

October 11, 2010

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

Draft

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
October 4, 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; Human Services Administrator Ed Thornbrugh; Planning Manager Mike Shuttleworth; Juvenile Administrator Sharon Paradis; Public Works Manager Steve Becken; Deputy Treasurer Erhiza Rivera; County Engineer Malcolm Bowie; Jennifer Bowe, Juvenile; Central Services Manager Randy Reid; DPA Ryan Brown; Steve Hallstom, PA's Office; Auditor Brenda Chilton; Eric Hsu, OPD; Susan Walker, Planning; Larry Moser, Norm Childress, and Bryan Thorp, Public Works.

Workshop Agenda

Red Mountain

Commissioner Bowman said there had been an understanding that DNR would support the Antinori Road extension, however, someone had now decided it would not be in their best interest. He asked the Board if it would write a letter to DNR asking for support on the project.

Chairman Beaver requested a review of the program (staff report from the Road Department) so he could make a decision at the next meeting. Mr. Sparks also recommended a report on the CRID policy. The Board agreed.

Ben Franklin Transit

Commissioner Bowman said that Ben Franklin Transit was applying for a regional mobility grant to provide transit to Hanford to help with traffic congestion. He provided a draft letter in support for the Board to review and Chairman Beaver said he would review it to be signed on the next consent agenda.

Risk Pool Awards

Melina Wenner said that Benton County received the “Dragon Award” from the Risk Pool recognizing Benton County has low severity and low claims and she presented two framed awards to the Board.

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

Approval of Minutes

The Minutes of September 27, 2010 were approved as corrected.

Consent Agenda

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

Animal Control

- a. Personal Service Contract w/Eternal Rest Pet Services, Inc.

Board of Equalization

- b. Line Item Transfer, Fund No. 0000-101, Dept. 103

Clerk

- c. Contract w/Garda CL Northwest, Inc. for Armored Car Services

Commissioners

- d. Community Planning Assistance Support Letter

Fairgrounds

- e. Line Item Transfer, Fund No. 0124-101, Dept. 000

Juvenile

- f. Interagency Agreement, #ICA11075, w/Administrative Office of the Courts
- g. Personal Services Contract w/Pasco School District for Pass Through Funds

Office of Public Defense

- h. Amended District Court Professional Services Agreement w/S Sant

Public Works

- i. Interlocal Agreement w/Cities of Prosser & Benton City to Allocate Safetea-Lu Funds
- j. Amended Joint Agreement w/Cities of Richland and Kennewick for Leslie Rd. Improvements
- k. Grade Crossing Construction and Maintenance Agreement w/BNSF Railway Company

Sheriff

- l. Line Item Transfer, Fund No. 0000-101, Dept. 121
- m. Ammunition Purchases from Larsen Firearms
- n. Reduction of the Criminal Investigative Information Revolving Fund

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

Public Hearing – Supplemental Appropriation Requests

Keith Mercer presented the following supplemental appropriation requests for public hearing:

Juvenile Fund, Dept. 171 - \$13,765

The supplement is for excess compensation benefit charges associated with a PERS retiree and computer equipment purchases utilizing AOC funds.

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

Commissioner Benitz said the retirement had already been paid for and there was sufficient funding in cash carry forward to provide services. However, he said he was in support of the computer purchase.

Commissioner Bowman agreed that it was paid for but that it was a requirement and the Board needed to back-fill that money. He said he would support the request as presented.

MOTION: Commissioner Bowman moved to approve the supplemental appropriation to the 2010 Benton-Franklin Counties Juvenile Fund No. 0115-101, Dept. 171 in the amount of \$13,765. Chairman Beaver seconded and upon vote, the motion carried with Commissioner Benitz opposing.

Current Expense Fund, Dept. 115 – \$5,856

The supplement is Benton County's portion of the additional excess compensation benefit charges for above Juvenile appropriation.

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

MOTION: Commissioner Bowman moved to approve the supplemental appropriation to the 2010 Current Expense Fund 0000-101, Dept. 115 in the amount of \$5,856. Chairman Beaver seconded and upon vote, the motion carried with Commissioner Benitz opposing.

Juvenile Fund, Dept. 172 - \$61,685

The supplement is for the replacement of electrical panels, computer and software upgrades for the lights and electric doors at the Juvenile Detention facility.

Commissioner Bowman asked if the resolution would be moot if Franklin County did not approve it since it was a bi-county resolution. Mr. Mercer responded that was correct.

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

MOTION: Commissioner Benitz moved to approve the supplemental appropriation to the 2010 Benton-Franklin Counties Juvenile Fund 0115-101, Dept. 172 in the amount \$61,685. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

Current Expense Fund, Dept. 115 - \$44,413

The supplement is for Benton County's portion of the replacement of electrical panels, etc. for the Juvenile facility.

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

MOTION: Commissioner Bowman moved to approve the supplemental appropriation to the 2010 Current Expense Fund No. 000-101, Dept. 115 in the amount of \$44,413. Commissioner Benitz seconded and upon vote, the motion carried unanimously.

Current Expense Fund, Dept. 136 - \$287,651

This supplement is for the Office of Public Defense Department and additional costs associated with the new walk-in arraignment presentation as well as costs for a murder trial.

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

MOTION: Commissioner Benitz moved to approve the supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 136 in the amount of \$287,651. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

Current Expense Fund, Dept. 121, \$23,474

This supplement is for the increase in user fee costs for the EDC-800 MHZ system.

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

MOTION: Commissioner Bowman moved to approve the supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 121 in the amount of \$23,474. Commissioner Benitz seconded and upon vote, the motion carried unanimously.

Current Expense Fund, Dept. 121 - \$4,180

This supplement is for a Notebook Computer for the Sheriff's office that did not qualify as a 2009 expenditure.

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

MOTION: Commissioner Benitz moved to approve the supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 121 in the amount of \$4,180. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

Current Expense Fund, Dept. 115 - \$5,662,083

This supplement is for transferring excess cash carry forward to the capital fund and park development fund.

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

MOTION: Commissioner Bowman moved to approve the supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 115 in the amount of \$5,662,083. Commissioner Benitz seconded and upon vote, the motion carried unanimously.

Current Expense Fund, Dept. 121 - \$64,165

This supplement is for expenditures associated with monitoring registered sex offenders in Benton County.

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

MOTION: Commissioner Benitz moved to approve the supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 121 in the amount of \$64,165. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

Current Expense Fund, Dept. 121 - \$8,317

This supplement is for expenditures related to the 2010 Justice Assistance Grant.

