

SB 5119 - H COMM AMD
By Committee on Local Government

ADOPTED 04/10/2017

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 57.20
4 RCW to read as follows:

5 (1) The board of commissioners of a district with revenues of
6 five million dollars or more in each of the preceding three years
7 that were audited in accordance with RCW 43.09.260 may by resolution
8 adopt a policy to issue its own warrants for payment of claims or
9 other obligations of the district. The board of commissioners, after
10 auditing all payrolls and bills, may authorize the issuing of one
11 general certificate to the county treasurer, to be signed by the
12 president of the board of commissioners, authorizing the county
13 treasurer to pay all the warrants specified by date, number, name,
14 and amount, and the accounting funds on which the warrants are drawn.
15 The district may then issue the warrants specified in the general
16 certificate.

17 (2) The board of commissioners of a district with revenues
18 greater than two hundred fifty thousand dollars and less than five
19 million dollars in each of the preceding three years that were
20 audited in accordance with RCW 43.09.260 may upon agreement between
21 the county treasurer and the district commission, with approval of
22 the district commission by resolution, adopt a policy to issue its
23 own warrants for payment of claims or other obligations of the
24 district. The board of commissioners, after auditing all payrolls and
25 bills, may authorize the issuing of one general certificate to the
26 county treasurer, to be signed by the president of the board of
27 commissioners, authorizing the county treasurer to pay all the
28 warrants specified by date, number, name, and amount, and the
29 accounting funds on which the warrants are drawn. The district may
30 then issue the warrants specified in the general certificate.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 57.08
2 RCW to read as follows:

3 (1) Any water-sewer district may elect to contract for asset
4 management service of its water storage assets in accordance with
5 this section. If a water-sewer district elects to contract under this
6 subsection for all, some, or one component of water storage asset
7 management services for its water storage assets, each water-sewer
8 district shall publish notice of its requirements to procure asset
9 management service of its water storage assets. The announcement must
10 concisely state the scope and nature of the water storage asset
11 management service for which a contract is required and encourage
12 firms to submit proposals to meet these requirements. If a water-
13 sewer district chooses to negotiate a water storage asset management
14 service contract under this section, no otherwise applicable
15 statutory procurement requirement applies.

16 (2) The water-sewer district may negotiate a fair and reasonable
17 water storage asset management service contract with the firm that
18 submits the best proposal based on criteria that is established by
19 the water-sewer district.

20 (3) If the water-sewer district is unable to negotiate a
21 satisfactory water storage asset management service contract with the
22 firm that submits the best proposal, negotiations with that firm must
23 formally be terminated and the water-sewer district may select
24 another firm in accordance with this section and continue negotiation
25 until a water storage asset management service contract is reached or
26 the selection process is terminated.

27 (4) For the purposes of this section:

28 (a) "Water storage asset management services" means the
29 financing, designing, improving, operating, maintaining, repairing,
30 testing, inspecting, cleaning, administering, or managing, or any
31 combination thereof, of a water storage asset.

32 (b) "Water storage asset" means water storage structures and
33 associated distribution systems, such as the water tank, tower, well,
34 meter, or water filter.

35 **Sec. 3.** RCW 70.95A.020 and 1973 c 132 s 3 are each amended to
36 read as follows:

37 As used in this chapter, unless the context otherwise requires:

38 (1) "Municipality" shall mean any city, town, county, (~~(or))~~ port
39 district, or water-sewer district in the state;

1 (2) "Facility" or "facilities" shall mean any land, building,
2 structure, machinery, system, fixture, appurtenance, equipment or any
3 combination thereof, or any interest therein, and all real and
4 personal properties deemed necessary in connection therewith whether
5 or not now in existence, which is used or to be used by any person,
6 corporation or municipality in furtherance of the purpose of abating,
7 controlling or preventing pollution;

8 (3) "Pollution" shall mean any form of environmental pollution,
9 including but not limited to water pollution, air pollution, land
10 pollution, solid waste disposal, thermal pollution, radiation
11 contamination, or noise pollution;

12 (4) "Governing body" shall mean the body or bodies in which the
13 legislative powers of the municipality are vested;

14 (5) "Mortgage" shall mean a mortgage or a mortgage and deed of
15 trust or other security device; and

16 (6) "Department" shall mean the state department of ecology."

17 Correct the title.

EFFECT: Eliminates the provisions of the act governing the sale of real property by water-sewer districts (districts) that: (1) Required the boards to obtain a written appraisal report by a state licensed or certified real estate appraiser in order to determine the estimated value of the real property being sold; (2) required specific public notice requirements noting the district's intention to sell real property; and (3) authorized districts to sell the real property to the highest bidder at public auction if the property could not be sold at ninety percent or more of its estimated value within 120 days of the initial notice of intent to sell.

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