

*October 18, 2010*

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

Draft

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting  
October 11, 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; Planning Manager Mike Shuttleworth; Steve Becken, Public Works; Human Services Administrator Ed Thornbrugh; DPA Ryan Brown; Susan Walker, Planning; County Engineer Malcolm Bowie.

Workshop Agenda

Antinori Road Extension

Commissioner Bowman said there was not any need to send a letter to Department of Natural Resources because the issue was being handled.

Ben-Franklin Transit

Commissioner Bowman asked the Board if it was in favor of sending the letter in support of the regional mobility grant to provide transit to Hanford. The Board agreed the letter could be put on the next agenda for approval. Commissioner Benitz said if Hanford was inside the transit district and if the federal government wanted to step up and pay for that, then it would be appropriate.

State Budget

Commissioner Bowman provided a copy of the general budget reduction highlights for the Board's review. He said it was still not clear what would happen with the Health Departments.

### Watershed Planning

Commissioner Benitz asked if the WRIA funding was going to be affected and requested that Adam Fyall review that issue. Adam said it was his understanding they would still be funding planning grants but that he would check into it.

### WSAC

Commissioner Bowman said he had provided Mr. Brown with criteria developed by WSAC on when it should join in amicus and Mr. Brown said the County was involved in so few he suggested it be handled on a case-by-case basis.

Commissioner Benitz stated he had seen a letter by the Department of Ecology about putting a moratorium on exempt wells in Benton County and that he believed that would stop growth for housing and potable water. He suggested the counties should come together and Benton County should have a policy in place to oppose this type of an approach.

### Budget Issues

Chairman Beaver discussed the state and federal deficit and how it would be affecting Benton County. He said the departments had talked about plans and strategies and he was ready for implementation. He said the County needed to get ready for "no money" and he wanted a plan in place for when the money started drying up.

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

### Approval of Minutes

The Minutes of October 4, 2010 minutes were approved.

### Consent Agenda

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

#### Auditor

- a. Payment Authorization to Tyler Technologies; Amending Resolution 10-453

#### Commissioners

- b. Letter to Washington Department of Ecology

#### Human Services

- c. Authorization for Line Item Title Changes
- d. Salary Statement Request for Resource Manager
- e. Authorization for Janitorial Services Payment to Three Brothers Cleaning Service

#### Juvenile

- f. Fee for Services Truancy Contract w/Kiona-Benton School District

**Office of Public Defense**

- g. Inmate Fines Credit Revision

**Public Works**

- h. Payment Authorization to Western States Equipment Co. for Motor Grader Cutting Edges

**Workforce Development Council**

- i. Dislocated Worker Services Provider Contract w/Career Path Services
- j. ARRA Dislocated Worker Services Provider Contract w/Career Path Services
- k. Adult Services Provider Contract w/Career Path Services
- l. ARRA Adult Services Provider Contract w/Career Path Services
- m. WIA Youth Contract w/Career Path Services

**Budget Workshop**

Mr. Sparks said the Board would be reviewing revenue at tomorrow's meeting and then would meet with the elected officials next Tuesday and Wednesday before setting the budget to go to public hearing.

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

**Executive Session – Pending Litigation**

The Board went into executive session at 9:05 a.m. for approximately 10 minutes with DPA Ryan Brown to discuss pending litigation. Also present were David Sparks, Cami McKenzie, Mike Shuttleworth, Susan Walker, Melina Wenner, Loretta Smith Kelty. The Board came out at 9:20 a.m. Mr. Brown stated the Board discussed pending litigation but took no action.

**Claim for Damages**

CC 2010-13: Received on October 5, 2010 from Lee Roy Hendren  
CC 2010-14: Received on October 11, 2010 from David James Ash

**Vouchers**

Check Date: 10/01/2010  
Warrant #: 19568-19785  
Total all funds: \$831,364.76

Check Date: 10/05/2010  
Warrant #: 231210-231335  
Direct Deposit #: 57740-58324  
Total all funds: \$2,033,446.18

Check Date: 10/05/2010  
Warrant #: 19886-19921  
Taxes #: 10110101-10110103  
Total all funds: \$1,770,779.26

Check Date: 10/08/2010  
Warrant #: 19922-20102  
Total all funds: \$1,521,636.23

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

**Resolutions**

- 10-598 Payment Authorization to Tyler Technologies; Amending Resolution 10-453
- 10-599 Authorization for Line Item Title Changes
- 10-600 Authorization for Janitorial Services Payment to Three Brothers Cleaning Service
- 10-601 Fee for Services Truancy Contract w/Kiona-Benton School District
- 10-602 Inmate Fines Credit Revision
- 10-603 Payment Authorization to Western States Equipment Co. for Motor Grader Cutting Edges
- 10-604 Dislocated Worker Services Provider Contract w/Career Path Services
- 10-605 ARRA Dislocated Worker Services Provider Contract w/Career Path Services
- 10-606 Adult Services Provider Contract w/Career Path Services
- 10-607 ARRA Adult Services Provider Contract w/Career Path Services
- 10-608 WIA Youth Contract w/Career Path Services

With no further business before the Board, the meeting adjourned at approximately 9:22 a.m.