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

MOTION: Commissioner Bowman moved to approve the supplemental appropriation to the 2010 Current Expense Fund 0000-101, Dept. 121 in the amount of \$8,317. Commissioner Benitz seconded and upon vote, the motion carried unanimously.

Current Expense Fund, Dept. 123 - \$2,505

This supplement is for desktop computer, laptop computer, and printer in Superior Court.

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

MOTION: Commissioner Benitz moved to approve the supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 123 in the amount of \$2,505. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

Noxious Weed Control Fund - \$24,809

This supplement is for professional services for the Department of Ecology grant.

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

MOTION: Commissioner Bowman moved to approve the supplemental appropriation to the 2010 Noxious Weed Control Fund 0134-101 in the amount of \$24,809. Commissioner Benitz seconded and upon vote, the motion carried unanimously.

Election Reserve Fund - \$35,772

This supplement is for expenditures related to the 2010 Help America Vote Act (HAVA) grant.

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

MOTION: Commissioner Benitz moved to approve the supplemental appropriation to the 2010 Election Reserve Fund No. 0111-101 in the amount of \$35,772. Commissioner Bowman seconded and upon vote, the motion carried unanimously.

Central Services Fund - \$137,960

This supplement was for computers and software, as well as the revised lease payment for the new phone system installed in the jail.

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

MOTION: Commissioner Bowman moved to approve the supplemental appropriation to the 2010 Central Services Fund No. 0502-101 in the amount of \$137,960. Commissioner Benitz seconded and upon vote, the motion carried unanimously.

Proposed Credit Rate Increase for Inmates in Lieu of Paying Fines

Eric Hsu, Law & Justice Council Chair, said the City of Kennewick was concerned that the credit rate for inmates incarcerated in lieu of paying fines was too low when compared to the rate at which they were charged for jail bed-days. He said the Council voted to recommend the County increase the rate at which Benton County Jail inmates received credit toward their fines.

Mr. Hsu said the law allowed District Court judges to incarcerate someone for failing to pay their fines and for each day in custody, the person's fines would be reduced by a certain amount if they were doing "work" (trustee or work crew) and a lesser amount if they were not doing work. The Council recommended the Board increase the credit rate from \$30.00 to \$50.00 for non-working inmates and from \$56.00 to \$70.00 for working inmates.

Captain Scott Ruf, Kennewick Police Department, said the Kennewick Police Department proposed this change to the Law & Justice Council as a mechanism to allow offenders to be accountable but to bring in line those costs associated with keeping offenders incarcerated. He said the Kennewick and Richland Police Departments were in favor.

Commissioner Bowman wanted to know what the judges thought of reducing their sentence by giving them more credit.

District Court Judge Tanner (via/videoconference) said it didn't reduce jail time for sentencing, but would reduce the "sit out" rate for being incarcerated when they didn't pay their fine. He said the cities feel the crunch because they don't collect their fine money and are also paying to have them sit in jail. He said the judges were fine with whatever the rate was set at and the Law & Justice Council came up with a rate that was more in line with today's rate.

David Sparks asked why the non-working inmate credit was increased by 65% and the working inmate credit only by 25% because they should be encouraging "working".

Mr. Hsu said there was not a lot of formula involved but it was recommended as a tiered rate, however, the rate could be changed.

The Board agreed that Mr. Hsu could bring back a resolution for approval on the next consent agenda.

Executive Session – Pending Litigation

The Board went into executive session with DPA Ryan Brown at 9:45 a.m. for approximately 10 minutes to discuss pending litigation. Also present were David Sparks, DPA Steve Hallstrom, Loretta Smith Kelty, Melina Wenner, Susan Walker, Mike Shuttleworth, and Cami McKenzie.

The Board came out of executive session at 9:55 a.m. Mr. Brown stated the Board discussed pending litigation but no decisions were made.

Animal Control Update

Roy Rogers provided the Board with an update on the Animal Control building and the schedule for construction. He said it would take 25 days to erect the building once the materials were delivered. He said that materials were being ordered, cabinets were being produced and the schedule was flexible and could be moved back. He said he had been in contact with the Sheriff and items, materials and gifts were coming in and being stored in a secure area.

Commissioner Bowman said his concern about the timeline still remained, however, was also concerned about dust and dirt blowing in the area and onto the neighbors. He said the contractor needed to prevent any problems and be made fully aware of local wind issues.

Mr. Rogers said it was continually being watered down with trucks and they had checked with neighbors and there were not any complaints.

Chairman Beaver wanted to know how much coordination was being done with the subcontractors. Mr. Rogers said they were having monthly construction meetings to make sure and stay very close to what the contractor and his subs were doing.

Superior Court Update

Drug Court

Superior Court Judge Carrie Runge updated the Board on the success of the Drug Court with 122 graduates (103 from Benton County; 2-bi-county; and 17 from Franklin County). She said the numbers reflect the population and also that Benton County was better at referring individuals to the program. She said the program was reduced to 30 participants and Superior Court was making some changes to try and keep it going. She said the Court recognized the up-front costs were more expensive and they have raised the rate from \$900 to \$2,000 to the participants. Judge Runge also talked about statistics for reduced recidivism and that for every dollar spent in drug court, there was \$1.74 in savings in Washington State. Of the graduates, almost 91% have had no felony convictions and 78.69% have not had any convictions. Additionally, she said there were several individuals who have given birth to drug-free babies and the impacts were more than just to individuals but their families and the community as well.

CASA/Guardian Ad Litem Program

Judge Runge said they changed how the program was being run based on a reduced budget. She said that a subcommittee reviewed the program and proposed changes and they now have one employee who is also the investigator. She said they were already seeing efficiencies in the new system. Judge Runge also indicated the space on the 2nd floor at the Justice Center previously occupied by Superior Court was no longer needed.

Commissioner Benitz said at the meeting of January 4, 2010, Superior Court made proposals to keep Drug Court going and promised funding commitment from outside sources including Rotary, HAPO, Circle of Hope, and other dollars but that funding had not been received. He asked if Superior Court was going to follow through with those commitments.

Pat Austin said she had received CJTA funds in the amount of \$22,000 and that Andy Miller would follow up with the Circle of Hope as soon as his current trial was over. Ms. Austin said she had no doubt the organizations would follow through with their commitment.

Chairman Beaver said that as a Board, they did not try to say which programs would be cut but requested a cut across the board.

The Board briefly recessed, reconvening at 10:40 a.m.

One-Year Road Program – 2011

Malcolm Bowie, Steve Becken, and Larry Moser presented the proposed 2011 Benton County Road Program. It included the revenue sources, proposed expenditures, computer software purchases from Road Fund, and proposed purchases from the ER&R Fund. Mr. Bowie also discussed possible purchase of a new vector in the amount of \$80,000 that was not included in the budget. The Board instructed the Road Department to bring back the updated budget for approval to go to public hearing.

