

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

PROPOSED SUBSTITUTE MOTION NO. 24-417

APPROVING THE 2024 HOUSING AND BEHAVIORAL HEALTH CAPITAL FUND
INVESTMENT PLAN AND AUTHORIZING THE EXPENDITURE OF FUNDS UNDER
CHAPTERS 4.122 AND 4.126 OF THE SNOHOMISH COUNTY CODE

WHEREAS, by Chapter 338, Laws of 2019, the state legislature created a local revenue sharing program for participating jurisdictions that allows for a portion of local sales and use tax credited against the State sales tax to be used for acquiring, rehabilitation, and constructing affordable housing, operations, and maintenance of new affordable housing facilities, including supportive housing, and rental housing; and

WHEREAS, the Snohomish County Council passed Ordinance 19-062, adding a new Chapter 122 to the Title 4 SCC for credit to be deducted from the amount of tax otherwise required to be collected or paid to the department of revenue to be utilized for the acquisition, rehabilitation, construction, operations, and maintenance of affordable or supportive housing; and

WHEREAS, by Chapter 222, Laws of 2020, the state legislature authorized counties to implement a one-tenth of one percent sales and use tax for affordable housing and behavioral health facilities creation, operations and maintenance, and associated services; and

WHEREAS, the Snohomish County Council established a one-tenth of one percent sales and use Tax (Ordinance 21-098, adding a new Chapter 126 to the Title 4 SCC) to provide for affordable housing and behavioral health facilities creation, operations and maintenance, and associated services; and

WHEREAS, Human Services developed a draft Housing and Behavioral Health Capital Fund Investment Plan; and

WHEREAS, the Human Services department held nine community listening sessions with community individuals, agencies, and committees encouraging community input of the draft plan; and

WHEREAS, the draft Housing and Behavioral Health Capital Fund Investment Plan was revised based on community feedback; and

WHEREAS, Council approved the 2023 Housing and Behavioral Health Capital Fund Investment Plan in Motion 23-492 and that motion established annual submission of an updated business expenditure plan for Council to approve by motion; and

WHEREAS, an updated plan for the 2025-2026 biennium is included in the Executive's proposed budget to Council;

NOW, THEREFORE, ON MOTION:

Section 1. The Council approves the 2024 Housing and Behavioral Health Capital Fund Investment Plan.

Section 2. The Council authorizes expenditure from the Affordable Housing and Behavioral Health Program Fund, as established in Snohomish County Code chapter 4.126, and the Affordable and Supportive Housing Tax Credit fund, as established in Snohomish County Code chapter 4.122, subject to the following requirements:

- A. The funding authority each year or biennium will be established through the County budget process and an updated business expenditure plan will come before Council for approval by motion annually by October 1st; and
- B. Final approval for the issuance of capital contracts shall be made by Council by motion; and
- C. Except for interlocal agreements with a housing authority which shall be approved by ordinance by Council, capital contracts shall be reviewed the Technical Advisory Committee/Policy Advisory Board with additional review and consideration by all interested jurisdictions and review and consideration of behavioral health capital projects by the Chemical Dependency and Mental Health Advisory Board;
- D. All capital contracts and subsequent amendments where the aggregate total of the contract and amendments total more than \$150,000 shall come to Council for approval by motion;
- E. All operations and maintenance contracts and subsequent amendments where the aggregate total of the contract and amendments total more than \$50,000 shall come to Council for approval by motion;
- F. Contracts below the amounts described in subsections D and E above may be approved by the Executive or designee;
- G. The Human Services and Facilities Directors, or a designee of the County Executive, shall provide the Council with quarterly reports starting in 2024, with each report issued within sixty days of the end of a given quarter, and an annual report within ninety days at the end of a calendar year. The quarterly report shall include information on all executed agreements in the prior quarter to include, at a minimum:
agreement recipient, agreement not-to-exceed amount, scope of work, and expenditures to date broken down by capital and operations and maintenance expenses.

Section 3. The approval processes described in Section 2 supersede those established in Motion 23-492.

PASSED this _____ day of _____, 2024.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

COUNCIL CHAIR

ATTEST:

Deputy Clerk of the Council