\_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
Chairman

Draft

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Special Board Meeting – Budget Workshop  
October 12, 2010, 9:00 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 Keltz; Finance Manager Keith Mercer; Jacki Lahtinen and Dixie Jamison, District Court; Mary Phillips, GIS; Rosie Sparks and Auditor Brenda Chilton; Assessor Barb Wagner; Treasurer Duane Davidson; Clerk Josie Delvin and Deputy Clerk Jackie Hill; Nick Kookier and Deputy Treasurer Erhiza Rivera; Pat Powell, Auditor; Central Services Manager Randy Reid; Marianne Ophardt, WSU Extension; Planning Manager Mike Shuttleworth.

Current Expense Revenue

Mr. Sparks said they had reviewed the preliminary revenue numbers and the major adjustment was a reduction of \$600,000 in sales tax for the biennium. He said they did not recommend including the one-time stimulus money because it would artificially inflate the sales tax numbers.

The Board briefly recessed, reconvening at 9:13 a.m.

Keith Mercer reviewed the initial revenue figures and preliminary baseline and requested 2011/2012 Current Expense Budget. Additionally, he reviewed the proposed revenue reductions as follows:

*	Diverted Road Tax:	(2,889)
*	Retail Sales/Use Tax:	(600,000)
*	Retail Sales/Use Tax – Criminal Justice:	(69,000)
*	Licenses/Permits:	(20,500)
*	Intergovernmental Revenues:	(89,609)
*	Charges for Services:	(148,778)
*	Miscellaneous Revenues:	(35,300)
*	Other Financing Sources:	<u>(62,274)</u>
	Total	(1,028,350)

The Board agreed to the proposed revisions. Mr. Sparks said with the proposed revisions, the amount to balance the budget was (387,194).

Commissioner Benitz asked if the Litter Grant for Work Crew 3 was going away, even though the expenditure was still in the budget and Mr. Mercer confirmed the grant was going away. Additionally, Commissioner Benitz asked about the reduction in revenue, specifically the Auditor's recording and licensing fees and Mr. Mercer said it was due to the economic downturn. He also asked about the reduction of Room & Board /Work Release in the amount of \$92,000 and said he wanted to address that issue with the District Court Judges and Prosecuting Attorney. Commissioner Benitz also asked about adjustments in the PA's office and Mr. Mercer said the PA's office expenditure was reduced for Adult Drug Court in the amount of \$45,218 (along with the revenue). Additionally, he asked about the contributions for drug court and Mr. Sparks said they had not received any commitment for 2011. Commissioner Benitz asked if all the adjustments were made for the Drug Court and Mr. Mercer said they were.

Additionally, Mr. Mercer said there were two initiatives on the ballot that would reduce the liquor license excise tax revenue (in an amount up to \$350,000) if they were to pass. The Board agreed to leave in the revenue until a decision was made.

Mr. Sparks said that next week the Board would be meeting with elected officials and would be reviewing about \$2.8 million in enhancements (requests) to the Current Expense budget.

With no further business before the Board, the meeting adjourned at approximately 9:24 a.m.

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Clerk of the Board

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Chairman

a

AGENDA/WORKSHOP ITEM		TYPE OF ACTION NEEDED			
Meeting Date:	October 18, 2010	Execute Contract	<u>  x  </u>	Consent Agenda	<u>  x  </u>
Subject:	Consulting Services Contract	Pass Resolution	<u>  x  </u>	Public Hearing	<u>      </u>
		Pass Ordinance	<u>      </u>	1 <sup>st</sup> Discussion	<u>      </u>
Prepared By:	J. Randall Reid	Pass Motion	<u>      </u>	2 <sup>nd</sup> Discussion	<u>      </u>
Reviewed By:	Loretta Smith Kelty	Other	<u>      </u>	Other	<u>      </u>

**BACKGROUND INFORMATION**

Pacific Technologies, Inc., was selected from the eight respondents to an RFP published 6-July-2010 for " Information Technology Strategic Plan & Infrastructure Evaluation."

**SUMMARY**

The attached resolution authorizes the Chairman of the Board to sign a consulting services contract with Pacific Technologies, Inc., for the performance of an IT infrastructure evaluation and development of a five year strategic plan.