Unscheduled Visitors

West Richland Mayor Donna Noski and Ruth Swain said they wanted to thank the Board for its attendance at the recent Black Heron Distillery “opening” and invited the Board to several upcoming events, including the Van Giesen Redevelopment Community Night and the annual Veterans Day celebration. They also thanked the Board for its participation in Red Mountain and said they had met with Mr. Fyall and also indicated the Council would like to host a joint meeting with the Board to support each other’s efforts and form partnerships on future projects.

Resolutions

- 10-571 Personal Service Contract w/Eternal Rest Pet Services, Inc.
- 10-572 Line Item Transfer, Fund No. 0000-101, Dept. 103
- 10-573 Contract w/Garda CL Northwest, Inc. for Armored Car Services
- 10-574 Line Item Transfer, Fund No. 0124-101, Dept. 000
- 10-575 Interagency Agreement, #ICA11075, w/Administrative Office of the Courts
- 10-576 Personal Services Contract w/Pasco School District for Pass Through Funds
- 10-577 Amended District Court Professional Services Agreement w/S Sant
- 10-578 Interlocal Agreement w/Cities of Prosser & Benton City to Allocate Safetea-Lu Funds
- 10-579 Amended Joint Agreement w/Cities of Richland and Kennewick for Leslie Rd. Improvements
- 10-580 Grade Crossing Construction and Maintenance Agreement w/BNSF Railway Company
- 10-581 Line Item Transfer, Fund No. 0000-101, Dept. 121
- 10-582 Ammunition Purchases from Larsen Firearms
- 10-583 Reduction of the Criminal Investigative Information Revolving Fund
- 10-584 Supplemental Appropriation - 2010 Benton-Franklin Counties Juvenile Fund No. 0115-101, Dept. 171 in the amount of \$13,765
- 10-585 Supplemental Appropriation - 2010 Current Expense Fund 0000-101, Dept. 115 in the amount of \$5,856
- 10-586 Supplemental Appropriation - 2010 Benton-Franklin Counties Juvenile Fund 0115-101, Dept. 172 in the amount \$61,685
- 10-587 Supplemental Appropriation to the 2010 Current Expense Fund No. 000-101, Dept. 115 in the amount of \$44,413
- 10-588 Supplemental Appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 136 in the amount of \$287,651
- 10-589 Supplemental Appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 121 in the amount of \$23,474
- 10-590 Supplemental Appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 121 in the amount of \$4,180
- 10-591 Supplemental Appropriation to the 2010 Current Expense Fund No. 0000-101 Dept. 115 in the amount of \$5,662,083
- 10-592 Supplemental Appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 121 in the amount of \$64,165

- 10-593 Supplemental Appropriation to the 2010 Current Expense Fund 0000-101, Dept. 121 in the amount of \$8,317
- 10-594 Supplemental Appropriation to the 2010 Current Expense Fund No. 0000-101, Dept. 123 in the amount of \$2,505
- 10-595 Supplemental Appropriation to the 2010 Noxious Weed Control Fund 0134-101 in the amount of \$24,809
- 10-596 Supplemental Appropriation to the 2010 Election Reserve Fund No. 0111-101 in the amount of \$35,772
- 10-597 Supplemental Appropriation to the 2010 Central Services Fund No. 0502-101 in the amount of \$137,960

There being no further business before the Board, the meeting adjourned at approximately 10:55 a.m.

Clerk of the Board

Chairman

Q

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF AUTHORIZATION FOR PAYMENT TO TYLER TECHNOLOGIES AND DECLARING AN EMERGENCY FOR SYSTEM RECOVERY ANALYSIS; AMENDING RESOLUTION 10-453

WHEREAS, to ensure Central Services was following best practice guidelines, Central Services asked Tyler Technologies to review the County's current recording software, database structure, and hardware capacities, in support of the Tyler Eagle Recorder software; and

WHEREAS, this review included all phases of the Tyler Eagle Recorder software, including database organization, binary image storage, server performance, database backup strategies and disk space storage requirements. Application performance was a critical focus of this review, targeting data collection, transmission, and sharing performed by the Tyler Eagle Recorder software; and

WHEREAS, Tyler Technologies provided a proposal for remote services for the System Recovery Analysis for the amount of \$140.00 per hour, not to exceed 40 hours (for analysis phase only), without further approval from Benton County and the Board approved that proposal by Resolution 10-453 in the amount of \$5,600.00 plus WSST; and

WHEREAS, to ensure the best effective resource utilization, Tyler Technologies then estimated the total time needed to complete the analysis would need to be increased from 40 hours to approximately 115 hours and after approval by the Benton County Auditor (per attached email) Tyler Technologies moved forward with the project management, implementation, and image upload phases for the amount of \$140.00 per hour, not to exceed a total of 115 hours; **NOW, THEREFORE**

BE IT RESOLVED, the Board of Benton County Commissioners, Benton County, Washington hereby concurs with the decision to take emergency action to have Tyler Technologies provide system recovery for the estimated 115 hours at \$140.00 per hour and hereby authorizes the Benton County Auditor, or her designee, to approve invoices for payment from Tyler Technologies for said services in the amount of \$16,100 plus WSST with a total contract amount not to exceed \$18,900 plus WSST for any acceptable overages, incidentals and other unanticipated costs.

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

b

<u>AGENDA ITEM</u>	<u>ACTION NEEDED</u>	<u>DISCUSSION TYPE</u>
Meeting Date: 11 Oct 2010 Subject: Boise ASR Memo Date: 05 Oct 2010 Prepared By: AJF Reviewed By: LSK	Execute Contract Pass Resolution Pass Ordinance Pass Motion X Other	Consent Agenda X Public Hearing 1st Discussion 2nd Discussion Other

SUMMARY & BACKGROUND

The Department of Ecology sent the County letter on this matter as part of their consultation process.

The project is a pilot "aquifer storage and retrieval" (ASR) being promoted by Boise corporation at their Wallula location.

The project does not occur in Benton County or within WRIA 31, but is very close to both, obviously, and it is likely that the aquifer extends a great distance underground, perhaps into the County. In any event, ASR is something being watched closely in our area now, and is a component of our WRIA 31 work. I basically indicated in the letter that we would like to stay informed, but at this point have no substantive comments.

