

**From:** [Brian Snure](#)  
**To:** [Rosalind Plumb](#)  
**Cc:** [Jennifer McLean](#); [Commissioner Thomas Montag](#); [Wesley Long](#)  
**Subject:** Re: Legal Counsel for WKRFA  
**Date:** Friday, April 5, 2024 12:06:51 PM  
**Attachments:** [Snure Logo\\_black EmailSmall.png](#)

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Roz,

Thanks for the email. Yes I think I can work with both entities to help get the RFA up and running. Since the RFA was approved by the voters, I would be representing the RFA. Because District 3 is essentially becoming the RFA (i.e. all assets, liabilities, personnel, tax revenues, etc. will be transferred) I do not believe there is any conflict between my continuing to represent the District and representing the RFA. If issues arise with the City, the City would have its own legal counsel to represent them.

I can provide a representation agreement if requested though I do not generally enter into agreements with my clients unless requested. I provide services when requested, bill on a monthly basis and can be terminated as legal counsel at any time for any reason with or without notice.

My initial comments on your questions are as follows:

The Plan did contemplate an Effective Date of September 30, i.e. that is when the RFA legally comes into existence. This was necessary to allow the RFA to levy its 2024 taxes for collection in 2025. The Plan also stated that the full operation date would be January 1, 2025 so I think the plan that is being developed is consistent with the approved RFA Plan and it will not require either an ILA or a Plan amendment.

The physical transfer of assets can be made on January 1, 2025 and I do not believe there needs to be any type of ILA as the Plan already provides that the District and the City will fund the RFA the final 3 months of 2024 (Section 6.C.1 which you noted below).

The fact that the transfers under this approach will not occur immediately is not, in my opinion, critical as you are delaying the transfer for practical reasons.

- WKRFA resolutions and policies will be approved beginning on Sept 30, but with effective dates of January 1, 2025.
- What are your thoughts on this?

The effective dates will likely be determined by the nature of the policies and resolutions. For example, The governing board's meeting schedule, appointment of a tort claims agent, etc. would need to be effective on adoption. Other policies could have a delayed effective date if that makes more sense.

The RFA's tax levy resolution and budget resolutions would also need to be effective immediately.

I would be happy to meet with the Planning Committee to answer questions and discuss the process. If that is desired I presume you would want me to attend virtually and that works fine

for me.

Let me know if you have any questions regarding the above comments or any additional questions.

Thanks.

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Sincerely,

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On Apr 2, 2024, at 2:58 PM, Rozalind Plumb <secretary@kcf3.com> wrote:

Brian,

The WKRFA Planning Committee has been meeting in advance of the Effective Date of the RFA on September 30, 2024.

On March 21, 2024, the Planning Committee agreed that Legal Counsel would be needed between now and the effective date. The motion to engage you as legal counsel for the WKRFA Planning Committee was approved.

As you are already KCFD3's legal counsel, is there anything we should be aware of? Do we need an agreement? Billing can be through KCFD3 and reference WKRFA (the RFA does not yet have any funds).

WKRFA Planning Committee has some questions related to the effective date.

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## “WKRFA Plan - Finance Section 6

- **Section 6 C operational financing and WKRFA Funds**

1. The operational and administrative WKRFA budget for the remaining three months of 2024 shall be funded by the designated budget funds of the participating Jurisdictions authorized for 2024.

- **Section 6 F Transfer of Assets.**

1. On the Effective Date, Klickitat Fire District #3 shall immediately transfer all remaining and future financial assets to the WKRFA.
2. On the Effective Date, the City of White Salmon shall immediately transfer any remaining fire department replacement financial assets to the WKRFA.
3. 3, 4,5,6,7 all reference assets moving on the “effective date “

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The Finance subcommittee met with the County Treasurer and County Auditor. The suggestion was made to transfer all assets on January 1, 2025. This simplifies the banking and auditing for both The County and KCFD3.

The suggestion is for the effective date of the RFA governing board to remain as September 30, but the ‘operational date’ would be January 1, 2025. All assets would remain the property of KCFD3 and WSFD until January 1.

- The existing agencies would continue to operate as they are until January 1, 2025. (All insurance, agreements and licenses will remain the same).
- The WKRFA Governing Board would become active on the effective date of September 30, 2024.
- WKRFA resolutions and policies will be approved beginning on Sept 30, but with effective dates of January 1, 2025.
- What are your thoughts on this?
- If approved, what is the best way to make the needed amendments to the WKRFA plan?
- Is there a need for a temporary ILA during the 3-month period?
- Would it be beneficial for you to meet with the planning Committee (or subcommittee) directly on the subject?

I look forward to hearing from you.

Sincerely,

**Rosalind Plumb**

District Secretary

Klickitat County Fire District 3

[secretary@kcf3.com](mailto:secretary@kcf3.com)

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