**RECOMMENDATION**

- 1<sup>ST</sup> Pass resolution.
- 2<sup>nd</sup>

**FISCAL IMPACT**

None. Expenses will be covered by a supplemental appropriation that has already been approved and by a line item transfer of unused salary from vacant position.

**MOTION**

# RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

## IN THE MATTER OF APPROVING A CONTRACT FOR CONSULTING SERVICES FOR DEVELOPING AN INFORMATION TECHNOLOGY STRATEGIC PLAN

**WHEREAS**, a Request for Proposal for "Information Technology Strategic Plan & Infrastructure Evaluation" was published on July 6, 2010; and

**WHEREAS**, eight (8) proposals were submitted from qualified vendors by the August 3, 2010, deadline with initial costs, not including travel and per diem, as follows:

Accent	Vancouver, WA	\$66,410
Avasant	Manhattan Beach, CA	\$75,000
E3 Technologies	Spokane, WA	\$38,400
MGT America	Olympia, WA	\$57,600
Moss Adams	Seattle, WA	\$40,000
Pacific Technologies	Bellevue, WA	\$62,300
RNR Consulting	Cleveland, OH	\$45,480
Wedgewood	Louisville, KY	\$81,600

**WHEREAS**, the proposals were reviewed and Pacific Technologies, Inc., was selected as the respondent whose proposal was most advantageous with price and other factors considered; NOW THEREFORE,

**BE IT RESOLVED**, by the Board of Benton County Commissioners, that the Chairman of the Board be authorized to sign a consulting services contract with Pacific Technologies, Inc., in the amount of \$68,351 plus tax; and

**BE IT FURTHER RESOLVED** that the total expenses with this award are not to exceed \$75,000 plus 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

REID

**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 **Pacific Technologies, Inc.**, a Washington professional corporation with its principal offices at 14711 NE 29<sup>th</sup> Place, Suite 216, Bellevue, WA 98007 (hereinafter "CONSULTANT").

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

**1. CONTRACT DOCUMENTS**

This Contract consists of these terms and conditions and the following additional document:

- a. Appendix "A" - Detailed Task Descriptions, Deliverables, and Payment terms dated October 08, 2010.

**2. DURATION OF CONTRACT**

The terms of this contract shall commence upon the signing of this Contract. 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) seven (7) 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 strategic information technology planning, technology needs assessment, and software procurement for Benton County by completing Project Management, Assessment, Strategy Development and Implementation Planning 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.

b

# RESOLUTION

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

**IN THE MATTER OF AWARDING BERNARDO WILLS ARCHITECTS PC TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES FOR THE TENANT IMPROVEMENT LOCATED AT THE BENTON COUNTY HEALTH BUILDING, KENNEWICK WA**

**WHEREAS**, the Benton and Franklin County Commissioners have determined that it is in the best interest of both Counties to have the Benton-Franklin Human Services Department move from their current location into the vacant space in the Benton County Health Building located in Kennewick, WA in order to save additional taxpayer dollars; and

**WHEREAS**, the space at the Benton County Health Building that is being considered for the Human Services Department is currently unfinished and requires design and construction for tenant improvements; and

**WHEREAS**, the Benton County Administrator recommends having Bernardo Wills Architects PC, Spokane, WA provide basic architectural and engineering services for the schematic design work and construction for the tenant improvement (TI) remodel; and

**WHEREAS**, Bernardo Wills Architects, PC provided a fee proposal and scope of work for the above referenced project for approximately 2,500 sf of tenant improvement for an amount not to exceed \$17,700 plus any reimbursable expenses; **NOW, THEREFORE**

**BE IT RESOLVED** the Board of Benton County Commissioners, Benton County, Washington hereby concurs with the recommendation and awards the architectural and engineering services to Bernardo Wills Architects PS for a contract amount not to exceed \$17,700 plus any reimbursable expenses; and

**BE IT FURTHER RESOLVED**, the Board hereby authorizes the Chairman of the Board to sign the contract between Benton County and Bernardo Wills Architects PC attached hereto.

Dated this ..... day of ....., 20 ....

\_\_\_\_\_  
Chairman of the Board

\_\_\_\_\_  
Chairman Pro-Tem

\_\_\_\_\_  
Member

Constituting the Board of County  
Commissioners of Benton County,  
Washington

Attest: .....  
Clerk of the Board

**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 **BERNARDO-WILLS ARCHITECTS PC**, a Washington professional corporation with its principal offices at 153 S Jefferson Street, Spokane, WA 99201 (hereinafter "CONTRACTOR").

