

June 14, 2010

**THE BOARD OF
BENTON COUNTY
COMMISSIONERS
AGENDA PACKET**

Draft

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
June 7, 2010, 8:30 a.m.
Commissioners' Conference Room
Benton County Courthouse, Prosser, WA

Present: Chairman James Beaver
Commissioner Leo Bowman
Commissioner Max E. Benitz, Jr.
County Administrator David Sparks
Clerk of the Board Cami McKenzie

Benton County Employees Present During All or a Portion of the Meeting: Deputy Administrator Loretta Smith Kelty; Adam Fyall, Community Development Coordinator; Finance Manager Keith Mercer; Personnel Manager Melina Wenner; Facilities Manager Roy Rogers; Mike Shuttelworth; Interim Human Services Manager Ed Thornbrugh; Shon Small, Sheriff's Office; Steve Becken, Sue Schuetze, Malcolm Bowie, Public Works; Lisa Small, Commissioners' office; Erhiza Rivera and Nick Kooiker, Treasurer's Office, Central Services Manager Randy Reid;

Workshop Agenda

National Association of Counties – Western Region Meeting

Commissioner Bowman reported on his NACO meeting, including tours of the Fairgrounds and Metro Park in Billings, Montana.

Out of Stream Water Assessment

Commissioner Bowman asked about the information provided. Commissioner Benitz discussed the out of stream water assessment, who would be best to control the lands, and computing needs on non-federal lands.

Red Mountain Interchange

Commissioner Bowman requested the Board authorize making a formal change to the request to Senator Murray for funding for the Red Mountain Interchange. He said to enhance the probability of success he wanted to change the request to \$2.3 million, which would go a long way to have the project "shovel ready". The Board agreed that Commissioner Bowman could prepare a new letter for the Board to sign.

Human Services Administration – Move to Health District Building

David Sparks said the Bi-County Boards had agreed on moving Human Services Administration into the Health District Building, however, did not agree where the money should come from. He said that Franklin County wanted Benton County to pay for it and Benton County was planning to have Human Services pay for it.

Chairman Beaver said that if Benton County ended up paying for it, then lease payments should be increased to pay for tenant improvements. Commissioner Bowman said he didn't disagree, however, wanted to know what the next step was.

Mr. Sparks suggested the Chairman of each board meet to discuss the issue. Commissioner Benitz said that if Benton County had to come up with the money, the Human Services Department would have to pay it back.

Chairman Beaver said the chairman and county administrator of each board should meet. The Board agreed.

The Board briefly recessed, reconvening at 9:00 a.m.

Approval of Minutes

The Minutes of May 19, 2010 were approved.

The Bi-County Minutes of May 19, 2010 were approved.

The Minutes of May 26, 2010 were approved.

Consent Agenda

MOTION: Commissioner Benitz moved to approve the consent agenda items "a" through "v". Commissioner Bowman seconded and upon vote, the Board approved the following:

Commissioners

- a. Contract w/G2 Commercial Construction, Inc.
- b. Reappointment of D Olsen to the Benton County Water Conservancy Board
- c. Appointment of L Case to the Kiona Irrigation District
- d. Authorization to Purchase Uniforms for Animal Control Employees
- e. Appointments of P Johnstone-Jones & R Burtsfield to the Office of Aging & Long Term Care
- f. Agreement w/CGI Communications Inc. for County Showcase Program

Fairgrounds

- g. Completion of the Irrigation and Domestic Water Installation

Human Services

- h. Personal Services Agreement w/National Alliance for the Mentally Ill
- i. IBM Customer Agreement w/Netsmart Technologies
- j. Contract Amendment w/Department of Social and Health Services

Juvenile

- k. Contract Amendment w/Riverview Counseling and Consulting
- l. Interlocal Agreement w/Kennewick School District #17

Noxious Weed

- m. Line Item Transfer, Fund No. 0134-101, Dept. 000

Personnel

- n. Personal Services Contract w/Pacific MicroRem, Inc for Metal Detection & X Ray Imaging

Planning

- o. Reappointments of J Wetzel and M Sheeran to the Benton County Planning Commission

Public Works

- p. Approval of Sheet One of Hidden Hills
- q. Order and Agreement for Nonexclusive Franchise for Good Neighbor Water Asso.
- r. Order and Agreement for Nonexclusive Franchise for Sundown Estates
- s. Order and Agreement for Nonexclusive Franchise for AgReserves, Inc.
- t. Vacation and Abandonment of Unimproved Road Right of Way of Beers Road
- u. Olympia Street Reconstruction Project Transfer of Surface Transportation Program Funds

Sustainable Development

- v. Horse Heaven Cemetery Liability Waiver

The Board briefly recessed, reconvening at 9:05 a.m.

Public Hearing – Application for Franchise - WSU Prosser - IAREC

Sue Schuetze said that WSU Prosser IAREC filed a petition to continue a nonexclusive franchise for an irrigation water system and facilities within unincorporated Benton County right of way and her office recommended approval be granted, subject to the six conditions.

Proponent

Mark Sam, Maintenance Supervisor, said the franchise had been used and was a vital part of the structure for irrigating.

As there was no one else present to testify, public testimony was closed.

MOTION: Commissioner Bowman moved to approve the franchise for WSU Prosser, IAREC, with the listed conditions. Commissioner Benitz seconded and upon vote, the motion carried unanimously.

The Board briefly recessed, reconvening at 9:10 a.m.

Public Hearing – SPV 10-02 – Short Plat Vacation

Mike Shuttleworth said that Benton County had received a request for the vacation and subsequent relocation of the private road easement turnaround in lot 1 of short plat 3001. Based upon the information received, the Planning Department recommended the proposed vacation of the turnaround easement, in conjunction with the recording of the new turnaround, be approved.

As there was no one present to testify, public testimony was closed.

MOTION: Commissioner Benitz moved to approve the vacation of the 50-foot radius turnaround easement located on lot 1 of short plat 3001 in the northwest Quarter of Section 34, Township 8 North, Range 30 East, W.M, conditioned on the applicant providing Benton County with a copy of the recorded document creating the L shaped turnaround easement as approved by the Benton County Fire Marshal prior to signing the resolution. The document must be approved and recorded within one year of the date of approval by the Board of Benton County Commissioners or the approval will be null and void. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

The Board briefly recessed, reconvening at 9:20 a.m.

Property Discussion

Lisa Small presented a request from Brandon Meeks to purchase five parcels at Yakitat that did not sell at a public auction, currently valued at \$6,629.00. She said the policy stated the County had 12 months after public auction to privately negotiate, however, there was a caveat in the policy allowing to County to sell after that time if it was not practical to sell the property.

Commissioner Benitz said he wanted to make sure there was a lease with BLM so he could have access to the property and an easement for power.

Brandon Meeks, 38104 N. 140 PR NW, Benton City, said he was only interested if he could get the BLM lease. He also asked if the Board would be interested in a contingent sale agreement. The Board said it was not sure if the PA's office would allow that kind of sale agreement.

The Board agreed it wanted to sell the property and requested Lisa Small to bring forth a formal proposal amount by Mr. Meeks.

Mental Health Provider Network Business Plans

Ed Thornbrugh said that GCBH established a new funding formula and requested business plans from each provider outlining goals, performance measures, and volume of service delivery. He said the plans would be submitted to Greater Columbia Behavioral Health and he requested the Board accept and approve each plan. The Board requested Mr. Thornbrugh prepare a resolution for the next agenda for the Board to approve the plans.

Remote Access Policy Discussion

Randy Reid, Central Services Manager, asked the Board if it wanted to proceed with amending the Remote Access Policy to allow elected officials to have personal BlackBerry devices connected to the County BlackBerry Enterprise Service for access to GroupWise email.

Commissioner Benitz said that Central Services had other priorities and he did not think it was a good time to make the change. Chairman Beaver agreed it was not a top priority but that it needed to be done. Commissioner Bowman agreed to have the policy amended.

David Sparks said the policy needed to include that elected officials would be responsible for their own equipment and they were subject to the open public records act.

Vouchers

Check Date: 05/28/2010
Jury Warrants #: 10851-11029
Warrant #: 11030-11303
Tax Wire Transfer #: 1010510
Total all funds: \$670,980.07

Check Date: 06/04/2010
Warrant #: 11328-11491
Total all funds: \$1,394,307.26

Total amounts approved by fund can be reviewed in the Benton County Auditor's Office.

Resolutions

- 10-303 Contract w/G2 Commercial Construction, Inc.
- 10-304 Reappointment of D Olsen to the Benton County Water Conservancy Board
- 10-305 Appointment of L Case to the Kiona Irrigation District
- 10-306 Authorization to Purchase Uniforms for Animal Control Employees
- 10-307 Appointment of P Johnstone-Jones to Aging & Long Term Care Advisory Council
- 10-308 Appointment of R Burtsfield to Aging & Long Term Care Advisory Council
- 10-309 Agreement w/CGI Communications Inc. for County Showcase Program
- 10-310 Completion of the Irrigation and Domestic Water Installation
- 10-311 Personal Services Agreement w/National Alliance for the Mentally Ill
- 10-312 Contract Amendment w/Department of Social and Health Services
- 10-313 IBM Customer Agreement w/Netsmart Technologies
- 10-314 Contract Amendment w/Riverview Counseling and Consulting
- 10-315 Interlocal Agreement w/Kennewick School District #17
- 10-316 Line Item Transfer, Fund No. 0134-101, Dept. 000
- 10-317 Personal Services Contract w/Pacific MicroRem, Inc for Metal Detection & X Ray Imaging

- 10-318 Reappointments of J Wetzel to the Benton County Planning Commission
- 10-319 Approval of Sheet One of Hidden Hills
- 10-320 Order and Agreement for Nonexclusive Franchise for Good Neighbor Water Assoc.
- 10-321 Order and Agreement for Nonexclusive Franchise for Sundown Estates
- 10-322 Order and Agreement for Nonexclusive Franchise for AgReserves, Inc.
- 10-323 Vacation and Abandonment of Unimproved Road Right of Way of Beers Road
- 10-324 Olympia Street Reconstruction Project Transfer of Surface Transportation Program Funds
- 10-325 Horse Heaven Cemetery Liability Waiver
- 10-326 Reappointment of Martin Sheeran to the Benton County Planning Commission

There being no further business before the Board, the meeting adjourned at approximately 9:57 a.m.