FISCAL IMPACT

None

#

Leo Bowman
District 1
Max Benitz, Jr.
District 2
James Beaver
District 3

**Board of County Commissioners
BENTON COUNTY**

David Sparks
County Administrator

Loretta Smith Kelty
Deputy County Administrator

11 October 2010

Guy Gregory
Washington Department of Ecology
4601 North Monroe Street
Spokane, Washington 99205

Re: Aquifer Storage and Recovery Pilot Project, Wallula

Dear Mr. Gregory,

Benton County is in receipt of your letter dated 30 September regarding the aquifer storage and recovery (ASR) pilot project at Wallula, sponsored by Boise White Paper, LLC. We appreciate being informed on this matter and having the opportunity to comment.

The project does not occur within Benton County, nor does it occur within the bounds of any of the Watershed Resource Inventory Areas in which Benton County is directly involved. Nonetheless, we assume it is possible that the aquifer(s) involved may very well reach into Benton County; and, with other ASR projects underway and proposed in the region, we are interested in seeing how these projects succeed.

As such, while we have no specific or substantive comments regarding the Wallula project at this time, we would appreciate remaining on your notification lists and receiving pertinent documents and other outside comments as they become part of the record. Thank you again.

Sincerely,

BOARD OF COUNTY COMMISSIONERS

Jim Beaver, Chairman

cc: WRIA 31 Watershed Planning Committee

C

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF AUTHORIZATION FOR LINE ITEM TITLE CHANGES FOR THE BENTON- FRANKLIN DEPARTMENT OF HUMAN SERVICES, FUND 0108.101.

WHEREAS, during 2010, three staff positions will be refilled with new employees; Human Services Director, Deputy Director, and Financial Administrator; and

WHEREAS, In the employment posting and hiring process for the positions, the posting titles were revised, and the posting titles differed from the line item titles originally authorized by the Board and reflected in the EDEN system; and

WHEREAS, to make the line item titles originally approved by the Board consistent with the position titles used during the hiring process, the Department of Human Services requests the following changes:

- Human Services Director, line item 0108.101.560.00000.560.110.1314, update to Human Services Administrator.
- Deputy Director, line item 0108.101.560.00000.560.110.1180, update to Deputy Administrator.
- Financial Administrator, line item 0108.101.560.00000.560.110.1315, update to Financial Manager.

NOW THEREFORE;

BE IT RESOLVED by the Board of Benton County Commissioners that the line item titles be changed as listed below to reflect the position titles as posted during the hiring process.

- Human Services Director, line item 0108.101.560.00000.560.110.1314, update to Human Services Administrator.
- Deputy Director, line item 0108.101.560.00000.560.110.1180, update to Deputy Administrator.
- Financial Administrator, line item 0108.101.560.00000.560.110.1315 update to Financial Manager.

Dated this day of, 2010.

Chairman

Member

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

Attest:
Clerk of the Board

cc: Human Services, Auditor; file

Ivey

d

Salary Request Statement

Human Services

e

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF AUTHORIZATION FOR A ONE-TIME PAYMENT TO THREE BROTHERS CLEANING SERVICE FOR JANITORIAL SERVICES PROVIDED TO THE BENTON- FRANKLIN DEPARTMENT OF HUMAN SERVICES, FUND 0108.101.

WHEREAS, Three Brothers Cleaning Service provided janitorial services to the Benton-Franklin Department of Human Services during 2010 under Resolution 2008-539, Agreement #PSA-JANITORIAL-2008, which expired June 30, 2010; and

WHEREAS, Three Brothers Cleaning Service provided janitorial services to the Benton-Franklin Department of Human Services in July, 2010 and August, 2010; and

WHEREAS, the services provided by Three Brothers Cleaning Service occurred outside the Agreement and during the bidding process; and

WHEREAS, a one-time payment of \$1,350.00 is requested for June, 2010 and August, 2010 services; **NOW THEREFORE**

BE IT RESOLVED by the Board of Benton County Commissioners that a one-time payment of \$1,350.00 for janitorial services provided by Three Brothers Cleaning Service in July, 2010 and August 2010 be authorized for payment from the Human Services, Fund 0108.101.

Dated this day of, 2010.

Chairman

Member

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

Attest:
Clerk of the Board

cc: Human Services, Auditor; file

Ivey

f

AGENDA ITEM: Consent	TYPE OF ACTION NEEDED Executive Contract <u>xx</u> Pass Resolution <u>xx</u> Pass Ordinance Pass Motion Other	CONSENT AGENDA xx PUBLIC HEARING 1ST DISCUSSION 2ND DISCUSSION OTHER
MEETING DATE: BC 10-11-10 FC 10-20-10		
SUBJECT: Truancy Contract for Kiona-Benton School District for 2010 2011 School Year		
Prepared By: Donna A Lee		
Reviewed By: Sharon Paradis		

BACKGROUND INFORMATION

The State has contracted with both the Benton and Franklin County Boards of Commissioners for several years for the costs/services associated with processing At-Risk Youth (ARY), Children in Need of Services (CHINS), and Truancy Petitions. With the start of the new school (September 1, 2010, through June 30, 2011), the Kiona-Benton School District has received their BECCA Bill grant monies and wish to renew their contract with the Juvenile Court so that we may continue to provide services associated with Truancy matters for the term of September 1, 2010, through July 31, 2011.

SUMMARY

Kiona-Benton has contracted with us to develop, recruit and train a truancy board; implement and follow-up on truancy board recommendations; assist families in obtaining outreach services; provide Family Support counseling; perform drug/alcohol assessment and treatment referrals; assist in the processing of all truancy court referrals; monitor courtroom truancy petitions; follow-up truancy petition requirements; and provide an Attendance Specialist on an as needed basis.

RECOMMENDATION

We recommend that the Boards of County Commissioners authorize their Chairs to sign the Fee for Service Contract with the Kiona-Benton School District.

FISCAL IMPACT

This is a state-funded grant whereby we are reimbursed for services provided. There is no fiscal impact to the counties.

MOTION

I move that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board of Franklin County Commissioners be hereby authorized to sign, on behalf of their respective county, the Fee for Service Contract with the Kiona-Benton School District.