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. Exhibit "A" - Proposal 10-285 dated August 24, 2010

**2. DURATION OF CONTRACT**

The terms of this contract shall commence on September 1, 2010 and 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) eight (8) months after commencement of the contract.

**3. SERVICES PROVIDED**

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

- a. Provide Architectural and Engineering Services for the Benton County Health Building 2<sup>nd</sup> Floor Tenant Improvement all in accordance with Exhibit A attached hereto; subject to the following requirements and limitations:
  - i. The CONTRACTOR agrees to provide its own labor and materials as included costs in the fees payable consistent with Exhibit A and Article 5 below. Unless otherwise provided for in an additional proposal, no materials, labor, or facilities will be furnished by the COUNTY.

<u>AGENDA ITEM</u>	<u>ACTION NEEDED</u>	<u>DISCUSSION TYPE</u>
<b>Meeting Date: 18 Oct 2010</b> <b>Subject: BF Transit grant</b> <b>Memo Date: 11 Oct 2010</b> <b>Prepared By: AJF</b> <b>Reviewed By:</b>	Execute Contract Pass Resolution Pass Ordinance Pass Motion       X Other	Consent Agenda X Public Hearing 1st Discussion 2nd Discussion Other

**SUMMARY & BACKGROUND**

This is a letter of support that was discussed by commissioners at the October 11th meeting.

**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



18 October 2010

Paula Hammond  
Secretary of Transportation  
Post Office Box 47316  
Olympia, Washington 98504

Dear Ms Hammond:

Benton County supports the application by Ben Franklin Transit requesting grant funds for equipment, operating costs, and construction of a park and ride lot in the Tri-Cities.

The "Regional Mobility Grant" requested by Ben Franklin Transit would fund improved bus service in the Tri Cities. There is growing traffic congestion on approaches to the Hanford Site, the major employment destination in our region.

Ben Franklin Transit is seeking funding to provide three additional buses serving park and ride lots and transit centers along routes to these job sites located at Hanford. The proposed new bus service will address the congestion, reduce energy consumption, and limit emissions of by-products of these work related commutes. The proposal includes construction of a new park and ride lot that will serve bus riders and vanpool participants as a gathering place for Rideshare.

Ben Franklin Transit has been an excellent provider of public transportation services in community for many years. Please provide grant funding assistance for this much needed bus service. Thank you.

Sincerely,

BOARD OF COUNTY COMMISSIONERS

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Jim Beaver, Chairman

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Leo Bowman

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Max E. Benitz, Jr.

cc: Ben Franklin Transit

<u>AGENDA ITEM</u>	<u>ACTION NEEDED</u>	<u>DISCUSSION TYPE</u>
<b>Meeting Date: 18 Oct 2010</b> <b>Subject: HAB appointment</b> <b>Memo Date: 13 Oct 2010</b> <b>Prepared By: AJF</b> <b>Reviewed By: LSK</b>	<b>Execute Contract</b> <b>Pass Resolution X</b> <b>Pass Ordinance</b> <b>Pass Motion</b> <b>Other</b>	<b>Consent Agenda</b> <b>Public Hearing</b> <b>1st Discussion X</b> <b>2nd Discussion</b> <b>Other</b>

d

**SUMMARY & BACKGROUND**

The County's Hanford Advisory Board alternate representative of four years, Ken Gasper, resigned from the HAB a few months ago because he was relocating to the Westside. The alternate position has been left vacant since.

Our main representative, Maynard Plahuta, alerted staff of a candidate to fill the position – Larry Lockrem of Kennewick. As a follow-up to that, Mr. Lockrem sent me an email with some background as well as his résumé, which is attached. The main points are that Mr. Lockrem has a lot of relevant Hanford knowledge and experience and is already serving on the HAB as a member of both the River and Plateau Committee and the Tank Waste Committee. However, he has been serving as a representative the "Non-Bargaining Unit and Non-Management Hanford Employees" and with the new position he accepted in September as the Director of the Waste Sampling and Characterization Facility for RJ Lee Group, he is no longer eligible to serve in that capacity.

Both Maynard Plahuta and Pam Larsen speak highly of Larry Lockrem, and staff feels he would be a solid fit for our vacancy that is capable, competent, motivated, and does not need any time to get his feet on the ground since they are already there.

**FISCAL IMPACT**

None.

**ATTACHMENTS**

- Resolution recommending Larry Lockrem as the County alternate representative to the HAB
- Larry Lockrem's résumé.

# RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

## IN THE MATTER OF BENTON COUNTY'S REPRESENTATION ON THE HANFORD ADVISORY BOARD

**WHEREAS**, the primary mission of the Hanford Advisory Board is to provide informed recommendations and advice to the United States Department of Energy, the United States Environmental Protection Agency, and the Washington Department of Ecology on selected major policy issues related to the cleanup of the Hanford Site; and,

**WHEREAS**, Benton County has a representative and an alternate representative on the Hanford Advisory Board to represent issues and perspectives important to local governments and communities; and,

**WHEREAS**, a member of our community – Larry Lockrem of Kennewick – has been recommended to Benton County to fill the position of alternate representative, and Mr. Lockrem has agreed to serve in this capacity; and,

**WHEREAS**, Mr. Lockrem has substantial experience with Hanford-related issues, is familiar with the operations of the Hanford Advisory Board, and has been highly recommended to Benton County, **NOW THEREFORE**,

**BE IT RESOLVED**, that the Board of Commissioners of Benton County endorse and recommend the appointment of Larry Lockrem to the Hanford Advisory Board to serve as Benton County's alternate representative.

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

cc: Commissioners, file  
Hanford Advisory Board  
Maynard Plahuta  
Larry Lockrem

Fyall

e

# RESOLUTION

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

**IN THE MATTER OF PROCLAIMING OCTOBER 2010, "BREAST CANCER AWARENESS MONTH"**

**WHEREAS**, the Board of Benton County Commissioners affirms its support to breast cancer research and the important of educating all citizens about risk factors, early detection and better treatment; and

**WHEREAS**, being cognizant of potential risks, maintaining a healthy body weight and diet, exercising regularly and getting regular screenings may help lower the chances of developing breast cancer; and

**WHEREAS**, it is our intent to support those courageously fighting breast cancer and honor the lives lost to this devastating disease; and

**WHEREAS**, it is our goal to stand with our mothers, daughters, sisters and friends to recognize all who have joined their loved ones in fighting their battle together with researchers and health care providers whose care and hard work gives hope to those living with cancer; and

**WHEREAS**, the Board of County Commissioners fully supports the Prosser School District in their 2<sup>nd</sup> Annual Ribbon Round-Up and encourage participation by county employees to wear pink the week of October 25, 2010; **NOW THEREFORE;**

**BE IT RESOLVED**, the Board of Benton County Commissioners hereby proclaims the month of October as Breast Cancer Awareness Month and urge all citizens to recognize and participate in its observance.

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

F

# RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF COUNTY FUNDS RE: TRANSFER OF FUNDS WITHIN  
CURRENT EXPENSE FUND NUMBER 0000-101, DEPARTMENT NUMBER 111.

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: Dept., Auditor, File, LSK

**BENTON COUNTY LINE ITEM TRANSFER**

Dept Name: District Court

Dept Nbr: 111

Fund Name: Current Expense

Fund Nbr: 0000-101

TRANSFER FROM:

TRANSFER TO:

BASE SUB (6 digit)	LINE ITEM (4 digit)	LINE ITEM NAME	AMOUNT	BASE SUB (6 digit)	LINE ITEM (4 digit)	LINE ITEM NAME	AMOUNT
512.400	1280	agency desk clerk	\$8,000	512.400	3507	non replacement computers	\$8,000
TOTAL			\$8,000	TOTAL			\$8,000

Explanation: AOC replacement computers, bill needs to be paid before reimbursement to county

Prepared by: Jacki Lahtinen

Date: 13-Oct-2010

Approved

Denied

Date: \_\_\_\_\_

Chairman

Member

Member

# RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WA

IN THE MATTER OF AWARDING AND CONTRACTING WITH FIRE SYSTEMS WEST, INC. FOR ANNUAL INSPECTION OF THE FIRE ALARMS LOCATED AT THE BENTON COUNTY JUSTICE CENTER, BENTON COUNTY CORONER'S OFFICE, BENTON COUNTY HEALTH DISTRICT, AND BENTON COUNTY COURTHOUSE

**WHEREAS**, per Resolution 09-811 dated December 14, 2009 that in letting of any contract for public works services or materials involving less than twenty-five thousand dollars (\$25,000), advertisement and competitive bidding may be dispensed with, and such contracts may be entered into after direct negotiation; and

**WHEREAS**, Benton County Facilities Manager did solicit and received proposals from the following contractors for annual inspection of the fire alarms at the Benton County Justice Center, Benton County Coroner's Office, Benton County Health District, and Benton County Courthouse; which included a quote for installation of an annunciator and control module listed as additional equipment:

- Fire Systems West, Inc., Spokane, WA in the amount of \$3,898.00/year plus \$3,388.00 for additional equipment.
- Allied Fire and Security, Spokane, WA in the amount of \$10,125.00/year plus \$2,057.78 for additional equipment.
- Engineered Control Systems, Spokane, WA in the amount of \$11,816.00/year plus \$6,942.00 for additional equipment.