Clerk of the Board

Chairman

Draft

MINUTES

BOARDS OF BENTON AND FRANKLIN COUNTY COMMISSIONERS

Special Bi-County Board Meeting
Monday, June 7, 2010, 1:30 p.m.
Commissioners' Conference Room
Benton County Justice Center, Kennewick, WA

Benton County

Present: Chairman Jim Beaver
Commissioner Leo Bowman
Commissioner Max Benitz, Jr.
County Administrator David Sparks
Clerk of the Board Cami McKenzie

Employees Present: Personnel Manager Melina Wenner and DPA Sarah Perry.

Franklin County

Present: Chairman Brad Peck
Commissioner Rick Miller
Commissioner Bob Koch
County Administrator Fred Bowen

Executive Session – Evaluate Qualifications of Applicants for Public Employment

The Boards of Benton and Franklin County Commissioners went into executive session at 1:30 p.m. for approximately 30 minutes per RCW 42.30.110(1)(g) to evaluate the qualifications of an applicant for public employment. The Bi-County Boards came out of executive session at 1:55 p.m. Ms. Perry stated that no action was taken.

Ms. Perry announced the Bi-County Boards would go back into executive session until up to 4:15 p.m. per RCW 42.30.110(1)(g) to evaluate the qualifications of applicants for public employment. The Bi-County Boards came out of executive session at 2:36 p.m. Ms. Perry stated the Bi-County Boards took no action.

The Bi-County Boards declared a recess until 2:55 p.m.

The Bi-County Boards went back into executive session at 2:57 p.m. until up to 4:15 p.m. per RCW 42.30.110(1)(g) to evaluate the qualifications of applicants for public employment. The Bi-County Boards came out of executive session at 3:22 p.m. Ms. Perry stated the Bi-County Boards took no action in executive session.

The Bi-County Boards decided to recess for 10 minutes.

The Bi-County Boards went back into executive session at 3:33 p.m. until up to 4:15 p.m. per RCW 42.30.110(1)(g) to evaluate the qualifications of applicants for public employment. The Bi-County Boards came out of executive session at 4:15 p.m. Ms. Wenner stated that no decisions were made in executive session.

Discussion – Possible Appointment of Benton-Franklin Human Services Administrator

Benton County

MOTION: Commissioner Bowman moved to make an offer for the position of Human Services Administrator to Ed Thornbrugh, pending the outcome of background checks. Commissioner Benitz seconded and upon vote, the motion carried unanimously.

Franklin County

MOTION: Commissioner Miller moved to select Ed Thornbrugh as the Human Services Administrator, pending background checks. Commissioner Koch seconded and upon vote, the motion carried with Chairman Peck opposing.

There being no further business, the meeting adjourned at approximately 4:18 p.m.

Clerk of the Board

Chairman

COPY *a*

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF COUNTY FUNDS RE: TRANSFER OF FUNDS WITHIN
ELECTION RESERVE FUND NUMBER 0111101

BE IT RESOLVED, by the Board of Benton County Commissioners, that
funds shall be transferred as outlined in Exhibit "A", attached hereto.

Dated this _____ day of _____, _____

Chairman of the Board

Member

Member

Constituting the Board of County Commissioners
of Benton County, Washington.

Attest: _____
Clerk of the Board

cc: B. Chilton; Auditor; File

B. Chilton

BENTON COUNTY LINE ITEM TRANSFER

Dept Name: Election Reserve Dept Nbr: N/A
 Fund Name: Election Reserve Fund Nbr: 0111101

TRANSFER FROM: Dept. _____ TRANSFER TO: Dept. _____

BASE SUB (6 digit)	LINE ITEM (4 digit)	LINE ITEM NAME	AMOUNT	BASE SUB (6 digit)	LINE ITEM (4 digit)	LINE ITEM NAME	AMOUNT
511.700	4103	Professional Services	\$35,772	594.110	6401	Capital Outlay	\$35,772
TOTAL			\$35,772	TOTAL			\$35,772

Explanation:

Please see attached Resolution No. 271, referencing receipt of HAVA grant. We will be requesting a supplement to our budget, as fund were not budgeted in either expenditures or revenues to account for this grant.

Prepared by: B. Chilton Date: 06/04/10

Approved Denied Date: _____

Chairman

Member

Member

COPY

RESOLUTION 10 271

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF AUTHORIZING THE PURCHASE OF TWO (2) SCANNERS, MAINTENANCE, BACKGROUND KITS, AND TECHNICAL SERVICES FOR VOTER TABULATION SYSTEM FROM HART INTERCIVIC FOR THE BENTON COUNTY AUDITORS DEPARTMENT LOCATED AT THE BENTON COUNTY COURTHOUSE

WHEREAS, the Benton County Auditor submitted to the Office of the Secretary of State a request for a grant under the Help America Vote Act (HAVA) for the acquisition of two (2) new tabulation scanners to replace the two (2) old tabulation scanners as they have reached the end of their life cycle. In addition, the purchase would include one (1) year of maintenance on each scanner, background kits, scanner configuration, and technical services; and

WHEREAS, the grant has been approved by the Office of the Secretary of State; and

WHEREAS, HART Intercivic, is the vendor that administers the current tabulation system in use by the Benton County Auditor; and

WHEREAS, the Benton County Auditor solicited and received a quote from HART Intercivic, Austin, TX, for two (2) scanners, one (1) year maintenance, background kits, scanner configuration and technical services for a total amount of \$35,771 including sales tax; and the cost of the scanners, maintenance, and background kit, without the additional scanner configuration and technical services, would total \$27,183.30 including sales tax; and .

WHEREAS, additional quotes were solicited from other vendors for the purchase of scanners and maintenance, but did not include the additional services that can only be obtained from HART Intercivic. Those quotes were from Insight Public Sector, Tempe, AZ (\$25,755.08); PC Mall Gov, Shelton, CT (\$29,585.40); NuOz Corporation, Bellevue, WA (\$30,323.42); and TechDepot, Trumbull, CT (\$30,374.82); CDW-G, Vernon Hills, IL (\$33,161.46). These quotes do not include the additional cost of shipping of \$600 from HART Intercivic to Benton County after the scanners are configured; and

WHEREAS, additional scanner configuration and technical services will be required by HART Intercivic in order for the scanners to be compatible with the current tabulation system and comply with certification standards, and to insure that security measures are taken that will not compromise the integrity of the ballot tabulation system; and these services cannot be provided by the other vendors who submitted quotes; and

WHEREAS, RCW 39.04.280(1) provides for an exception to the competitive bidding requirements if the purchase is clearly and legitimately limited to a single source of supply, provided that the Board of County Commissioners pass a resolution stating the basis for the waiver; and

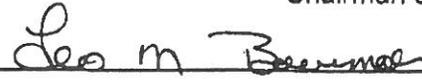
WHEREAS, the Benton County Auditor and Elections Supervisor recommend purchasing the scanners, maintenance, background kits, scanner configuration, and technical services from HART Intercivic as the base cost of the scanners and maintenance is within a reasonable range of the other submitted quotes and only HART Intercivic can provide the additional required scanner configuration, technical services, and security to comply with certification standards;
NOW, THEREFORE

BE IT RESOLVED the Board of Benton County Commissioners, Benton County, Washington hereby concurs with the recommendation and authorizes the Benton County Auditor to proceed with the purchase of two (2) scanners, one (1) year maintenance, required background kits, scanner configuration and technical services totaling \$35,771.00 including sales tax from HART Intercivic as set forth on the attached pricing quote and as a single source provider; and

BE IT FURTHER RESOLVED, the Board hereby authorizes the Benton County Auditor to negotiate a maintenance service agreement between Benton County and HART Intercivic to be placed on the consent agenda at a later date to be signed by the Chairman of the Board.

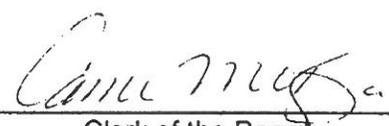
Dated this 10 day of May, 2010.


Chairman of the Board


Member


Member

Constituting the Board of County
Commissioners of Benton County, Washington

Attest: 
Clerk of the Board

b

AGENDA/WORKSHOP ITEM		TYPE OF ACTION NEEDED	
Meeting Date:	June 14, 2010	Execute Contract	_____
Subject:	Data Recovery Authorization	Pass Resolution	<u> x </u>
		Pass Ordinance	_____
		Pass Motion	_____
Prepared By:	J. Randall Reid	Other	_____
Reviewed By:	Loretta SmithKelty		
		Consent Agenda	<u> x </u>
		Public Hearing	_____
		1 st Discussion	_____
		2 nd Discussion	_____
		Other	_____

BACKGROUND INFORMATION

On 2-June-2010, the old storage area network (SAN) at the Courthouse had a serious hardware failure. Three of the twelve disk drives in the SAN array failed simultaneously. The system was only designed to continue operation with one drive failure. There was critical data on the failed drives that could not be recovered effectively from tape backups, so I took emergency steps to find a data recovery service that was equipped to handle this type of SAN unit. I found Ai Networks of Irvine CA. The company has over twenty years of experience performing data recovery for both private and public sector entities. The failed drives were shipped to Ai Networks on 3-June-2010 and arrived the next morning. The service provider worked over the weekend running diagnostics on the drives and confirmed that the data appeared recoverable. The pricing ranges from \$350 to \$1800 per drive depending on the complexity of the system. The RAID5 technology used for the SAN drives and the number of drives that failed required the high end expense for the recovery.

SUMMARY

The accompanying resolution approves emergency steps taken by Central Services to recover data from failed hard drives and authorizing payment to the data recovery service.

RECOMMENDATION

1ST Pass resolution.

2nd

FISCAL IMPACT

None. A line item transfer will be done to move funds from salary for a Central Services position that is currently vacant to Professional Services.

MOTION

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF AUTHORIZATION FOR PAYMENT AND DECLARING AN EMERGENCY FOR DATA RECOVERY SERVICES.