JOINT RESOLUTION

BENTON COUNTY RESOLUTION NO. _____

FRANKLIN COUNTY RESOLUTION NO. _____

BEFORE THE BOARDS OF THE COMMISSIONERS OF BENTON AND FRANKLIN COUNTIES, WASHINGTON;

IN THE MATTER OF THE REQUEST FOR SIGNATURE FROM THE CHAIRMAN OF THE BOARDS OF BENTON AND FRANKLIN COUNTY COMMISSIONERS ON FEE FOR SERVICE CONTRACT BETWEEN THE BENTON-FRANKLIN JUVENILE JUSTICE CENTER AND KIONA-BENTON SCHOOL DISTRICT, and

WHEREAS, Sharon A. Paradis, Administrator of the Juvenile Court, believes it is in the best interest of the Juvenile Justice Center that the Fee for Service Contract between Kiona-Benton School District, in the amount of \$3,435.00 and Benton-Franklin Juvenile Justice Center be approved as presented for a term commencing September 1, 2010 and terminating on July 31, 2011, **NOW, THEREFORE**

BE IT RESOLVED, that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board of Franklin County Commissioners be and they hereby are authorized to sign, on behalf of their respective county, the Fee For Service Contract.

DATED this 11th day of October 2010.

DATED this 20th day of October 2010.

BENTON COUNTY BOARD OF COMMISSIONERS

FRANKLIN COUNTY BOARD OF COMMISSIONERS

Chairman of the Board

Chairman of the Board

Member

Chairman Pro Tem

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

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

ATTEST:

ATTEST:

Clerk of the Board

Clerk of the Board

JUDGES
Hon. Craig J. Matheson
Hon. Vic L. VanderSchoor
Hon. Robert G. Swisher
Hon. Carrie Runge
Hon. Cameron Mitchell
Hon. Bruce Spanner

BENTON-FRANKLIN COUNTIES JUVENILE JUSTICE CENTER



SHARON PARADIS, Administrator
Juvenile Court Services

SUPERIOR COURT OF THE STATE OF WASHINGTON

5606 W CANAL PLACE, SUITE 106 • KENNEWICK, WASHINGTON 99336-1388
PHONE (509) 783-2151 • FAX (509) 736-2728

LONNA K. MALONE
JOSEPH R. SCHNEIDER
JERRI G. POTTS
Court Commissioners

FEE FOR 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 and Franklin County, a political subdivision, with its principal offices at 1016 North Fourth Avenue, Pasco, WA 99301, by and for the Benton-Franklin Counties Juvenile Justice Center, a bi-county agency located at 5606 W. Canal Place STE 106, Kennewick, WA 99336 (hereinafter collectively referred to as "Counties"), and Kiona-Benton School District, with its principal offices at 1107 Grace, Benton City, WA, 99320, (hereinafter referred to as "District").

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

1. DURATION OF CONTRACT

The term of this Contract shall be from September 1, 2010, through July 31, 2011, unless terminated prior to that time as provided herein.

2. SERVICES PROVIDED

The Counties shall perform the following services:

- A. Develop, recruit and train a truancy board; implement and follow-up on truancy board recommendations; assist families in obtaining outreach services (in-home when necessary); provide Family Support counseling; perform drug/alcohol assessment and treatment referrals; assist in processing all truancy court referrals; monitor courtroom truancy petitions; and follow-up on truancy petition requirements.
- B. The Counties agree to provide its own labor and materials. Unless otherwise provided in this Contract, no material, labor, or facilities will be furnished by the District.
- C. The Counties shall perform the work specified in this Contract according to standard industry practice and shall perform the work in coordination with the Truancy Court Liaison.

9

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF REVISING AMOUNTS TO BE CREDITED TOWARDS INMATE FINES:

WHEREAS, RCW 10.82.030 sets forth a procedure whereby inmates can be ordered to jail to receive credit towards unpaid fines and/or costs owed in an amount established by the county legislative authority; and

WHEREAS, RCW 10.82.030 requires that the credit for inmates performing labor while in custody be greater than the credit for inmates not performing labor; and

WHEREAS, the Benton County Board of Commissioners amended the rates in 1991, 1992, and most recently in 1995 pursuant to Resolution 94-451, wherein it set the credit amount at \$56 per day for inmates performing labor and \$30 per day for inmates not performing labor; and

WHEREAS, the Benton County Law and Justice Council organized under RCW 72.09.300 has recommended that the amount of credit earned be increased to \$70 per day for inmates performing labor and \$50 per day for inmates not performing labor; and

WHEREAS, the Board of Benton County Commissioners agrees with such recommendation, **NOW THEREFORE**,

BE IT RESOLVED, that the amount of credit for an inmate ordered to jail to receive credit for fines and/or costs that are unpaid shall be \$70 per day for inmates that perform labor while in custody and \$50 per day for inmates that do not perform labor while in custody.

BE IT FURTHER RESOLVED, that these rates shall be effective with respect to such orders entered on or after November 1, 2010.

Dated this day of, 2010

Chairman of the Board

Member

Member

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

Attest:
Clerk of the Board

Original:
c:

h

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF THE BOARD OF BENTON COUNTY COMMISSIONERS AUTHORIZING THE PAYMENT TO WESTERN STATES EQUIPMENT COMPANY FOR THE PURCHASE OF MOTOR GRADER CUTTING EDGES FOR THE BENTON COUNTY PUBLIC WORKS DEPARTMENT

WHEREAS, the Benton County Public Works Department has purchased materials and supplies from Western States Equipment Company over the past several years; and

WHEREAS, the cutting edges are essential for the proper operation of the motor grader fleet; and

WHEREAS, the purchase of steel cutting edges is listed in the 2010 One Year Road Program; and

WHEREAS, Resolution 09-812 authorizes contracts for the purchase of materials, equipment and supplies valued between five thousand (\$5,000) and twenty-five (\$25,000) without advertisement and formal sealed bidding if the County follows the uniform process for contract award described in RCW 39.04.190; and

WHEREAS, a proposal was solicited and received from Western States Equipment Company for the purchase of 100 motor grader cutting edges in the amount of \$84.21 each and the uniform process of soliciting two other proposals as mentioned above was overlooked; and

WHEREAS, the Benton County Public Works Manager is requesting authorization from the Board of Benton County Commissioners to pay for the purchase of said materials; **NOW, THEREFORE**

BE IT RESOLVED, the Board of Benton County Commissioners, Benton County, Washington hereby approves the purchase of 100 motor grader cutting edges and authorizes payment in the amount of \$8,421.00 plus Washington State Sales Tax in the amount of \$698.95 to Western States Equipment Company.

