

## KCFD3 – Future District Expenses

- KCFD3 will continue to exist beyond the formation of the WKRFA.
- Section 3.C.4  
“The exclusive purpose of the continued existence of Klickitat County Fire District #3 shall be to levy and collect taxes and/or other fire protection district revenue to be transferred to the WKRFA until such time as the WKRFA collects its own revenues; to provide representation to the newly formed WKRFA Governance Board; and to certify taxes in Fire District #3 until the debt service is satisfied for the General Obligation Bond.”
- Per the WKRFA Plan, KCFD3 Fire Commissioners shall make up 3 members of the 6 person WKRFA Governing Board.
- Per section 5 of the WKRFA Plan the Governing Board may, after two years, amend the structure of the Governing Board.
- KCFD3 will still incur costs including, but not limited to
  - Fire Commissioner Elections. (\$2,625.16 for November 2023)
  - Fiscal Agent Fees (\$200/year)
  - The Fire Commissioners shall meet every month. And may have to attend special meetings.
  - KCFD3 Fire Commissioners are entitled to the Commissioner Stipend for KCFD3 meetings.
  - Bond Counsel- to manage the Capital Bond payment and close out.
  - Legal /liability insurance coverage. (E&O estimated \$3,400/year)
  - Office supplies
  - E mails/IT/Domain/ web site(?)
  - Legal notices in newspaper (Annexations?)
  - State Audit – every 3 years (2023 through 2025 accountability Audit).Estimated \$5,500 in 2026.

Advice from legal Counsel:

1. I usually include the following language in the RFA plan when a fire district will continue to exist. **Future District Expenses.** All future costs incurred by the District on and after the Effective Date shall be the responsibility of the RFA.” For whatever reason it would appear that we did not include that language. I would suggest that the Finance Section of the Plan be amended to add that language. If you would like me to prepare a Resolution amending the Plan with this language for the initial meeting, let me know. Also could you please send me a copy of the approved Plan, I am working off of my final word version but I do want to make sure that this is what was approved.

- Secondary question related to finances:
- Legal Counsel conflict?
- A question was raised about the potential conflict of legal counsel representing KCFD3 and WKRFA. Based on the fact that finances are involved.

Response from legal counsel.

I am unclear what issue exists. The Plan requires the Fire District to turn over all assets and liabilities which includes future tax revenues. The District has no legal mechanism by which to generate its own revenues. The Plan requires the District to provide commissioners which has an ongoing cost. The only solution to that is that the RFA covers District costs. The District will have no ongoing role other than electing and appointing commissioners so if there is a concern that the District will somehow be spending money on other expenses I am not sure that is a valid concern.

I suppose the proposed amendment could be narrowed to preclude costs unrelated to the operation of the RFA, but in the multitude of RFAs I represent it is common, because it is necessary, for this type of language to be included in a plan.

Regardless, my goal is not to create problems so if there is a preference that I recuse myself from representing the RFA and the District, I will certainly step down.

Let me know if you have further question or want to discuss or let me know what the Planning Committee decides.

RESOLUTION:

Amendment to RFA Plan:

**WEST KLICKITAT REGIONAL FIRE AUTHORITY  
RESOLUTION 2024-13**

**RESOLUTION AMENDING RFA PLAN**

**WHEREAS**, On September 30, 2024, the West Klickitat Regional Fire Authority was created and began operations as authorized under chapter 52.26 RCW;

**WHEREAS**, Klickitat County Fire Protection District No. 3 will continue to exist to serve debt payments and to provide elected officials to serve on the WKRFA Governing Board;

**WHEREAS**, Klickitat County Fire Protection District No. 3 will incur costs related to the debt service and the election and retention of commissioners;

**WHEREAS**, Klickitat County Fire Protection District No. 3 ~~will~~ is required to transfer all assets and liabilities to the WKRFA and will have no financial resources to pay for the costs;

**NOW THEREFORE, BE IT RESOLVED** that the West Klickitat Regional Fire Authority Governing Board hereby amends Section 6.C of West Klickitat Regional Fire Authority Plan by adding the following subsection 4

*4. Future District Expenses. All future costs incurred by the District on and after the Effective Date shall be the responsibility of the RFA.*

**Adoption:** Adopted by the Governing Board of West Klickitat Regional Fire Authority, at a special open public meeting of such Board on the \_\_\_\_\_ day of \_\_\_\_\_, 2024 the following Board Members being present and voting:

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member