

## **FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT FOR FIRST RESPONSE EMERGENCY MEDICAL SERVICES**

This First Amendment (“First Amendment”) to the Interlocal Agreement between Whatcom County and the Agencies (collectively the “Parties”) dated January 18, 2018 provides for the one-time distribution of EMS levy funds (the “Funds”) to the Agencies for reimbursement of qualifying expenses incurred between May 24, 2022 and December 1, 2022 associated with the provision of Basic Life Support (“BLS”) services in Whatcom County and subject to the terms and conditions contained in this First Amendment. The effective date of this First Amendment shall be May 24, 2022.

### **RECITALS**

**WHEREAS**, the Parties entered into an Interlocal Agreement for First Response Emergency Medical Services (“Interlocal Agreement”) in Whatcom County, including the provision of Advance Life Support (“ALS”) and Basic Life Support (“BLS”) service;

**WHEREAS**, the Whatcom County EMS Levy fund was approved by County voters to support the provision of responsive and effective emergency medical services throughout Whatcom County;

**WHEREAS**, RCW 84.52.069 provides that funds collected under an EMS levy may be used only for the provision of emergency medical care or emergency medical services, including related personnel costs, training for such personnel, and related equipment, supplies, vehicles and structures needed for the provision of emergency medical care or emergency medical services;

**WHEREAS**, on May 24, 2022 the Whatcom County Council allocated up to 6.4 million dollars of the EMS Levy funds to the Agencies, which allocation is used to help offset costs of providing EMS service in 2022;

**WHEREAS**, the Agencies have incurred costs and expenses related to the provision of EMS in Whatcom County that are not otherwise funded and that qualify for reimbursement from the County EMS fund;

**WHEREAS**, it is in Whatcom County’s citizenry’s best interest to have fully funded, trained, and equipped EMS providers to ensure ongoing high-level EMS service in Whatcom County;

**WHEREAS**, it is necessary to adopt procedures by which the Agencies providing EMS services under the Interlocal Agreement may be reimbursed for 2022 qualifying expenses from the County EMS fund;

**WHEREAS**, it is the intent of the Parties amend the Interlocal Agreement to provide for a one-time reimbursement of qualifying EMS service expenses incurred between May 24, 2022 and December 1<sup>st</sup>, 2022;

**WHEREAS**, the Interlocal Agreement may be amended by a written instrument of the Parties;

**NOW THEREFORE**, in consideration of the mutual benefits herein contained, the Parties agree to amend the Agreement as follows:

1. A new paragraph (2.5) shall be added to Section 2 (Consideration) of the Interlocal Agreement as follows:

*2.5 Whatcom County EMS Levy funds shall be used to reimburse the Agencies for a portion of those qualifying costs under RCW 84.52.069 incurred between May 24, 2022 and December 1, 2022 arising from the provision of BLS service delivery in Whatcom under this Agreement and subject to the following provisions:*

- a. Agencies may only seek reimbursement for those costs: i) incurred between May 24, 2022 and December 1, 2022 and ii) that are considered a qualifying expense under RCW 84.52.069 (Exhibit A);*
  - b. Agencies seeking reimbursement for qualifying expenses must submit to the County a completed and signed 2022 BLS Invoice Form (Exhibit C);*
  - c. The County shall not reimburse Agencies for costs and expenses funded or paid for by any other designated source, including but not limited to Ground Emergency Transport (GEMT), user charges and fees, dedicated emergency medical levies or grants;*
  - d. Reimbursed amounts shall not exceed that amount allocated for each providing Agency (Exhibit B);*
  - e. Qualifying goods and services should be ordered by the Agency no later than November 1, 2022 and must be received by December 31, 2022;*
  - f. BLS Invoice Forms shall be received by the County no later than December 15, 2022.*
2. The Parties agree that the effective date of this Amendment shall be May 24, 2022.
  3. All other terms of the Interlocal Agreement shall remain in full force and effect except as amended by this Amendment. If a conflict arises between the terms of this Amendment and the Interlocal Agreement, the terms of this Amendment shall control.

**IN WITNESS WHEREOF**, the Parties have executed this Amendment as of the day and year written below.

**EXECUTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

**WHATCOM COUNTY**

Approved as to form:

Christopher Quinn per email 10/28/2022  
Prosecuting Attorney                      Date

Approved:  
Accepted for Whatcom County:

By: \_\_\_\_\_  
Satpal Sidhu, Whatcom County Executive

STATE OF WASHINGTON  
COUNTY OF WHATCOM

On this \_\_\_\_\_ day of \_\_\_\_\_, 2022, before me personally appeared Satpal Sidhu, to me known to be the Executive of Whatcom County, who executed the above instrument and who acknowledged to me the act of signing and sealing thereof.