WHEREAS, on 2-June-2010, the storage area network hardware located at the Courthouse in Prosser suffered simultaneous multiple drive failures rendering the data on the device inaccessible; and

WHEREAS, not all of the critical data could be recovered effectively from backup tapes; and

WHEREAS, in order to recover this critical data as quickly as possible, the Central Services Manager took emergency steps to engage a data recovery service that was equipped to handle the technology of the disk drives used by the storage area network equipment; NOW THEREFORE,

BE IT RESOLVED, by the Board of Benton County Commissioners, that Board concurs with the decision by the Central Services Manager to take emergency action to recover data from the failed system and authorizes payment for the recovery services provided by Ai Networks in Irvine, California; and

BE IT FURTHER RESOLVED that payment for said recovery services will not exceed \$25,000 including tax.

Dated this _____ day of _____, _____

Chairman of the Board

Member

Member

Constituting the Board of County Commissioners
of Benton County, Washington.

Attest: _____
Clerk of the Board

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RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF SETTING SALARIES FOR ELECTED OFFICIALS IN BENTON COUNTY AND AMENDING RESOLUTION 07-267

WHEREAS, the salaries of all Elected County Officials, except Superior and District Court Judges, are fixed by the county legislative authority; and,

WHEREAS, the Board of Benton County Commissioners (Board) is that legislative authority for Benton County; and,

WHEREAS, the Board has determined it is in the best interest of the County to extend the compensation detailed in Resolution 07-267 to include the years 2013 and 2014 for applicable Elected Officials; **NOW THEREFORE**,

BE IT RESOLVED, that resolution 07-267 is hereby amended by the attached Exhibit A, thereby updating the salary for identified Elected Officials effective 2010 through 2014 inclusive; and,

BE IT FURTHER RESOLVED, that the Board of Benton County Commissioners retain the right to modify or repeal these determinations at their discretion and without prior notification.

Dated this day of, 20

Chairman of the Board

Chairman Pro Tem

Member

Attest:
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

EXHIBIT A

**OF RESOLUTION HEADED "IN THE MATTER OF SETTING
SALARIES FOR ELECTED OFFICIALS IN BENTON COUNTY
AND AMENDING RESOLUTION 07-267"**

Year	Commissioner Districts 1, 2 & 3	Sheriff	Assessor, Auditor, Clerk, Coroner, and Treasurer
2010	\$94,788	\$109,006	\$94,788
2011	\$98,106	\$112,822	\$98,106
2012	\$101,540	\$116,771	\$101,540
2013	\$101,540	\$116,771	\$101,540
2014	\$101,540	\$116,771	\$101,540

Prosecuting Attorney's Salary - Per resolution 08-780

BENTON
COUNTY PUBLIC
FACILITIES
DISTRICT

RECEIVED

JUN 07 2010

BENTON COUNTY
COMMISSIONERS

Max	<input checked="" type="checkbox"/>
Leo	<input checked="" type="checkbox"/>
Jim	<input checked="" type="checkbox"/>
David	<input checked="" type="checkbox"/>
Loretta	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

June 4, 2010

Commissioner Jim Beaver, Chair
Benton County Commissioners
P O Box 190
Prosser, WA 99350

Dear Commissioner Beaver:

The Benton County Public Facilities District board has three positions whose terms will expire in July; Ernie Kuhn, Amy Ward, and Troy Berglund. All three are willing to serve another term.

As you recall, these are four-year terms which will expire in July 2014. We do not have any recommendations for replacements at this time.

Please take the required action to reappoint or replace as appropriate and in accordance with your wishes. If you need additional information regarding the Benton County Public Facilities District, please feel free to contact me or Gwen Luper, our administrative agent.

Sincerely,



Rebecca Rupp
President

cc: Loretta Smith Kelty, Deputy Administrator

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF REAPPOINTING ERNIE KUHN TO THE BENTON COUNTY PUBLIC FACILITIES DISTRICT

WHEREAS, the term for Ernie Kuhn will expire on July 31, 2010, and

WHEREAS, Ernie Kuhn has indicated his interest and willingness to serve on the District for another term; **NOW, THEREFORE,**

BE IT RESOLVED that the Board of Benton County Commissioners hereby reappoints Ernie Kuhn, to the Benton County Public Facilities District, Position 2, to serve a four-year term expiring July 31, 2014.

Dated this day of, 20

Chairman of the Board

Chairman Pro Tem

Member

Attest:
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF REAPPOINTING AMY WARD TO THE BENTON COUNTY PUBLIC FACILITIES DISTRICT

WHEREAS, the term for Amy Ward will expire on July 31, 2010, and

WHEREAS, Amy Ward has indicated her interest and willingness to serve on the District for another term; **NOW, THEREFORE**,

BE IT RESOLVED that the Board of Benton County Commissioners hereby reappoints Amy Ward, to the Benton County Public Facilities District, Position 3, to serve a four-year term expiring July 31, 2014.

Dated this day of, 20

Chairman of the Board

Chairman Pro Tem

Member

Attest:
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF REAPPOINTING TROY BERGLUND TO THE BENTON COUNTY PUBLIC FACILITIES DISTRICT

WHEREAS, the term for Troy Berglund will expire on July 31, 2010, and

WHEREAS, Troy Berglund has indicated his interest and willingness to serve on the District for another term; **NOW, THEREFORE**,

BE IT RESOLVED that the Board of Benton County Commissioners hereby reappoints Troy Berglund, to the Benton County Public Facilities District, to serve a four-year term expiring July 31, 2014.

Dated this day of, 20

Chairman of the Board

Chairman Pro Tem

Member

Attest:
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

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RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF AWARDING A PROFESSIONAL SERVICE CONTRACT TO ENTRIX, INC. TO PROVIDE CONSULTING SERVICES TO PREPARE A FINANCIAL IMPACT STATEMENT FOR THE REMOVAL OF THE BENTON COUNTY SEAT

WHEREAS, starting in 1972, a number of Benton County Superior Court sessions were held in Kennewick and Richland after the Benton County Superior Court Judges, Benton County Commissioners, and the Chief Justice of the Washington State Supreme Court approved an order designating courtroom facilities at Kennewick City Hall and Richland City Hall as additional places within Benton County where sessions of the Benton County Superior Court may be held; and

WHEREAS, in 1979, Benton County Superior Court Judges Richard Patrick, Albert Yencopal, plaintiff Fred Staples and Robert Day entered an order designating the already established juvenile court facility and the auxiliary [sic] superior court facilities to be constructed in Kennewick in conjunction with a county jail as other places within Benton County where regular sessions of the Benton County Superior Court may be held; and

WHEREAS, for some time prior to 1980 and at all times since 1980, a majority of employees of the Benton County Prosecutor's Office and the Benton County Sheriff's Office have had their primary offices at various places in Kennewick; and

WHEREAS, in 1980, Benton County received written authorization from the justices of the Washington Supreme Court authorizing Benton County Superior Court to exercise its discretion to hold sessions at the Justice Center in Kennewick upon completion of that facility; and

WHEREAS, the most recent petition for removal of the county seat from Prosser and subsequent ballot measure was in 1984; and

WHEREAS, the 1984 special election proposition failed to gain the 3/5 necessary votes to pass; and

WHEREAS, on November 30, 2009, the Board of Commissioners were presented with Petitions to move the county seat; and

WHEREAS, on February 22, 2010, the Benton County Auditor's Office presented a letter to the Board of Commissioners outlining the results of the signature comparison on the Petition to Move the County Seat; and

WHEREAS, the Revised Code of Washington (RCW) Chapter 36.12.010 Petition for Removal requires the Board of Commissioners to provide a financial impact statement for the removal of the Benton County Seat; and

WHEREAS, on April 23, 2010 the Commissioners' Office solicited a statement of qualifications for a consulting firm to prepare a financial impact statement for the removal of the Benton County Seat; and

WHEREAS, six firms responded, Berk and Associates, Seattle, WA; Economic Consulting Services, Bellingham, WA; Entrix, Inc., Portland, OR; Gilliland Consulting, Spokane, WA; Steve LePage, West Richland, WA; and Van Houten and Associates, Renton, WA; and

WHEREAS, the Benton County selection team consisting of Brenda Chilton, Auditor; David Sparks, Administrator; Duane Davidson, Treasurer; and Loretta Smith Kelty, Deputy Administrator reviewed the qualification packets and interviewed Entrix, Inc., Portland, OR; Berk & Associates, Seattle, WA, and Economic Consulting Services, Bellingham, WA; and

WHEREAS, on May 26, 2010, the Benton County Administrator, David Sparks, Administrator recommended the selection of Entrix, Inc. Portland, OR and requested authorization to negotiate a contract as said firm was the most competent and qualified to provide consulting services for preparing a financial impact statement for the removal of the Benton County Seat with for a proposal amount of \$55,500; and **NOW, THEREFORE**

BE IT RESOLVED the Board of Benton County Commissioners, Benton County, Washington, hereby concurs with the recommendation and authorizes the Chairman of the Board to sign the contract between Benton County and Entrix, Inc. for a total contract amount not to exceed \$60,000 attached hereto.

Dated this day of, 20

Chairman of the Board

Chairman Pro-Tem

Member

Attest:
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

**PROFESSIONAL SERVICES CONTRACT
TERMS AND CONDITIONS**

THIS CONTRACT is made and entered into by and between BENTON COUNTY, a political subdivision, with its principal offices at 620 Market Street, Prosser, WA 99350 (hereinafter "COUNTY"), and ENTRIX, INC., a Washington professional corporation with its principal offices at 200 1st Avenue NW, Seattle, WA 98119-4219 (hereinafter "CONSULTANT").

In consideration of the mutual benefits and covenants contained herein, the parties agree as follows:

1. CONTRACT DOCUMENTS

This Contract includes the following additional document.

- a. Appendix "A" - Memorandum dated June 7, 2010

2. DURATION OF CONTRACT

The terms of this contract shall commence on June 7, 2010. This Contract shall terminate upon the earlier of either (a) approval of the Notice of Completion via Resolution executed by COUNTY's Board of Commissioners, or (b) six (6) months after commencement of the contract, or (c) earlier termination pursuant to the terms of Section 10 herein.

