sup>th</sup> Day of April, 2024 with the following commissioners being present and voting:



  
\_\_\_\_\_  
Sam Patrick, Commissioner Chair

\_\_\_\_\_  
Sandra White, Fire Commissioner

\_\_\_\_\_  
Mike Goodwillie, Fire Commissioner

Attest:



Carmen Underdahl, District Secretary

**Explanatory Statement**

Election Date: August 6, 2024

Name of Jurisdiction

Submitting Measure: Lewis County Fire District 5

Contact Name: Gregg Peterson, Interim Fire Chief

Daytime contact phone number: 360-262-3320

Proposition 1

Lewis County Fire Protection District No. 5  
Emergency Medical Services Levy

In 2018 Lewis County Fire District No. 5 voters approved a six-year \$0.49 Emergency Medical Services (EMS) Levy. The 2018 EMS levy will expire on December 31, 2024 unless the voters approve this measure. If approved by the voters, this measure will authorize your fire district to continue its EMS property tax levy at a rate not to exceed \$.0.49 per thousand dollars of assessed valuation for an additional six years.

Approval of this levy will allow the District to continue to maintain and improve the level of emergency medical services within the District.

The revenue from this levy will be used by the District to fund operations of emergency medical services and to replace life-saving cardiac equipment necessary to allow the District to continue to provide advanced life support (ALS) transport care.

Passage of this measure shall maintain the current level of emergency medical staffing and services provided to District residents.

If the levy is approved proceeds will in part be used to provide payment of charges incurred by qualified residents who reside within the boundaries of the District for fire department ambulance transports as to the portion of the charges which are not payable by third parties and insurers, and it is the intent that the proceeds of this levy will in part be used for payment of such charges to the extent allowed by law.



# Lewis County Prosecuting Attorney's Office

345 W. Main Street, 2<sup>nd</sup> Floor  
Chehalis, WA 98532  
Phone: (360) 740-1240  
Fax: (360) 740-1497  
TDD: (360) 740-1480

## MEMORANDUM

**TO:** Auditor's Office  
**FROM:** David E. Bailey, Chief Civil Deputy Prosecuting Attorney  
**RE:** Approval of Ballot Language and Explanatory Statement / FPD5 EMS Levy  
**DATE:** May 3, 2024

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Our office has reviewed the proposed levy for the Fire Protection District No. 5 to impose a "EMS Levy." The ballot language and explanatory statement are impartial, written in clear and concise language, avoid the use of legal and technical terms whenever possible, and do not exceed statutory word limits.

Our office approves as to form.

**It is the Mission of the Lewis County Prosecutor's Office to zealously seek justice in all criminal matters, consistently promote public confidence in the legal system, and diligently represent county government while adhering to the highest ethical and moral standards.**