Dated this 11th day of October, 2010

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 REVIEW OF SERVICE PROVIDER CONTRACT BETWEEN BENTON-FRANKLIN WORKFORCE DEVELOPMENT COUNCIL AND CAREER PATH SERVICES FOR PROGRAM YEAR 2010/11 IN THE AMOUNT OF \$340,759 FOR DISLOCATED WORKER SERVICES

WHEREAS, the Master Agreement between the counties of Benton and Franklin and the Benton-Franklin Workforce Development Council (WDC) signed by Benton County on March 27, 2000, states that the Benton County Commissioner on the WDC Executive Council shall, pursuant to section II.C.5, review all service provider contracts approved by the WDC; and,

WHEREAS, Benton and Franklin Counties' Interlocal Cooperation Agreement for the Workforce Investment Act Administration signed by Benton County on March 27, 2000, indicates section II.C.3 and 4 that the commissioner appointed to the WDC Executive Council shall present service provider contracts and modifications to his or her Board of Commissioners so that such Board can make a determination as to whether it wishes to advise the WDC that the respective county disagrees with and rejects the proposed contract; and,

WHEREAS, the WDC has presented a contract between the WDC and Career Path Services for the WIA Dislocated Worker Services for PY10/11; NOW, THEREFORE,

BE IT RESOLVED that the Benton County Board of Commissioners has received and reviewed the proposed contract between the WDC and Career Path Services, in the amount of \$340,759.00 for Dislocated Worker Services, effective July 1, 2010 through June 30, 2011, and does not object to such contract; and,

BE IT FURTHER RESOLVED that the Chairman is hereby authorized to sign said contract indicating the Board's receipt and review on behalf of the Board of Benton County Commissioners.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

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

Attest: _____
Clerk of the Board

T. Kopf

**WORKFORCE INVESTMENT ACT
SERVICE PROVIDER CONTRACT
CFDA #17.278 BF-WDC Contract No. S-PY10/11- DW**

This contract is between Career Path Services Employment & Training a Washington Non-Profit Corporation, hereinafter referred to as the "Contractor" and the Benton-Franklin Workforce Development Council a Washington Non-Profit Corporation, Inc., hereinafter referred to as the "BF-WDC". All activities performed pursuant to this contract and all subsequent modifications will be in accordance with the Workforce investment Act (WIA) of 1998, and its accompanying regulations, and all applicable federal, state, and local laws, rules, and regulations, Washington State policies and guidelines, and the BF-WDC policies and guidelines.

All rights and obligations of the parties to this contract shall be subject to and governed by the General Terms and Conditions attached hereto as Exhibit A, the Statement of Work attached as Exhibit B, the Budget attached as Exhibit C, Certification Regarding Lobbying attached as Exhibit D, and the Certification Regarding Debarment attached as Exhibit E.

The period of performance of this Contract shall commence on July 1, 2010, regardless of the date of execution, and be completed on June 30, 2011, unless terminated sooner as provided herein. If the BF-WDC fails to receive sufficient WIA funds to meet any or all of its contractual obligations due to fund reduction, rescission, suspension or termination or other causes, the BF-WDC shall have the right to immediately and unilaterally reduce the maximum amount due, as identified below, or terminate all or part of this contract. If this contract is terminated early, the Contractor is only entitled to reimbursement of actual WIA expenditures prior to the date of termination.

Payments to the Contractor by the BF-WDC for services performed prior to October 1, 2010, may not exceed \$66,169, and the total amount of payments under this contract is limited to and may not exceed \$340,759.

This contract may only be modified by a subsequent, signed written contract modification document. No oral conversation shall be considered to be a contract modification. The parties agree to all contract provisions, including this page and all exhibits, by signing below.

FOR THE BF-WDC

FOR THE CONTRACTOR

Michelle M Mann 10-4-10
Executive Director Date

CEO Date

Received & Reviewed:

Approved as to form:

Chairman, Benton Co. Commissioners Date

Ryan X Brown 9/24/10
Benton Co. Deputy Prosecuting Attorney Date

Chairman, Franklin Co. Commissioners Date

Franklin Co. Deputy Prosecuting Attorney Date

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF REVIEW OF SERVICE PROVIDER CONTRACT BETWEEN BENTON-FRANKLIN WORKFORCE DEVELOPMENT COUNCIL AND CAREER PATH SERVICES FOR PROGRAM YEAR 2010/11 IN THE AMOUNT OF \$180,531 FOR ARRA DISLOCATED WORKER SERVICES

WHEREAS, the Master Agreement between the counties of Benton and Franklin and the Benton-Franklin Workforce Development Council (WDC) signed by Benton County on March 27, 2000, states that the Benton County Commissioner on the WDC Executive Council shall, pursuant to section II.C.5, review all service provider contracts approved by the WDC; and,

WHEREAS, Benton and Franklin Counties' Interlocal Cooperation Agreement for the Workforce Investment Act Administration signed by Benton County on March 27, 2000, indicates section II.C.3 and 4 that the commissioner appointed to the WDC Executive Council shall present service provider contracts and modifications to his or her Board of Commissioners so that such Board can make a determination as to whether it wishes to advise the WDC that the respective county disagrees with and rejects the proposed contract; and,

WHEREAS, the WDC has presented a contract between the WDC and Career Path Services for the WIA ARRA Dislocated Worker Services for PY10/11; NOW, THEREFORE,

BE IT RESOLVED that the Benton County Board of Commissioners has received and reviewed the proposed contract between the WDC and Career Path Services, in the amount of \$180,531.00 for ARRA Dislocated Worker Services, effective July 1, 2010 through June 30, 2011, and does not object to such contract; and,

BE IT FURTHER RESOLVED that the Chairman is hereby authorized to sign said contract indicating the Board's receipt and review on behalf of the Board of Benton County Commissioners.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

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

Attest: _____
Clerk of the Board

T. Kopf

**WORKFORCE INVESTMENT ACT
SERVICE PROVIDER CONTRACT**
CFDA #17.278 BF-WDC Contract No. S-PY10/11-ARRA DW

This contract is between Career Path Services Employment & Training a Washington Non-Profit Corporation, hereinafter referred to as the "Contractor" and the Benton-Franklin Workforce Development Council a Washington Non-Profit Corporation, Inc., hereinafter referred to as the "BF-WDC". All activities performed pursuant to this contract and all subsequent modifications will be in accordance with the Workforce investment Act (WIA) of 1998, and its accompanying regulations, and all applicable federal, state, and local laws, rules, and regulations, Washington State policies and guidelines, and the BF-WDC policies and guidelines.

All rights and obligations of the parties to this contract shall be subject to and governed by the General Terms and Conditions attached hereto as Exhibit A, the Statement of Work attached as Exhibit B, the Budget attached as Exhibit C, Certification Regarding Lobbying attached as Exhibit D, and the Certification Regarding Debarment attached as Exhibit E.

The period of performance of this Contract shall commence on July 1, 2010, regardless of the date of execution, and be completed on June 30, 2011, unless terminated sooner as provided herein. If the BF-WDC fails to receive sufficient WIA funds to meet any or all of its contractual obligations due to fund reduction, rescission, suspension or termination or other causes, the BF-WDC shall have the right to immediately and unilaterally reduce the maximum amount due, as identified below, or terminate all or part of this contract. If this contract is terminated early, the Contractor is only entitled to reimbursement of actual WIA expenditures prior to the date of termination.