3. SERVICES PROVIDED

The COUNTY requires and the CONSULTANT agrees to perform the following services:

- a. Provide Consulting Services for the financial impact statement for removal of county seat all in accordance with Appendix A attached hereto and incorporated by reference; subject to the following additional requirements and limitations:
 - i. The CONSULTANT agrees to provide its own labor and materials as included costs in the fees payable consistent with Appendix A and Article 5 below. Unless otherwise provided for in an additional proposal, no materials, labor, or facilities will be furnished by the COUNTY.

f

AGENDA ITEM: MTG. DATE: June 14, 2010 SUBJECT: Short Plat Vacation SPV 10-02 by: Aaron Lingle Memo Date: June 9, 2010 Prepared By: Donna Hutchinson Reviewed By: Michael Shuttleworth	<u>TYPE OF ACTION</u> <u>NEEDED</u> Execute Contract Pass Resolution X Pass Ordinance Pass Motion Other	Consent Agenda X Public Hearing 1st Discussion 2nd Discussion Other
---	---	---

BACKGROUND INFORMATION

On June 7, 2010, the Board of County Commissioners conducted a public hearing on SPV 10-02 regarding the vacation of the 50 foot turnaround easement located on Lot 1 of Short Plat 3001. At the conclusion of the public hearing the Board made a motion to approve the vacation conditioned on the applicants recorded a new easement creating the L shaped turnaround easement approved by the Benton County Fire Marshal. The Planning Department has been provided with copies of the recorded easements and the resolution for signature by the Board has been prepared.

SUMMARY

The resolution approving the Short Plat Vacation has been prepared for signature per the motion of the Board at the public hearing.

RECOMMENDATION

It is the recommendation of Staff that the Board sign the resolution approving the Short Plat Vacation File No. SPV 10-02.

MOTION

No motion is needed at this time, just the Board's signature on the resolution.

Return to
Benton County Planning Dept.
Planning Annex
P.O. Box 910
Prosser WA 99350

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON
IN THE MATTER OF COUNTY PLANNING REGARDING THE PROPOSED VACATION OF THE 50-
FOOT TURNAROUND EASEMENT ON LOT 1 OF SHORT PLAT 3001. APPLICANT: AARON LINGLE,
PARCEL NUMBER 1-3480-201-3001-001. FILE NUMBER - SPV 10-02

WHEREAS, the Board of County Commissioners did conduct a public hearing on Monday, June 7,
2010, 2009 at 9:10 a.m. in the Commissioners Meeting Room, Third Floor of the Courthouse,
Prosser, Washington; and,

WHEREAS, the signature of the property owners of said application includes all properties
affected by this easement; and,

WHEREAS, upon due notice as provided in RCW 58.17.080 and 58.17.090, the hearing before
the Board of County Commissioners was held on such petition as indicated above; and,

WHEREAS, the Board of County Commissioners agreed with the summary report from the
Benton County Planning Department, retained in File No. SPV 10-02; and,

WHEREAS, it further appears that the vacation of the above mentioned easement and notes
would not unduly jeopardize the health, safety, welfare and public good; NOW THEREFORE,

BE IT RESOLVED, that the 50-foot turnaround easement located on Lot 1 of Short Plat 3001 is
hereby vacated.

Dated this _____ day of June 2010.

Chairman of the Board

Member

Member

Constituting the Board of County
Commissioners of Benton County
Washington.

Attest.....
Clerk of the Board

MES/djh

Return Address:

Aaron Lingle

EXCISE TAX NOT REQUIRED
BENTON COUNTY EXCISE TAX DIVISION

BY Kymosquez 6/9/10 Easement
DEPUTY
EASEMENT

Grantor: Aaron Lingle

Grantee: The Public

Legal Description: Portion of lot 1, Short Plat 3001

Assessor's Property Tax Parcel / Account #: Portion of 134802013001001

For valuable consideration, receipt of which is hereby acknowledged, the Grantor, Aaron Lingle hereby grants and conveys to the Grantee, The Public, their successors and assigns, the right, privilege and authority to construct, improve, repair and maintain a Turn Around easement, over and upon the following land, located in Benton County, State of Washington, to-wit:

A TURN AROUND EASEMENT LOCATED IN LOT 1 OF SHORT PLAT NO. 3001 ACCORDING TO THE SHORT PLAT THEREOF RECORDED IN VOLUME 1 OF SHORT PLATS, PAGE 3001, RECORDS OF BENTON COUNTY WASHINGTON AND BEING LOCATED IN THE NORTHWEST QUARTER OF SECTION 34, TOWNSHIP 8 NORTH, RANGE 30 EAST, WILLAMETTE MERIDIAN AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 1; THENCE NORTH 00°03'36" EAST, 30.00 FEET ALONG THE WEST LINE OF SAID LOT 1; THENCE SOUTH 89°57'30" EAST, 102.00 FEET PARALLEL WITH THE SOUTH LINE OF SAID LOT 1 TO THE BEGINNING OF A 28.00 FEET RADIUS CURVE CONCAVE TO THE NORTHWEST AND TO THE TRUE POINT OF BEGINNING;

THENCE NORTHEASTERLY, 43.98 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00"; THENCE NORTH 00°02'30" EAST, 22.00 FEET; THENCE SOUTH 89°57'30" EAST, 20.00 FEET; THENCE SOUTH 00°02'30" WEST, 22.00 FEET TO THE BEGINNING OF A 28.00 FEET RADIUS CURVE CONCAVE TO THE NORTHEAST; THENCE SOUTHEASTERLY, 43.98 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00"; THENCE NORTH 89°57'30" WEST, 76.00 FEET PARALLEL TO AND 30.00 FEET NORTHERLY OF THE SOUTH LINE OF SAID LOT TO THE TRUE POINT OF BEGINNING.

The Grantor shall make no use of the land occupied by said easement that is inconsistent with the operation and maintenance of said Turn Around easement.

The covenants herein contained shall run with the land and are binding upon all subsequent owners thereof. In Witness Whereof, the said Grantor has executed this instrument this 9th day of June 2010.

[Signature]
Aaron Lingle

STATE OF WASHINGTON }
County of Benton

SS. (INDIVIDUAL ACKNOWLEDGEMENT)

I certify that I know or have satisfactory evidence that Aaron Lingle is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 9th day of June, 2010.



[Signature]

Print Name Carel Hiatt

Notary Public in and for the State of Washington

My appointment expires: July 10, 2012

RESOLUTION

9

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF COUNTY FRANCHISES RE: APPLICATION OF EATON PARK IMPROVEMENT CLUB FOR A FRANCHISE TO CONTINUE A DOMESTIC WATER SYSTEM AND FACILITIES IN COUNTY ROAD RIGHT OF WAY,

WHEREAS, Eaton Park Improvement Club, has applied to continue a franchise for a domestic water system and facilities in county road right of way, NOW, THEREFORE,

BE IT RESOLVED that a Public Hearing on the application for franchise be held on Monday, July 12, 2010 at 9:05 a.m. Local Time, in the Board of County Commissioners Meeting Room, Benton County Courthouse, 620 Market Street, Prosser, Washington.

Dated this 14th day of June 2010.

Chairman

Chairman Pro-Tem

Member

Attest: _____
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

SWB:lss

h

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY POLICY, RE: SURPLUS OF PERSONAL PROPERTY IN ACCORDANCE WITH RESOLUTION 07-752

WHEREAS, the Benton County Auditor is the Personal Property Manager and maintains an updated inventory listing of county personal property; and

WHEREAS, the Public Works Department has changed cell phone providers from AT&T to US Cellular; and

WHEREAS, all Public Works Department cell phones have been replaced by US Cellular; and

WHEREAS, the Personal Property Manager and the Public Works Manager have determined that the listed cell phones are unusable and no longer needed, are not desired by any other county department, have an estimated value of less than \$20.00, and need to be surplused and disposed of; and,

WHEREAS, the Board finds it to be in the best interest of the citizens of Benton County to surplus obsolete personal property; NOW, THEREFORE,

BE IT RESOLVED, that, based on the recommendation of the Personal Property Manager and the Public Works Manager, the listed cell phones are hereby surplused and shall be recycled or disposed of as waste.

Dated this 14th day of June, 2010.

Chairman of the Board

Member

Member

Constituting the Board of County
Commissioners of Benton County,
Washington

Attest: _____
Clerk of the Board

Prepared by L. Moser

BENTON COUNTY DECLARATION OF SURPLUS

c:\excel\my documents\2010 Surplus Equipment Road

DATE: 06/01/2010 BY: L. Moser

NO: 500

DEPARTMENT: ROAD

INV NO.	LICENSE	DESCRIPTION (Include Model & Serial No.)	QTY	REASON FOR DISPOSAL	LOCATION OF ITEM	Resol. Date Number
Tag: 1777	n/a	Cell Phone, Nokia, Model 6126, IMEI: 359734001265512	1	Surplus	Courthouse	
Tag: 1778	n/a	Cell Phone, Nokia, Model 6126, IMEI: 359734001263483	1	Surplus	Courthouse	
Tag: 1780	n/a	Cell Phone, Nokia, Model 6126, IMEI: 359734001249615	1	Surplus	Courthouse	
Tag: 1783	n/a	Cell Phone, Nokia, Model 6126, IMEI: 359734001249417	1	Surplus	Courthouse	
Tag: 1786	n/a	Cell Phone, Nokia, Model 6126, IMEI: 359734001272732	1	Surplus	Courthouse	
Tag: 1787	n/a	Cell Phone, Nokia, Model 6126, IMEI: 357654010042912	1	Surplus	Courthouse	
Tag: 1826	n/a	Cell Phone, Nokia, Model 6126, IMEI: 357654017891477	1	Surplus (damaged screen)	Courthouse	
Tag: 1831	n/a	Cell Phone, Nokia, Model 6085, IMEI: 352920025986905	1	Surplus	Courthouse	
Tag: 1834	n/a	Cell Phone, Nokia, Model 6085, IMEI: 352920028349663	1	Surplus	Courthouse	
Tag: 1835	n/a	Cell Phone, Nokia, Model 6085, IMEI: 352920028349119	1	Surplus	Courthouse	
Tag: 1862	n/a	Cell Phone, Nokia, Model 6085, IMEI: 354837012952252	1	Surplus	Courthouse	
Tag: 1867	n/a	Cell Phone, Nokia, Model 6085, IMEI: 354837017672509	1	Surplus	Courthouse	
Tag: 1880	n/a	Cell Phone, Nokia, Model 6085, IMEI: 356809024078705	1	Surplus (does not work)	Courthouse	
Tag: 1895	n/a	Cell Phone, Samsung, Model SGH-a237, IMEI: 354651031664750	1	Surplus	Courthouse	
Tag: 1895	n/a	Cell Phone, Samsung, Model SGH-a837, IMEI: 357592026795943	1	Surplus	Courthouse	

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY POLICY, RE: SURPLUS OF PERSONAL PROPERTY IN ACCORDANCE WITH RESOLUTION 07-752

WHEREAS, the Benton County Auditor is the Personal Property Manager and maintains an updated inventory listing of county personal property; and

WHEREAS, over the years the Equipment Rental & Revolving Fund has accumulated and stored parts for previously owned equipment that are unusable on current equipment; and

WHEREAS, the Personal Property Manager and the Public Works Manager have determined that the attached list of 56 unusable parts are obsolete and no longer needed, are not desired by any other county department, have an estimated value of less than \$20.00, and need to be surplused and disposed of; and

WHEREAS, the Board finds it to be in the best interest of the citizens of Benton County to surplus obsolete personal property; NOW, THEREFORE,

BE IT RESOLVED, that, based on the recommendation of the Personal Property Manager and the Public Works Manager, the 56 listed equipment parts are hereby surplused and shall be recycled or disposed of as waste.