**WHEREAS**, the Benton County Facilities Manager and Electronics Technician reviewed the quotes and recommends entering into a three (3) year contract with Fire Systems West, Inc. Spokane, WA – Contractors License No. FIRESWI005LW for a contract amount not to exceed \$4,200.00 plus WSST per each year this contract is in place, which includes any acceptable overages, incidentals and other unanticipated costs per year for annual inspection services, and an additional amount of \$3,388.00 plus WSST for the installation of the annunciator and control module; **NOW THEREFORE**

**BE IT RESOLVED**, by the Board of Benton County Commissioners, Benton County, Washington, the Board hereby concurs with the recommendation and awards the annual inspection of the fire alarm systems for said locations to Fire Systems West, Inc. for a three (3) year contract for an amount not to exceed \$4,200.00 per each year; and

**BE IT FURTHER RESOLVED**, the Board authorizes the installation of the annunciator and control module for an amount not to exceed \$3,388.00 plus WSST; and

**BE IT FURTHER RESOLVED**, the Board authorizes the Chairman to sign the service agreement attached hereto.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2010

\_\_\_\_\_  
**Chairman of the Board**

\_\_\_\_\_  
**Member**

**Attest:** \_\_\_\_\_  
**Clerk of the board**

\_\_\_\_\_  
**Member**

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

**PUBLIC WORKS 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 **FIRE SYSTEMS WEST, INC.** a Washington corporation with its principal offices at 922 N Lake Road, Spokane Valley, WA 99212 (hereinafter "CONTRACTOR").

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

**1. CONTRACT DOCUMENTS**

This Contract consists of these terms and conditions and the following exhibit:

- a. Exhibit A - Proposal Dated May 10, 2010
- b. Exhibit B - Washington State Prevailing Wage Rates

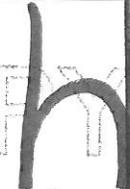
**2. DURATION OF CONTRACT**

The term of this Contract shall begin upon signature of both parties and shall expire September 30, 2012 unless earlier terminated pursuant to Section 16 herein. Price adjustments of this contract will only be effective with an executed amendment to this contract. The CONTRACTOR shall complete all work by the time(s) specified herein, or if no such time is otherwise specified, no later than the September 30<sup>th</sup> of each year this contract is in place.

**3. SERVICES PROVIDED**

The COUNTY requires and the CONTRACTOR agrees to provide labor, material, & equipment necessary for the annual inspection of the fire alarms located at the Benton County Justice Center, Benton County Coroner's Office, Benton County Health Bldg, & Benton County Courthouse with all services in accordance with Exhibit A attached hereto. Unless otherwise provided in this Contract, the COUNTY will furnish no material, labor, or facilities. CONTRACTOR also agrees to provide labor, material, & equipment necessary for the installation of the annunciator and control module as further outline in Exhibit A. All work shall be performed by CONTRACTOR in a manner and method consistent with best industry practices.

**BENTON AND FRANKLIN COUNTIES  
ACTION SUMMARY COVER SHEET**

COPY 

AGENDA ITEM	TYPE OF ACTION NEEDED	
Agreement #10/11-PREV-SHCN-00	<input checked="" type="checkbox"/> Execute Contract	<input checked="" type="checkbox"/> Consent Agenda
	<input checked="" type="checkbox"/> Pass Resolution	<input type="checkbox"/> Public Hearing
Prepared By: Maria Loera	<input type="checkbox"/> Pass Ordinance	<input type="checkbox"/> 1 <sup>st</sup> Discussion
	<input type="checkbox"/> Pass Motion	<input type="checkbox"/> 2 <sup>nd</sup> discussion
	<input type="checkbox"/> Other	<input type="checkbox"/> Other

**BACKGROUND INFORMATION**

The Department of Human Services (DHS) would like to contract with Safe Harbor Crisis Nursery provide prevention services to children and their caregivers, primarily children who have one or more parents with a history of substance abuse and/or addiction, domestic violence or child mal-treatment. Children with behavioral academic and social skill problems will also be targeted.

**SUMMARY**

**Award:** Consideration shall be a maximum of \$36,000.00  
**Period:** July 1, 2010 to June 30, 2011  
**Funding Source:** Division of Alcohol and Substance Abuse

**RECOMMENDATION**

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

**FISCAL IMPACT**

Funding for the services described in this Agreement is provided by the Division of Alcohol and Substance Abuse. **There is no impact on the current expense budget.** All revenues and expenditures are from the Fund 0108-101 Human Services Budget.

**MOTION**

To approve signing Agreement #10/11-PREV-SHCN-00 with the Safe Harbor Crisis Nursery and authorize the Chair to sign on behalf of the Board.