Payments to the Contractor by the BF-WDC may not exceed \$180,531.

This contract may only be modified by a subsequent, signed written contract modification document. No oral conversation shall be considered to be a contract modification. The parties agree to all contract provisions, including this page and all exhibits, by signing below.

FOR THE BF-WDC

FOR THE CONTRACTOR

Michelle M Mann 10-24-10
Executive Director Date

CEO Date

Received & Reviewed:

Approved as to form:

Chairman, Benton Co. Commissioners Date

Ryan K Brown 9/24/10
Benton Co. Deputy Prosecuting Attorney Date

Chairman, Franklin Co. Commissioners Date

Franklin Co. Deputy Prosecuting Attorney Date

K

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF REVIEW OF SERVICE PROVIDER CONTRACT BETWEEN BENTON-FRANKLIN WORKFORCE DEVELOPMENT COUNCIL AND CAREER PATH SERVICES FOR PROGRAM YEAR 2010/11 IN THE AMOUNT OF \$358,013 FOR ADULT SERVICES

WHEREAS, the Master Agreement between the counties of Benton and Franklin and the Benton-Franklin Workforce Development Council (WDC) signed by Benton County on March 27, 2000, states that the Benton County Commissioner on the WDC Executive Council shall, pursuant to section II.C.5, review all service provider contracts approved by the WDC; and,

WHEREAS, Benton and Franklin Counties' Interlocal Cooperation Agreement for the Workforce Investment Act Administration signed by Benton County on March 27, 2000, indicates section II.C.3 and 4 that the commissioner appointed to the WDC Executive Council shall present service provider contracts and modifications to his or her Board of Commissioners so that such Board can make a determination as to whether it wishes to advise the WDC that the respective county disagrees with and rejects the proposed contract; and,

WHEREAS, the WDC has presented a contract between the WDC and Career Path Services for the WIA Adult Services for PY10/11; NOW, THEREFORE,

BE IT RESOLVED that the Benton County Board of Commissioners has received and reviewed the proposed contract between the WDC and Career Path Services, in the amount of \$358,013.00 for Adult Services, effective July 1, 2010 through June 30, 2011, and does not object to such contract; and,

BE IT FURTHER RESOLVED that the Chairman is hereby authorized to sign said contract indicating the Board's receipt and review on behalf of the Board of Benton County Commissioners.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

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

Attest: _____
Clerk of the Board

T. Kopf

**WORKFORCE INVESTMENT ACT
SERVICE PROVIDER CONTRACT
CFDA #17.258 BF-WDC Contract No. S-PY10/11-Adult**

This contract is between Career Path Services Employment & Training a Washington Non-Profit Corporation, hereinafter referred to as the "Contractor" and the Benton-Franklin Workforce Development Council a Washington Non-Profit Corporation, Inc., hereinafter referred to as the "BF-WDC". All activities performed pursuant to this contract and all subsequent modifications will be in accordance with the Workforce investment Act (WIA) of 1998, and its accompanying regulations, and all applicable federal, state, and local laws, rules, and regulations, Washington State policies and guidelines, and the BF-WDC policies and guidelines.

All rights and obligations of the parties to this contract shall be subject to and governed by the General Terms and Conditions attached hereto as Exhibit A, the Statement of Work attached as Exhibit B, the Budget attached as Exhibit C, Certification Regarding Lobbying attached as Exhibit D, and the Certification Regarding Debarment attached as Exhibit E.

The period of performance of this Contract shall commence on July 1, 2010, regardless of the date of execution, and be completed on June 30, 2011, unless terminated sooner as provided herein. If the BF-WDC fails to receive sufficient WIA funds to meet any or all of its contractual obligations due to fund reduction, rescission, suspension or termination or other causes, the BF-WDC shall have the right to immediately and unilaterally reduce the maximum amount due, as identified below, or terminate all or part of this contract. If this contract is terminated early, the Contractor is only entitled to reimbursement of actual WIA expenditures prior to the date of termination.

Payments to the Contractor by the BF-WDC for services performed prior to October 1, 2010, may not exceed \$47,580, and the total amount of payments under this contract is limited to and may not exceed \$358,013.

This contract may only be modified by a subsequent, signed written contract modification document. No oral conversation shall be considered to be a contract modification. The parties agree to all contract provisions, including this page and all exhibits, by signing below.

FOR THE BF-WDC

FOR THE CONTRACTOR

M. Mann 10-4-10
Executive Director Date

CEO Date

Received & Reviewed:

Approved as to form:

Chairman, Benton Co. Commissioners Date

R. Brown 9/24/10
Benton Co. Deputy Prosecuting Attorney Date

Chairman, Franklin Co. Commissioners Date

Franklin Co. Deputy Prosecuting Attorney Date

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF REVIEW OF SERVICE PROVIDER CONTRACT BETWEEN BENTON-FRANKLIN WORKFORCE DEVELOPMENT COUNCIL AND CAREER PATH SERVICES FOR PROGRAM YEAR 2010/11 IN THE AMOUNT OF \$32,639 FOR ARRA ADULT SERVICES

WHEREAS, the Master Agreement between the counties of Benton and Franklin and the Benton-Franklin Workforce Development Council (WDC) signed by Benton County on March 27, 2000, states that the Benton County Commissioner on the WDC Executive Council shall, pursuant to section II.C.5, review all service provider contracts approved by the WDC; and,

WHEREAS, Benton and Franklin Counties' Interlocal Cooperation Agreement for the Workforce Investment Act Administration signed by Benton County on March 27, 2000, indicates section II.C.3 and 4 that the commissioner appointed to the WDC Executive Council shall present service provider contracts and modifications to his or her Board of Commissioners so that such Board can make a determination as to whether it wishes to advise the WDC that the respective county disagrees with and rejects the proposed contract; and,

WHEREAS, the WDC has presented a contract between the WDC and Career Path Services for the WIA ARRA Adult Services for PY10/11; NOW, THEREFORE,

BE IT RESOLVED that the Benton County Board of Commissioners has received and reviewed the proposed contract between the WDC and Career Path Services, in the amount of \$32,639.00 for ARRA Adult Services, effective July 1, 2010 through June 30, 2011, and does not object to such contract; and,

BE IT FURTHER RESOLVED that the Chairman is hereby authorized to sign said contract indicating the Board's receipt and review on behalf of the Board of Benton County Commissioners.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

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

Attest: _____
Clerk of the Board

T. Kopf

**WORKFORCE INVESTMENT ACT
SERVICE PROVIDER CONTRACT
CFDA #17.258 BF-WDC Contract No. S-PY10/11-ARRA Adult**

This contract is between Career Path Services Employment & Training a Washington Non-Profit Corporation, hereinafter referred to as the "Contractor" and the Benton-Franklin Workforce Development Council a Washington Non-Profit Corporation, Inc., hereinafter referred to as the "BF-WDC". All activities performed pursuant to this contract and all subsequent modifications will be in accordance with the Workforce investment Act (WIA) of 1998, and its accompanying regulations, and all applicable federal, state, and local laws, rules, and regulations, Washington State policies and guidelines, and the BF-WDC policies and guidelines.