\_\_\_\_\_  
NOTARY PUBLIC in and for the State of Washington, residing at \_\_\_\_\_.  
My commission expires \_\_\_\_\_.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 1

For Qualified Expenditures up to a maximum of **\$288,818.99**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 5

For Qualified Expenditures up to a maximum of **\$61,755.39**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 7

For Qualified Expenditures up to a maximum of **\$787,937.33**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 11

For Qualified Expenditures up to a maximum of **\$77,906.89**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 14

For Qualified Expenditures up to a maximum of **\$404,692.57**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 16

For Qualified Expenditures up to a maximum of **\$56,427.33**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 17

For Qualified Expenditures up to a maximum of **\$97,701.34**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 18

For Qualified Expenditures up to a maximum of **\$74,439.24**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 19

For Qualified Expenditures up to a maximum of **\$9,692.86**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 21

For Qualified Expenditures up to a maximum of **\$833,994.29**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 4

For Qualified Expenditures up to a maximum of **\$187,714.86**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF BELLINGHAM

For Qualified Expenditures up to a maximum of **\$2,090,509.67**

\_\_\_\_\_  
Mayor

Attest:

Departmental Approval:

\_\_\_\_\_  
Finance Director

\_\_\_\_\_

Approved as to form:

\_\_\_\_\_  
Office of the City Attorney

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

WHATCOM COUNTY FIRE PROTECTION  
DISTRICT NO. 8

For Qualified Expenditures up to a maximum of **\$212,780.26**

\_\_\_\_\_  
Mayor

Attest:

Departmental Approval:

\_\_\_\_\_  
Finance Director

\_\_\_\_\_

Approved as to form:

\_\_\_\_\_  
Office of the City Attorney

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

LYNDEN FIRE DEPARTMENT

For Qualified Expenditures up to a maximum of **\$402,644.53**

APPROVED AS TO FORM:

By: \_\_\_\_\_  
City Attorney

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Mayor

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

SOUTH WHATCOM FIRE AUTHORITY

For Qualified Expenditures up to a maximum of **\$364,247.10**

ATTEST:

By: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Chief

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

By: \_\_\_\_\_  
Commissioner

DATED this \_\_\_\_ day of \_\_\_\_\_, 2022.

**EXHIBIT "A"**  
**Scope of Services**

Whatcom County EMS Levy funds shall be used to reimburse the Agencies for a portion of those qualifying costs identified under **RCW 84.52.069**, and as allowable pursuant to this Amendment, incurred between May 24, 2022 and December 1, 2022 arising from the provision of BLS service delivery in Whatcom under this Agreement and subject to the following provisions:

*(5) Any tax imposed under this section may be used only for the provision of emergency medical care or emergency medical services, including related personnel costs, training for such personnel, and related equipment, supplies, vehicles and structures needed for the provision of emergency medical care or emergency medical services.*

**Exhibit "B"**  
**Allotment Amounts**

**Allocation Detail Totals**

	Equipment Allocation		BLS Allocation	Total Allocation
Fire District 1	99,504.00		189,314.99	288,818.99
Fire District 5	30,884.72		30,870.67	61,755.39
Fire District 7	109,652.54		678,284.79	787,937.33
Fire District 11	26,504.27		51,402.62	77,906.89
Fire District 14	83,663.24		321,029.33	404,692.57
Fire District 16	26,476.00		29,951.33	56,427.33
Fire District 17	26,553.13		71,148.21	97,701.24
Fire District 18	26,504.27		47,934.97	74,439.24
Fire District 19	0.00		9,692.86	9,692.86
Lynden FD	49,891.11		370,753.42	402,644.53
NWFR/FD4	136,035.36	FD4: 187,714.86	NWFR: 697,958.93	1,021,709.15
SWFA	70,977.30		293,269.80	364,247.10
BFD/FD8	282,616.70	FD8: 212,780.26	BFD: 1,807,892.97	2,303,289.93
			<b>TOTAL</b>	<b>5,951,262.55</b>

**Exhibit "C"**  
**2022 Allocation Invoice**

**2022 Allocation Invoice**

Invoice for services rendered during the period of:  
**MAY 24th, 2022 - DECEMBER 31st, 2022**

**Contract**  
Contract Period: 2022  
  
Agency Name:  
Address:  
  
Contact Person:  
Phone:  
Email:

Invoice Number	Date

**Submit invoices to:**  
Whatcom County Emergency  
Medical Services  
800 E Chestnut, Suite 3C  
Bellingham, WA, 98225  
mhillley@co.whatcom.wa.us



Note: Please use the invoice naming convention  
[Agency Acronym]-[Invoice #]-2022  
E.g.: WCFD7-1-2022

Allocation Total \$ -

Qualified Expenditure Categories	Qualified Expenditures Amount	Total Payments	Allocation Balance
<i>Personnel</i>	\$ -	\$ -	\$ -
<i>Training</i>	\$ -	\$ -	\$ -
<i>Equipment</i>	\$ -	\$ -	\$ -
<i>Supplies</i>	\$ -	\$ -	\$ -
<i>Vehicles</i>	\$ -	\$ -	\$ -
<i>Structures</i>	\$ -	\$ -	\$ -

Invoice Total: \$ -

I, the undersigned, do hereby certify under the laws of the State of Washington penalty of perjury, that this is a true and correct claim for reimbursement services rendered. I further certify that the costs and expenses contained herein have not been paid for by any other designated source, including but not limited to Ground Emergency Transport (GMET) funding, user charges and fees, or dedicated emergency medical levies or grants. I understand that any false claims, statements, documents, or concealment of material fact may be prosecuted under applicable Federal and State laws. This certification includes any attachments which serve as supporting documentation to this reimbursement request. I certify that the costs submitted in this claim meet requirements specified in RCW 84.52.069.

\_\_\_\_\_  
Fire Chief                      Date

\_\_\_\_\_  
Print Name