**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 AGREEMENT #10/11-PREV-SHCN-00 BETWEEN THE  
BENTON AND FRANKLIN COUNTIES' DEPARTMENT OF HUMAN SERVICES  
AND SAFE HARBOR CRISIS NURSERY**

**WHEREAS**, Safe Harbor Crisis Nursery shall provide prevention services to high risk children and their caregivers, focusing more on children who have one or more parents with a history of substance abuse and/or addiction, domestic violence or child mal-treatment. In addition, children in a child care setting and school with behavioral, academic and social skill problems will also be targeted; and

**WHEREAS**, Safe Harbor Crisis Nursery will be compensated at no more than \$36,000 for the program:

**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, Agreement #10/11-PREV-SHCN-00.

Dated this ..... day of ..... 2010.

Dated this ..... day of .....2010.

**Benton County Board of Commissioners**

**Franklin County Board of Commissioners**

\_\_\_\_\_  
Chair, Benton County Commissioners

\_\_\_\_\_  
Chair, Franklin County Commissioners

\_\_\_\_\_  
Chair, Pro Tem

\_\_\_\_\_  
Chair, 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

Originals: Franklin County  
Human Services  
Benton County

**BENTON AND FRANKLIN COUNTIES  
ACTION SUMMARY COVER SHEET**

COPY

AGENDA ITEM	TYPE OF ACTION NEEDED	
<b>County Designated Mental Health Professional Appointment</b>	<input checked="" type="checkbox"/> Execute Contract	<input checked="" type="checkbox"/> Consent Agenda
	<input checked="" type="checkbox"/> Pass Resolution	<input type="checkbox"/> Public Hearing
Prepared By: Maria Loera	<input type="checkbox"/> Pass Ordinance	<input type="checkbox"/> 1 <sup>st</sup> Discussion
	<input type="checkbox"/> Pass Motion	<input type="checkbox"/> 2 <sup>nd</sup> discussion
	<input type="checkbox"/> Other	<input type="checkbox"/> Other

**BACKGROUND INFORMATION**

It is the Counties' responsibility to appoint County Designated Mental Health Professionals (CDMHP) as defined in WAC 388-865-0245 to perform the duties specified in Chapters 71.05, 71.34 and 70.96A RCW. Cameron Fordmeir has completed her education and/or experience requirements as specified in WAC 388-865-0245.

**RECOMMENDATION**

Sign the resolution to accept the appointment of Cameron Fordmeir

**FISCAL IMPACT**

**There is no impact on the current expense budget.**

**MOTION**

To accept and sign the Resolution accepting the CDMHP appointment and authorize the Chairs of each county to sign on behalf of the Board.

# JOINT RESOLUTION

BENTON COUNTY RESOLUTION NO. \_\_\_\_\_

FRANKLIN COUNTY RESOLUTION NO. \_\_\_\_\_

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

**RE: APPOINTING CAMERON FORDMEIR AS A COUNTY-DESIGNATED MENTAL HEALTH PROFESSIONAL (CDMHP) AND LIMITING APPOINTMENTS OF CDMHPS TO THE PERIOD DURING WHICH THEY ARE EMPLOYED BY THE CRISIS RESPONSE UNIT OF BENTON AND FRANKLIN COUNTIES**

**WHEREAS**, it is the Counties' responsibility to appoint County-Designated Mental Health Professionals (CDMHPs) as defined in WAC 388-865-0245 to perform the duties specified in Chapters 71.05, 71.34 and 70.96A RCW; and

**WHEREAS**, individuals employed by Benton and Franklin Counties' Department of Human Services' Crisis Response Unit perform the CDMHP duties for Benton County and Franklin County; and

**WHEREAS**, the Crisis Response Unit wishes to appoint Cameron Fordmeir as a CDMHP since he now meets the educational and/or experience requirements as specified in WAC 388-865-0245; and

**WHEREAS**, the list of appointed County-Designated Mental Health Professionals, attached hereto as Exhibit A, is updated to include Cameron Fordmeir;

**NOW THEREFORE, BE IT RESOLVED** that Cameron Fordmeir is appointed as a County-Designated Mental Health Professional; and

**BE IT FURTHER RESOLVED** that appointments of County Designated Mental Health Professionals shall be limited to the period during which they are employed by the Crisis Response Unit of Benton and Franklin Counties.

Dated this ..... day of . . . . ., 2010

Dated this ..... day of . . . . ., 2010.