All rights and obligations of the parties to this contract shall be subject to and governed by the General Terms and Conditions attached hereto as Exhibit A, the Statement of Work attached as Exhibit B, the Budget attached as Exhibit C, Certification Regarding Lobbying attached as Exhibit D, and the Certification Regarding Debarment attached as Exhibit E.

The period of performance of this Contract shall commence on July 1, 2010, regardless of the date of execution, and be completed on June 30, 2011, unless terminated sooner as provided herein. If the BF-WDC fails to receive sufficient WIA funds to meet any or all of its contractual obligations due to fund reduction, rescission, suspension or termination or other causes, the BF-WDC shall have the right to immediately and unilaterally reduce the maximum amount due, as identified below, or terminate all or part of this contract. If this contract is terminated early, the Contractor is only entitled to reimbursement of actual WIA expenditures prior to the date of termination.

Payments to the Contractor by the BF-WDC may not exceed \$32,639.

This contract may only be modified by a subsequent, signed written contract modification document. No oral conversation shall be considered to be a contract modification. The parties agree to all contract provisions, including this page and all exhibits, by signing below.

FOR THE BF-WDC

FOR THE CONTRACTOR

Michelle M Mann 10/4/10
Executive Director Date

CEO Date

Received & Reviewed:

Approved as to form:

Chairman, Benton Co. Commissioners Date

Ryan K Brown 9/24/10
Benton Co. Deputy Prosecuting Attorney Date

Chairman, Franklin Co. Commissioners Date

Franklin Co. Deputy Prosecuting Attorney Date

m

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF REVIEW OF SERVICE PROVIDER CONTRACT BETWEEN BENTON-FRANKLIN WORKFORCE DEVELOPMENT COUNCIL AND CAREER PATH SERVICES FOR PROGRAM YEAR 2010/11 IN THE AMOUNT OF \$195,402 FOR IN-SCHOOL YOUTH SERVICES AND \$195,402 FOR OUT-OF-SCHOOL YOUTH SERVICES

WHEREAS, the Master Agreement between the counties of Benton and Franklin and the Benton-Franklin Workforce Development Council (WDC) signed by Benton County on March 27, 2000, states that the Benton County Commissioner on the WDC Executive Council shall, pursuant to section II.C.5, review all service provider contracts approved by the WDC; and,

WHEREAS, Benton and Franklin Counties' Interlocal Cooperation Agreement for the Workforce Investment Act Administration signed by Benton County on March 27, 2000, indicates section II.C.3 and 4 that the commissioner appointed to the WDC Executive Council shall present service provider contracts and modifications to his or her Board of Commissioners so that such Board can make a determination as to whether it wishes to advise the WDC that the respective county disagrees with and rejects the proposed contract; and,

WHEREAS, the WDC has presented a contract between the WDC and Career Path Services for the WIA In-School Youth and Out-of-School Services for PY10/11; NOW, THEREFORE,

BE IT RESOLVED that the Benton County Board of Commissioners has received and reviewed the proposed contract between the WDC and Career Path Services, in the amounts of \$195,402 and \$195,402 for In-School Youth and Out-of-School Youth Services respectively, effective July 1, 2010 through June 30, 2011, and does not object to such contract; and,

BE IT FURTHER RESOLVED that the Chairman is hereby authorized to sign said contract indicating the Board's receipt and review on behalf of the Board of Benton County Commissioners.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

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

Attest: _____
Clerk of the Board

T. Kopf

**WORKFORCE INVESTMENT ACT
SERVICE PROVIDER CONTRACT
CFDA #17.259 BF-WDC Contract No. S-PY10/11-Youth**

This contract is between Career Path Services Employment & Training a Washington Non-Profit Corporation, hereinafter referred to as the "Contractor" and the Benton-Franklin Workforce Development Council a Washington Non-Profit Corporation, Inc., hereinafter referred to as the "BF-WDC". All activities performed pursuant to this contract and all subsequent modifications will be in accordance with the Workforce investment Act (WIA) of 1998, and its accompanying regulations, and all applicable federal, state, and local laws, rules, and regulations, Washington State policies and guidelines, and the BF-WDC policies and guidelines.

All rights and obligations of the parties to this contract shall be subject to and governed by the General Terms and Conditions attached hereto as Exhibit A, the Statement of Work attached as Exhibit B, the Budget attached as Exhibit C, Certification Regarding Lobbying attached as Exhibit D, and the Certification Regarding Debarment attached as Exhibit E.

The period of performance of this Contract shall commence on July 1, 2010, regardless of the date of execution, and be completed on June 30, 2011, unless terminated sooner as provided herein. If the BF-WDC fails to receive sufficient WIA funds to meet any or all of its contractual obligations due to fund reduction, rescission, suspension or termination or other causes, the BF-WDC shall have the right to immediately and unilaterally reduce the maximum amount due, as identified below, or terminate all or part of this contract. If this contract is terminated early, the Contractor is only entitled to reimbursement of actual WIA expenditures prior to the date of termination.

Payments to the Contractor by the BF-WDC may not exceed the amount listed below.

WIA I-B In-School Youth Program.....	\$195,402
WIA I-B Out-of School Youth Program.....	\$195,402

This contract may only be modified by a subsequent, signed written contract modification document. No oral conversation shall be considered to be a contract modification. The parties agree to all contract provisions, including this page and all exhibits, by signing below.

FOR THE BF-WDC

FOR THE CONTRACTOR

Michelle M Mann 10-4-10
Executive Director Date

CEO Date

Received & Reviewed:

Approved as to form:

Chairman, Benton Co. Commissioners Date

Ryan Brown 9/24/10
Benton Co. Deputy Prosecuting Attorney Date

Chairman, Franklin Co. Commissioners Date

Franklin Co. Deputy Prosecuting Attorney Date

9:05 AM

Executive Session – Pending Litigation

R Brown