Dated this 14th day of June, 2010.

Chairman of the Board

Member

Member

Constituting the Board of County
Commissioners of Benton County,
Washington

Attest: _____
Clerk of the Board

Prepared by L. Moser

Run Date: 06/04/2010 08:26:18am
 Fiscal Year: 2010
 Selection Criteria: See Cover Page
 Period Ending Date: 05/31/2010

Benton County

Department of Public Works

Cost Accounting Management System

Shop Inventory Listing

Item	Description	Size	Unit of Measure	Qty on Hand
1	SHOP INVENTORY LOCATION: Prosser 430			
	U-JOINT	OBSOLETE	EACH	1.00
	5-1201X	OBSOLETE	EACH	1.00
	P2880376E84	OBSOLETE	EACH	1.00
	COAX END	OBSOLETE	EACH	1.00
	RRA4983A	ANTENNA & COAX KIT	EACH	1.00
	* 1 Subtotal			4.00
2	SHOP INVENTORY LOCATION: Kennewick 1501			
	U-JOINT	OBSOLETE	EACH	1.00
	22613	COXE-COAXIAL RADIO CABLE	EACH	1.00
	315-G	U-JOINT-DODGE TRUCK 70-87	EACH	1.00
	45-190	WIPER BLADE-FORD TAURUS-1056	EACH	7.00
	60-1647	WIPER BLADE	EACH	4.00
	9570	BELT	EACH	1.00
	973	BELT-GM 421	EACH	2.00
	9740	BELT	EACH	1.00
	AGSF22FM1F4	SPARK PLUG-4 LITER FORD	EACH	8.00
	AGSF22WMF4	SPARK PLUG-4 LITER FORD	EACH	8.00
	ASF42C	SPARK PLUG-FORD EXPLORER	EACH	7.00
	AWSF32C	SPARK PLUG-FORD CVPI-93-2003	EACH	8.00
	AWSF32FM	SPARK PLUG	EACH	3.00
	CS-45	SPARK PLUG-SMALL ENGINE	EACH	2.00
	LM-46	SPARK PLUG-SMALL ENGINE	EACH	1.00

Run Date: 06/04/2010 08:26:18am
 Fiscal Year: 2010
 Selection Criteria: See Cover Page
 Period Ending Date: 05/31/2010

Benton County
 Department of Public Works
 Cost Accounting Management System
 Shop Inventory Listing

Item	Description	Size	Unit of Measure	Qty on Hand
2	SHOP INVENTORY LOCATION: Kennewick AIR FILTER INNER-UNKNOWN-DEAD	OBSOLETE	EACH	1.00
* 2 Subtotal				56.00
** Grand Total				60.00

RESOLUTION

j

**BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY,
WASHINGTON**

IN THE MATTER OF AUTHORIZING THE CHAIRMAN OF THE BOARD TO SIGN THE EQUIPMENT LEASE AGREEMENTS WITH NEOPOST LEASING (dba. HASLER FINANCIAL SERVICES) FOR POSTAGE METERS, SCALES AND FOLDER/INSERTER AND AUTHORIZING THE BENTON COUNTY SHERIFF'S OFFICE ADMINISTRATIVE ASSISTANT TO SIGN AS "ELIGIBLE ENTITY" WHEN THE ITEMS ARE RECEIVED. CURRENT EXPENSE FUND 0000-101, SHERIFF ADMINISTRATION DEPARTMENT 118, SHERIFF CLERK & RECORDS DEPARTMENT 119, SHERIFF CUSTODY DEPARTMENT 120, SHERIFF PATROL DEPARTMENT 121 AND INMATE BENEVOLENCE FUND 0116-101

WHEREAS, the Benton County Sheriff's Office wishes to enter into equipment lease agreements based off of State Contract #06907 for postage meters, scales and folder/inserters; and

WHEREAS, the Benton County Sheriff's Office currently utilizes Neopost Leasing (dba. Hasler Financial Services) and the Administrative Assistant recommends continuing; and

WHEREAS, Neopost Leasing (dba. Hasler Financial Services) is an approved vendor per State Contract #06907; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, concurs with the Administrative Assistants recommendation and hereby authorizes the lease payments for 60 months from the time the equipment lease agreements are signed by the "Eligible Entity" not to exceed \$30,291.60 including WSST; and

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, hereby authorizes the Chairman of the Board to sign the attached Equipment Lease Agreements providing for two (2) postage meters, two (2) scales and one (1) folder/inserters for the Benton County Administrative Office and Benton County Jail; and

BE IT FURTHER RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, hereby authorizes the Benton County Sheriff's Office Administrative Assistant to sign as "Eligible Entity" when said items are received.

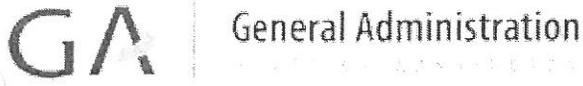
Dated this _____ day of _____, 2010

Chairman of the Board

Member

Member

Attest: _____
Clerk of the Board



Office of State Procurement - Customer Service (360) 902-7400 or csmail@ga.wa.gov

Multi-State Postage and Mail Processing Equip

Contract#: 06907 **Replaces:** 08101 **Related Contracts:** 13600

This multi-state contract is for postage and mail processing equipment, accessories, services and supplies.

This contract is awarded to multiple contractors: Formax, Division of Bescorp, Inc.; Francotyp-Postalia, Inc.; Hasler, Inc.; Neopost, Inc.; Pitney Bowes, Inc. The contract consists of Category 1 and 2 described below, with Category 2 consisting of sub-categories 2A through 2H.

Category 1 - Postage and mailing systems equipment, accessories, service and supplies, including full equipment and accessory product lines and service maintenance levels for 4-, 8-, 12- and 24-hour response times for annual rates (Plan A) or time and material hourly rates (Plan B).

Category 2 - Mail processing equipment, accessories, service and supplies, including full equipment and accessory product lines and service maintenance levels for 4-, 8-, 12- and 24-hour response times for annual rates (Plan A) or time and material hourly rates (Plan B).

Sub-Category 2A. Folding/inserting equipment
 Sub-Category 2B. Folding equipment
 Sub-Category 2C. Tabbing equipment
 Sub-Category 2D. Sorting equipment
 Sub-Category 2E. Mail/letter opening equipment
 Sub-Category 2F. Pressure sealing equipment
 Sub-Category 2G. Check imprinting/endorsing equipment
 Sub-Category 2H. Bursting equipment

Current Term Start Date: 02-02-2008 **Award Date:** 02-02-2008 **Est. Annual Worth:** \$4,283,515

Current Term Stop Date: 11-13-2010 **Final Term End On:** 11-13-2012 **Commodity Code(s):** 7490

Diversity: 0% WBE 0% MBE

Who can use this contract?

Washington State agencies
 Qualified Cooperative Members (Political Subdivisions/Non-Profit Organizations)
 Participating Colleges, Universities, Community & Technical Colleges

Contract Documents & Resources

[View Current Contract Information \(CCI\)](#) [Contract Activity](#)
[Submit Contractor Feedback](#)
[Best-buy Notification](#)

Contractors(s):

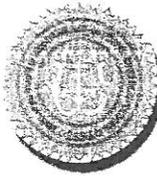
NEXXPOST LLC

HASLER INC.

BESCORP INC

FRANCOTYP-POSTALIA, INC.

PITNEY BOWES



**OFF22 Multi-State Postage and Mail Processing Equipment, Accessories, Services and Supplies
Equipment Confirmation Form**

This form **must** be used and attached to each equipment **lease, purchase, service or rental** encumbrance document to confirm the selection of equipment covered under the Statewide Contract Number OFF22 on file at OSD. All of the terms and conditions of the Statewide Contract, OFF22 are incorporated herein and made a part hereof. Conflicting or additional terms, conditions or agreements included in or attached to this form, which conflict with the terms of the OFF22 Statewide Contract shall be considered to be superseded and void. Eligible Entities are only required to sign this confirmation form. This form is **optional** for all supply **purchases**.

Purchase Order/Encumbrance Number: _____ **Fiscal Year:** _____

Eligible Entity: Include the Customer Name Here <i>Benton County Sheriff's Office</i>	Contractor Lease Name: Neopost Leasing	
Contact Person: Contact Information Here <i>Julie Thompson</i>	Contractor Purchase, Service or Meter Head Name:	
Phone: add customers primary phone E-Mail: <i>Julie.Thompson@Co.Benton.WA.US</i> Fax:	Contact Person: Stacey Graham	
Entity Billing Address: <i>7122 W Okanogan PL Bldg A Kennewick, WA 99336</i> Billing address information Contact: primary contact info Phone: primary phone#	Phone: 713-690-0635 E-Mail: s.graham@neopost.com Fax: 832-553-7337	Contractor Purchase, Service or Meter Head Remit Address:
Delivery Address: (If different from Billing Address Above) (Multiple Address and Contact Information Entity must attached the appropriate information to the form) Address the equipment needs to be shipped to if different Contact: Phone:	Contractor Lease Remit Address: PO Box 45822 San Francisco CA 94145 Lease FEIN/Vendor Code Number #	Contractor Purchase, Service or Meter Head Remit Address: Purchase, Service or Meter Head FEIN/Vendor Code Number #
Check off the applicable box for equipment type and Maintenance Plan and number of years after warranty period: <input checked="" type="checkbox"/> New Equipment ** check here with New Equipment Service Term after Warranty Period; optional, up to customer <input checked="" type="checkbox"/> Warranty <input checked="" type="checkbox"/> 2 nd Year <input checked="" type="checkbox"/> 3 rd Year <input checked="" type="checkbox"/> 4 th Year <input checked="" type="checkbox"/> 5 th Year (check each year after warranty customer selected) <input checked="" type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour <input type="checkbox"/> Plan A Yearly Service with applicable response time <input type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour <input type="checkbox"/> New B Time and Material with applicable response time <input type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour	<input checked="" type="checkbox"/> Term Lease # Months <u>60</u> check here if it is a Lease <input type="checkbox"/> Meter Head Term Lease # Months _____ - if purchase, check here and add 12 month, check billed quarterly below <input type="checkbox"/> Rental (Not to exceed 6 months) <input type="checkbox"/> Purchase check here if it is a purchase	
Check off the applicable box for equipment type and Maintenance Plan and number of years after warranty period: <input checked="" type="checkbox"/> New Equipment ** check here with New Equipment Service Term after Warranty Period; optional, up to customer <input checked="" type="checkbox"/> Warranty <input checked="" type="checkbox"/> 2 nd Year <input checked="" type="checkbox"/> 3 rd Year <input checked="" type="checkbox"/> 4 th Year <input checked="" type="checkbox"/> 5 th Year (check each year after warranty customer selected) <input checked="" type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour <input type="checkbox"/> Plan A Yearly Service with applicable response time <input type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour <input type="checkbox"/> New B Time and Material with applicable response time <input type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour	Check off the applicable box for equipment sub-category: <input checked="" type="checkbox"/> Category 1 <input type="checkbox"/> 2A <input type="checkbox"/> 2B <input type="checkbox"/> 2C <input type="checkbox"/> 2D <input type="checkbox"/> 2E <input type="checkbox"/> 2F <input type="checkbox"/> 2G <input type="checkbox"/> 2H Purchase, Lease and Service Billing Options: <input type="checkbox"/> Monthly <input checked="" type="checkbox"/> Quarterly <input type="checkbox"/> Semi-Annual <input type="checkbox"/> Yearly Select here the billing option for meter if it is a Purchase Select appropriate period for the Lease (which would include the meter rental period)	

NOTE: Contractors are required to include one (1) month worth of complete supplies necessary to operate each piece of equipment based upon the monthly volumes indicated within the OFF22 terms and conditions upon installation and training.

Equipment Model Number	Equipment/Accessory Description (E.G. Digital Postage Equipment)	Quantity	Purchase Price Or Monthly Lease Or Rental Equipment Cost	Number Of Lease Or Rental Months	Trade-In Value	Net Total Lease, Purchase Or Rental Equipment Costs	Service Plan Selected With Applicable Net Rate Per Unit/Each	Net Total Cost For Service
IS-330	Mail Machine	1	\$ 73.22	60	\$	\$	\$	\$
	5/b Scale		\$		\$	\$	\$	\$
IS-440	Mail Machine	1	\$ 161.63	60	\$	\$	\$	\$
	5/b Scale		\$		\$	\$	\$	\$
			\$		\$	\$	\$	\$
GRAND TOTAL							\$	

Special Instructions/Additional Information (e.g. equipment model traded, software license information, lease document information for contractor tracking purposes only, supplies exchanged):
 If there is not enough lines above to accommodate, please attach a separate worksheet with each column outlining the above requirements

Eligible Entity and Contractor signatures below acknowledge ONLY that the equipment order has been placed pending delivery, installation, start-up supplies and training.

ELIGIBLE ENTITY: signature is to initiate order

CONTRACTOR: Dealer can approve this area

X: _____
 (Signature)

X: Todd Stronstad
 (Signature)

NAME: _____
 (Print)

NAME: Todd Stronstad
 (Print)

TITLE: _____

TITLE: Acct Rep

DATE: _____

DATE: 5-24-10

Eligible Entity and Contractor signatures below acknowledge completion of the four (4) items below to the Eligible Entities satisfaction in addition to the payment start and termination dates.

Eligible Entity must check off all four (4) items below acknowledging completion prior to final approval.

- 1) Equipment delivered undamaged from the Contractor.
- 2) Received one (1) complete set of supplies based upon the monthly volumes within the OFF22 terms and conditions.
- 3) Equipment is installed and operational.
- 4) Received initial satisfactory training from the Contractor.

Lease, Rental or Purchase payment terms do not begin until the appropriate items above have been approved by the Eligible Entity.

Payment Start Date of this Lease, Purchase or Rental Agreement: Month _____ Day _____ Year _____	Payment Termination Date of this Lease, Purchase or Rental Agreement Month _____ Day _____ Year _____
--	---

ELIGIBLE ENTITY: Final signature is required here

CONTRACTOR: Neopost Inc. is required to complete

X: _____
 (Signature)

X: Todd Stronstad
 (Signature)

NAME: _____
 (Print)

NAME: Todd Stronstad
 (Print)

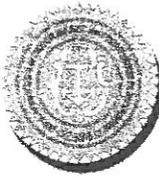
TITLE: _____

TITLE: Acct Mgr

DATE: _____

DATE: 5-24-10

Form Revision Date: November 30, 2007



**OFF22 Multi-State Postage and Mail Processing Equipment, Accessories, Services and Supplies
Equipment Confirmation Form**

This form **must** be used and attached to each equipment **lease, purchase, service or rental** encumbrance document to confirm the selection of equipment covered under the Statewide Contract Number OFF22 on file at OSD. All of the terms and conditions of the Statewide Contract, OFF22 are incorporated herein and made a part hereof. Conflicting or additional terms, conditions or agreements included in or attached to this form, which conflict with the terms of the OFF22 Statewide Contract shall be considered to be superseded and void. Eligible Entities are only required to sign this confirmation form. This form is **optional** for all supply **purchases**.

Purchase Order/Encumbrance Number: _____ **Fiscal Year:** _____

Eligible Entity: Include the Customer Name Here <i>Benton County Sheriff's Office</i>	Contractor Lease Name: Neopost Leasing	
Contact Person: Contact Information Here <i>Julie Thompson</i>	Contractor Purchase, Service or Meter Head Name:	
Phone: add customers primary phone E-Mail: <i>Julie.Thompson@Co.Benton.WA.US</i> Fax:	Contact Person: Stacey Graham	
Entity Billing Address: <i>7122 W Okanogan PL</i> Billing address information <i>Bldg A</i> <i>Ksnanskwick, WA 99336</i>	Phone: 713-690-0635 E-Mail: s.graham@neopost.com Fax: 832-553-7337	Contractor Purchase, Service or Meter Head Remit Address:
Contact: primary contact info Phone: primary phone#	Contractor Lease Remit Address: PO Box 45822 San Francisco CA 94145 Lease FEIN/Vendor Code Number #	Purchase, Service or Meter Head FEIN/Vendor Code Number #
Delivery Address: (If different from Billing Address Above) (Multiple Address and Contact Information Entity must attached the appropriate information to the form) Address the equipment needs to be shipped to if different Contact: Phone:	<input checked="" type="checkbox"/> Term Lease # Months <u>60</u> check here if it is a Lease <input type="checkbox"/> Meter Head Term Lease # Months _____ - if purchase, check here and add 12 month, check billed quarterly below <input type="checkbox"/> Rental (Not to exceed 6 months) <input type="checkbox"/> Purchase check here if it is a purchase	
Check off the applicable box for equipment type and Maintenance Plan and number of years after warranty period: <input checked="" type="checkbox"/> New Equipment ** check here with New Equipment Service Term after Warranty Period; optional, up to customer <input checked="" type="checkbox"/> Warranty <input checked="" type="checkbox"/> 2 nd Year <input checked="" type="checkbox"/> 3 rd Year <input checked="" type="checkbox"/> 4 th Year <input checked="" type="checkbox"/> 5 th Year (check each year after warranty customer selected) <input checked="" type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour <input type="checkbox"/> Plan A Yearly Service with applicable response time <input type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour <input type="checkbox"/> New B Time and Material with applicable response time <input type="checkbox"/> 4 Hour <input type="checkbox"/> 8 Hour <input type="checkbox"/> 12 Hour <input type="checkbox"/> 24 Hour	Check off the applicable box for equipment sub-category: <input checked="" type="checkbox"/> Category 1 <input type="checkbox"/> 2A <input type="checkbox"/> 2B <input type="checkbox"/> 2C <input type="checkbox"/> 2D <input type="checkbox"/> 2E <input type="checkbox"/> 2F <input type="checkbox"/> 2G <input type="checkbox"/> 2H Purchase, Lease and Service Billing Options: <input type="checkbox"/> Monthly <input checked="" type="checkbox"/> Quarterly <input type="checkbox"/> Semi-Annual <input type="checkbox"/> Yearly Select here the billing option for meter if it is a Purchase Select appropriate period for the Lease (which would include the meter rental period)	

NOTE: Contractors are required to include one (1) month worth of complete supplies necessary to operate each piece of equipment based upon the monthly volumes indicated within the OFF22 terms and conditions upon installation and training.

Equipment Model Number	Equipment/Accessory Description (E.G. Digital Postage Equipment)	Quantity	Purchase Price Or Monthly Lease Or Rental Equipment Cost	Number Of Lease Or Rental Months	Trade-In Value	Net Total Lease, Purchase Or Rental Equipment Costs	Service Plan Selected With Applicable Net Rate Per Unit/Each	Net Total Cost For Service
5-k, 25	FOLDER/INSERTER	1	\$269 ⁹⁶	60	\$	\$	\$	\$
			\$		\$	\$	\$	\$
			\$		\$	\$	\$	\$
			\$		\$	\$	\$	\$
			\$		\$	\$	\$	\$
GRAND TOTAL							\$	

Special Instructions/Additional Information (e.g. equipment model traded, software license information, lease document information for contractor tracking purposes only, supplies exchanged):

If there is not enough lines above to accommodate, please attach a separate worksheet with each column outlining the above requirements

Eligible Entity and Contractor signatures below acknowledge ONLY that the equipment order has been placed pending delivery, installation, start-up supplies and training.

ELIGIBLE ENTITY: signature is to initiate order

X: _____
(Signature)

NAME: _____
(Print)

TITLE: _____

DATE: _____

CONTRACTOR: Dealer can approve this area

X: Todd Stronstad
(Signature)

NAME: Todd Stronstad
(Print)

TITLE: Acct Mgr

DATE: 5-24-10

Eligible Entity and Contractor signatures below acknowledge completion of the four (4) items below to the Eligible Entities satisfaction in addition to the payment start and termination dates.

Eligible Entity must check off all four (4) items below acknowledging completion prior to final approval.

- 1) Equipment delivered undamaged from the Contractor.
- 2) Received one (1) complete set of supplies based upon the monthly volumes within the OFF22 terms and conditions.
- 3) Equipment is installed and operational.
- 4) Received initial satisfactory training from the Contractor.

Lease, Rental or Purchase payment terms do not begin until the appropriate items above have been approved by the Eligible Entity.

Payment Start Date of this Lease, Purchase or Rental Agreement: Month _____ Day _____ Year _____	Payment Termination Date of this Lease, Purchase or Rental Agreement Month _____ Day _____ Year _____
--	---

ELIGIBLE ENTITY: Final signature is required here

X: _____
(Signature)

NAME: _____
(Print)

TITLE: _____

DATE: _____

Form Revision Date: November 30, 2007

CONTRACTOR: Neopost Inc. is required to complete

X: Todd Stronstad
(Signature)

NAME: Todd Stronstad
(Print)

TITLE: Acct Mgr

DATE: 5-24-10

K

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF AUTHORIZING PURCHASES OF PUBLIC SAFETY COMMUNICATION EQUIPMENT OFF THE WASHINGTON STATE CONTRACT NO. 02702 FOR THE BENTON COUNTY SHERIFF'S OFFICE, CURRENT EXPENSE FUND 0000101, DEPARTMENTS 120, 121, AND 125

WHEREAS, Washington State Contract No. 02702 allows Motorola to sell public safety communication equipment to all governmental agencies; and

WHEREAS, the Benton County Sheriff's Office would like to purchase public safety communication equipment (ie. Motorola Radios) off the Washington State Contract No. 02702 through October 29, 2011; **NOW THEREFORE**,

BE IT RESOLVED, the Board of Benton County Commissioners, Benton County Washington, hereby approves purchases of public safety communication equipment off the Washington State Contract No. 02702 from Motorola in an amount not to exceed \$30,000 through October 29, 2011; and

BE IT FURTHER RESOLVED, the Board authorizes the Sheriff or his designee to sign the Purchase Agreements for public safety communication equipment off the Washington State Contract No. 02702 attached hereto.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board



Office of State Procurement - Customer Service (360) 902-7400 or csmail@ga.wa.gov

Public Safety Radio Comm. Equip.

Contract#: 02702 **Replaces:** 03599, 08497

Western States Contracting Alliance (WCSA), Public Safety Communication Equipment and Services

The intent of this contract is to maximize savings, reduce individual state administrative costs in purchasing, and compile standard specifications to encourage market competition, enhance product availability and expand contract coverage to as many of the WCSA states and potentially non-WCSA states that want to participate in the contract. In other words, get you the best deal with as little work on your part as possible while simply allowing you to purchase.

This State Contract #02702 has two parts: Phase 1 is designed to expand a current system. Customers should consider sole source factors for purchases off of Phase 1. Customers cannot change manufacturers, must purchase from the manufacturer that has an installed base of equipment with the customer. Partial upgrades, improvements, additions, repairs to an imbedded systems are allowable purchases under this phase. Phase 2 is designed for total system replacement or improvements on current system (competitively bid)

Phase 1: Public safety communication equipment and support services for currently installed systems

Purchases for an installed base of equipment that only one vendor can replace; sole source justification needed for purchases; not competitively bid; negotiated pricing; cannot purchase entire turnkey systems. Customers must check with local laws governing sole source, special market conditions before using the Phase 1 contract. For Phase 1, the contract pricing will be the percentage discount off the manufacturer's most current price list used to establish a selling price for parts and equipment. The manufacturer shall provide a fixed price for associated support services.

Phase 2: New Communication Systems and Equipment: This phase was competitively bid meeting the most stringent standards. It was not designed with federal requirements in mind; only member states were envisioned to use this contract and political subdivisions within each participating state. A customer can purchase one item, several items to replace equipment or purchase an entirely new system for interoperability purposes.

Category 1 -- Radio analog and digital (two-way communication systems) portable, mobile, desk-top, base and repeater stations. VHF 136-174 MHz, UHF 450-470 MHz, UHF 806-870 MHz Frequencies, Infrastructure Equipment and Consoles

Category 2 -- Aircraft AM – FM band radios

Category 3 -- In-band mobile/portable radio repeater, analog and digital

Category 4 -- Gateway devices, audio switch unit/radio router JPS ACU-1000, audio switch ICRI unit.

Category 5 -- digital microwave radios, 6GHz, 11GHz, 18GHz and 23Ghz

Category 6 -- Communication towers, guyed and three-legged triangular

Category 7 -- Microwave antennas, waveguide and associated hardware

Category 8 -- Test equipment, analog and digital

Current Term Start Date: 10-30-2009 **Award Date:** 10-30-2003 **Est. Annual Worth:** \$83,000,000

Current Term Stop Date: 10-29-2011 **Final Term End On:** 10-29-2013 **Commodity Code(s):** 5820

Diversity: 0% WBE 0% MBE **# of Bids Received:** 28

Who can use this contract?

- * Washington State agencies
- * Qualified Cooperative Members (Political Subdivisions/Non-Profit Organizations)
- * Participating Colleges, Universities, Community & Technical Colleges
- * Oregon Coop Members

Contract Documents & Resources

- * View Current Contract Information (CCI)
- * Contract Activity
- * Original Solicitation Document
- * Submit Contractor Feedback

* Best-buy Notification

Contractors(s):

KENWOOD USA CORPORATION
NORTHERN AIRBORNE TECHNOLOGY LTD.
TAIT NORTH AMERICA, INC.
ICOM AMERICA, INC.
SINCLAIR TECHNOLOGIES INC.
CALAMP DATACOM, INC.
VERTEX STANDARD USA, INC.
AEROFLEX WICHITA, INC.
COMMUNICATIONS-APPLIED TECHNOLOGY
MOTOROLA INC
HARRIS MCD
VALMONT INDUSTRIES, INC.
RELM WIRELESS CORPORATION
ALCATEL
EF JOHNSON COMPANY
GENERAL DYNAMICS DECISION SYSTEMS
CERAGON NETWORKS
RADIO FREQUENCY SYSTEMS INC
DANIELS ELECTRONICS LTD.
RAYTHEON JPS COMMUNICATIONS
ELTEK ENERGY, LLC
GE MDS, LLC

Information about the number of bids received is included to show:

- Vendors which contracts would benefit from more competition.
- Assure our customers that we sought the best overall value through as many competitive bids as possible.

WSCA

The Western States Contracting Alliance (WSCA) creates multi-State contracts in order to achieve cost-effective and efficient acquisition of quality products and services. WSCA contracts maximize cost avoidance, reduce individual state administrative costs, and encourage market competition and product availability through standard specifications and consolidated requirements. WSCA contracts are available for use by public agencies when approved by the State Purchasing Director.

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF AUTHORIZING THE BENTON COUNTY SHERIFF'S OFFICE TO COMPLETE THE COPS HIRING RECOVERY PROGRAM (CHRP) GRANT APPLICATION ELECTRONICALLY FOR CURRENT EXPENSE FUNDS SHERIFF PATROL DEPARTMENT 121:

WHEREAS, the Benton County Sheriff's Office is interested in obtaining funds for up to five (5) additional entry-level patrol deputies through the COPS Hiring Recovery Program (CHRP); and

WHEREAS, the COPS Hiring Recovery Program (CHRP) starts October 1, 2010 and ends September 30, 2013, and

WHEREAS, the COPS Hiring Recovery Program (CHRP) funds the salaries and benefits for the first thirty-six (36) months of employment and the County is responsible in retaining each position awarded for at least twelve (12) months following the conclusion of the thirty-six (36) months of federal funding; and

WHEREAS, the Benton County Sheriff's Office will be required to complete Financial Status Reports and Draw Down procedures to recover actual costs of the awarded positions; and

WHEREAS, the United States Department of Justice requires electronic filing of the CHRP application; and

WHEREAS, CHRP requires the applicant to obtain original signed copies of any sections requiring the signature of the "Government/Financial Official" of the attached COPS Hiring Recovery Program (CHRP) application; and **NOW THEREFORE**,

BE IT RESOLVED, by the Board of Benton County Commissioners that the Sheriff's Office proceed with submitting the electronic application for the COPS Hiring Recovery Program (CHRP); and

BE IT FURTHER RESOLVED, the Chairman of the Board of Benton County Commissioners is authorized to sign, on behalf of the Board, any sections requiring the signature of the "Government/Financial Official" of the attached COPS Hiring Recovery Program (CHRP) application.

Dated this _____ day of June, 2010.

Chairman of the Board

Member

Member
Constituting the Board of County Commissioners
of Benton County, Washington

Attest: _____

SECTION 15A: ASSURANCES

Several provisions of federal law and policy apply to all grant programs. The Office of Community Oriented Policing Services needs to secure your assurance that the applicant will comply with these provisions. If you would like further information about any of these assurances, please contact your state's COPS Grant Program Specialist at 800.421.6770.

By the applicant's authorized representative's signature, the applicant assures that it will comply with all legal and administrative requirements that govern the applicant for acceptance and use of federal grant funds. In particular, the applicant assures us that:

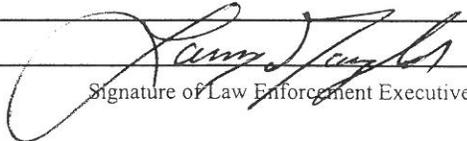
1. It has been legally and officially authorized by the appropriate governing body (for example, mayor or city council) to apply for this grant and that the persons signing the application and these assurances on its behalf are authorized to do so and to act on its behalf with respect to any issues that may arise during processing of this application.
2. It will comply with the provisions of federal law, which limit certain political activities of grantee employees whose principal employment is in connection with an activity financed in whole or in part with this grant. These restrictions are set forth in 5 U.S.C. § 1501, et seq.
3. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act, if applicable.
4. It will establish safeguards, if it has not done so already, to prohibit employees from using their positions for a purpose that is, or gives the appearance of being, motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business or other ties.
5. It will give the Department of Justice or the Comptroller General access to and the right to examine records and documents related to the grant.
6. It will comply with all requirements imposed by the Department of Justice as a condition or administrative requirement of the grant, including but not limited to: the requirements of 28 CFR Part 66 and 28 CFR Part 70 (governing administrative requirements for grants and cooperative agreements); 2 CFR Part 225 (OMB Circular A-87), 2 CFR 220 (OMB Circular A-21), 2 CFR Part 230 (OMB Circular A-122) and 48 CFR Part 31.000, et seq. (FAR 31) (governing cost principles); OMB Circular A-133 (governing audits) and other applicable OMB circulars; the applicable provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended; 28 CFR Part 38.1; the current edition of the COPS Grant Monitoring Standards and Guidelines; the applicable COPS Grant Owner's Manuals; and with all other applicable program requirements, laws, orders, regulations, or circulars.
7. If applicable, it will, to the extent practicable and consistent with applicable law, seek, recruit and hire qualified members of racial and ethnic minority groups and qualified women in order to further effective law enforcement by increasing their ranks within the sworn positions in the agency.
8. It will not, on the ground of race, color, religion, national origin, gender, disability or age, unlawfully exclude any person from participation in, deny the benefits of or employment to any person, or subject any person to discrimination in connection with any programs or activities funded in whole or in part with federal funds. These civil rights requirements are found in the non-discrimination provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended (42 U.S.C. § 3789d); Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. § 2000d); the Indian Civil Rights Act (25 U.S.C. §§ 1301-1303); Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794); Title II, Subtitle A of the Americans with Disabilities Act (ADA) (42 U.S.C. § 12101, et seq.); the Age Discrimination Act of 1975 (42 U.S.C. § 6101, et seq.); and Department of Justice Non-Discrimination Regulations contained in Title 28, Parts 35 and 42 (subparts C, D, E, G and I) of the Code of Federal Regulations.
- A. In the event that any court or administrative agency makes a finding of discrimination on grounds of race, color, religion, national origin, gender, disability or age against the applicant after a due process hearing, it agrees to forward a copy of the finding to the Office for Civil Rights, Office of Justice Programs, 810 7th Street, NW, Washington, D.C. 20531.
- B. If your organization has received an award for \$500,000 or more and has 50 or more employees, then it has to prepare an Equal Employment Opportunity Plan (EEOP) and submit it to the Office for Civil Rights ("OCR"), Office of Justice Programs, 810 7th Street, N.W., Washington, DC 20531, for review within 60 days of the notification of the award. If your organization received an award between \$25,000 and \$500,000 and has 50 or more employees, your organization still has to prepare an EEOP, but it does not have to submit the EEOP to OCR for review. Instead, your organization has to maintain the EEOP on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to OCR. If your organization received an award for less than \$25,000; or if your organization has less than 50 employees, regardless of the amount of the award; or if your organization is a medical institution, educational institution, nonprofit organization or Indian tribe, then your organization is exempt from the EEOP requirement. However, your organization must complete Section A of the Certification Form and return it to OCR.
9. Pursuant to Department of Justice guidelines (June 18, 2002 Federal Register (Volume 67, Number 117, pages 41455-41472)), under Title VI of the Civil Rights Act of 1964, it will ensure meaningful access to its programs and activities by persons with limited English proficiency.
10. It will ensure that any facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify us if advised by the EPA that a facility to be used in this grant is under consideration for such listing by the EPA.

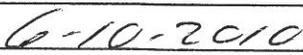
11. If the applicant's state has established a review and comment procedure under Executive Order 12372 and has selected this program for review, it has made this application available for review by the state Single Point of Contact.
12. It will submit all surveys, interview protocols, and other information collections to the COPS Office for submission to the Office of Management and Budget for clearance under the Paperwork Reduction Act of 1995 if required.
13. It will comply with the Human Subjects Research Risk Protections requirements of 28 CFR Part 46 if any part of the funded project contains non-exempt research or statistical activities which involve human subjects and also with 28 CFR Part 22, requiring the safeguarding of individually identifiable information collected from research participants.
14. Pursuant to Executive Order 13043, it will enforce on-the-job seat belt policies and programs for employees when operating agency-owned, rented or personally-owned vehicles.
15. It will not use COPS funds to supplant (replace) state, local, or Bureau of Indian Affairs funds that otherwise would be made available for the purposes of this grant, as applicable.
16. If the awarded grant contains a retention requirement, it will retain the increased officer staffing level and/or the increased officer redeployment level, as applicable, with state or local funds for a minimum of 12 months following expiration of the grant period.
17. It will not use any federal funding directly or indirectly to influence in any manner a Member of Congress, a jurisdiction, or an official of any government, to favor, adopt, or oppose, by vote or otherwise, any legislation, law ratification, policy or appropriation whether before or after the introduction of any bill, measure, or resolution proposing such legislation, law, ratification, policy or appropriation as set forth in the Anti-Lobby Act, 18 U.S.C. 1913.
18. In the event that a portion of grant reimbursements are seized to pay off delinquent federal debts through the Treasury Offset Program or other debt collection process, it agrees to increase the non-federal share (or, if the awarded grant does not contain a cost sharing requirement, contribute a non-federal share) equal to the amount seized in order to fully implement the grant project.

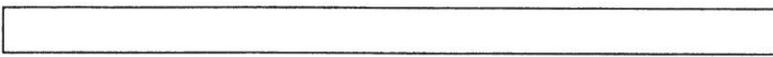
False statements or claims made in connection with COPS grants (including cooperative agreements) may result in fines, imprisonment, disbarment from participating in federal grants or contracts, and/or any other remedy available by law.

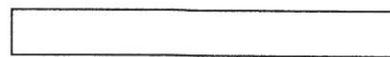
I certify that the assurances provided are true and accurate to the best of my knowledge.

Elections or other selections of new officials will not relieve the grantee entity of its obligations under this grant.


 Signature of Law Enforcement Executive/Agency Executive


 Date


 Signature of Government Executive/Financial Official


 Date

9:05 am

EXECUTIVE SESSION
PENDING LIGIGATION

R Brown

9:10 am

EXECUTIVE SESSION

UNION NEGOTIATIONS

D Sparks / S Perry

**BENTON COUNTY
ACTION SUMMARY COVER SHEET**

COPY 9:25

AGENDA ITEM	TYPE OF ACTION NEEDED	
Interlocal Agreement between Benton County, Cities of Benton City, Prosser, Richland and West Richland	<input checked="" type="checkbox"/> Execute Amendment	<input checked="" type="checkbox"/> Consent Agenda
	<input checked="" type="checkbox"/> Pass Resolution	<input type="checkbox"/> Public Hearing
Prepared By: Carol Carey	<input type="checkbox"/> Pass Ordinance	<input type="checkbox"/> 1 st Discussion
	<input type="checkbox"/> Pass Motion	<input type="checkbox"/> 2 nd discussion
	<input type="checkbox"/> Other	<input type="checkbox"/> Other

BACKGROUND INFORMATION

It is the purpose of this Interlocal Agreement to administer funds generated as a result of State of the Affordable Housing for All Surcharge.

SUMMARY

Award: 5% of certain documents recorded with the County Auditor's Office, 40% of that 5% shall be remitted to the State Department of Community, Trade and Economic Department and the remaining 60% be retained by the County.

Period: A duration of 5 years after signatures of all representatives.

Funding Source: County Auditor's Office

RECOMMENDATION

- Sign the resolution to accept the proposed Interlocal Agreement.
- Approve the proposed Interlocal Agreement by signing all the copies where indicated.

FISCAL IMPACT

There is no impact on the current expense budget. This Agreement is for the administration of the Affordable Housing for All Surcharge funds.

MOTION

To approve signing the Interlocal Agreement between Benton County and the Cities of Benton City, Prosser, Richland and West Richland, and to authorize the Chair to sign on behalf of the Board.

RESOLUTION

Benton County Resolution No. _____

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF BENTON, CITY OF BENTON CITY, THE CITY OF PROSSER, THE CITY OF RICHLAND, AND THE CITY OF WEST RICHLAND REGARDING ADMINISTERING FUNDS GENERATED AS A RESULT OF THE AFFORDABLE HOUSING FOR ALL SURCHARGE, RCW 36.22.178

WHEREAS, the Washington State Legislature passed Substitute House Bill 2060 during the 57th Legislative session, which became effective on June 13, 2002, and

WHEREAS, RCW 36.22.178 directs a ten dollar surcharge, named the "Affordable Housing for All Surcharge, on certain documents recorded with the County Auditor's office for the purpose of providing funds for affordable low-income housing, and

WHEREAS, funds collected under this surcharge, five percent (5%) may be retained by the County to compensate for the collection, administration and local distribution of the funds, forty percent (40%) of the remaining shall be remitted to the State Department of Community, Trade and Economic Development and the remaining sixty percent (60%) be retained by the County, and

WHEREAS, the portion of the Surcharge retained by the County shall be allocated to eligible housing activities that serve extremely low income households in the County and the cities according to an Interlocal Agreement between the County and the cities consistent with county wide and local housing needs and policies; **NOW THEREFORE**,

BE IT RESOLVED that the Chairperson is hereby authorized to sign the Interlocal Agreement on behalf of the Board of Benton County Commissioners.

Dated this . . . day of, 2010

Chair, Benton County Commissioners

Chair, Pro Tem

Member
Constituting the Board of County
Commissioners of Benton County, Washington

Attest:
Clerk of the Board

cc: Human Services, Benton County

Carey