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Chair Pro Tem

\_\_\_\_\_  
Chair 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

Originals (3): Benton County, Franklin County, Human Services  
Copies (1): Cameron Fordmeir

Loera

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## EXHIBIT A

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### COUNTY-DESIGNATED MENTAL HEALTH PROFESSIONALS

Dated: July 15, 2010

<u>NAME</u>	<u>DATE APPOINTED</u>
James C. Laws .....	January, 1992
James Tutwiler .....	April, 1994
Randi Hankins .....	July, 1996
Kyle Sullivan .....	February, 1998
Kathleen Laws .....	September, 2000
Cristina Maldonado .....	February, 2004
Gordon Cable .....	June, 2004
Hector DeLeon .....	February, 2006
Tony Larsen .....	January, 2007
Karin Cagle .....	July, 2008
Kellie Benson .....	January, 2009
Edward Thornbrugh .....	May, 2009
Carlos Alvarez .....	June, 2009
Kathy Mills-George .....	July, 2009
Robin Myers .....	July, 2010
Cameron Fordmeir .....	September, 2010

<b>AGENDA ITEM:</b> Consent	<b>TYPE OF ACTION NEEDED</b>	CONSENT AGENDA <u>xx</u>
<b>MEETING DATE:</b> B/C 10-25-10 F/C 10-13-10	Executive Contract	PUBLIC HEARING <u>—</u>
<b>SUBJECT:</b> One Time Payment for additional excess compensation benefit charges associated with a PERS retiree.	Pass Resolution <u>xx</u>	1ST DISCUSSION <u>—</u>
<b>Prepared By:</b> Donna A. Lee	Pass Ordinance <u>—</u>	2ND DISCUSSION <u>—</u>
<b>Reviewed By:</b> Sharon A. Paradis	Pass Motion <u>—</u>	OTHER <u>—</u>
	Other <u>—</u>	

**BACKGROUND INFORMATION**

The Benton-Franklin Counties Juvenile Justice Center requested a Supplemental Appropriation to the Benton-Franklin Counties Juvenile Fund No. 0115-101, Department 171, 2010 budget in the amount of \$13,765; and said supplement is for additional excess compensation benefit charges associated with a Public Employee Retirement System (PERS) retiree and computer equipment purchases utilizing AOC funds and \$2,510 is Franklin County's portion of the additional excess compensation benefit charges associated with a Public Employee Retirement System (PERS) retiree and a public hearing was held in Benton County on Monday, October 4, 2010 at 9:05 a.m. and the Boards find said supplement to be in the best interest of the citizens of Benton and Franklin Counties.

**SUMMARY**

Franklin County shall submit a one time flat payment in the amount of \$2,510 for their portion of the additional excess compensation benefit charges to the Benton County Treasurer on or by the 5th day of November 2010.

**RECOMMENDATION**

We recommend that the Boards of Commissioners of Benton County and Franklin County sign the resolution to approve the One Time Payment for the 2010 Juvenile Center Operations Budget and Facilities Budget.

**FISCAL IMPACT**

The impact to Franklin County is a one time flat payment in the amount of \$2,510 to Benton County to cover the Franklin County portion of the additional excess compensation benefits charges.

**MOTION**

I move that the Benton County Board of Commissioners and the Franklin County Board of Commissioners sign the resolution to approve the one-time, flat payment due by the 5th of November 2010 from Franklin County to the Benton County Treasurer in the amount of \$2,510.

JOINT RESOLUTION

BENTON COUNTY RESOLUTION NO. \_\_\_\_\_

FRANKLIN COUNTY RESOLUTION NO. \_\_\_\_\_

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

RE: ONE TIME PAYMENT FOR THE 2010 JUVENILE CENTER OPERATIONS BUDGET AND FACILITIES BUDGET

WHEREAS, the Benton-Franklin Counties Juvenile Justice Center requested a Supplemental Appropriation to the Benton-Franklin Counties Juvenile Fund No. 0115-101, Department 171, 2010 budget in the amount of \$13,765; and said supplement is for additional excess compensation benefit charges associated with a Public Employee Retirement System (PERS) retiree and computer equipment purchases utilizing AOC funds; and

WHEREAS, \$2,510 is Franklin County's portion of the additional excess compensation benefit charges associated with a Public Employee Retirement System (PERS) retiree; and

WHEREAS, a public hearing was held in Benton County on Monday, October 4, 2010, at 9:05am at which time the public was given an opportunity to speak in favor or in opposition to the proposed supplement; and

WHEREAS, the Boards find said supplement to be in the best interest of the citizens of Benton and Franklin Counties; and

WHEREAS, Franklin County shall submit a one time flat payment in the amount of \$2,510 for their portion of the additional excess compensation benefit charges to the Benton County Treasurer on or by the 5<sup>th</sup> day of November 2010; NOW THEREFORE,

IT IS RESOLVED by the Board of Commissioners of Benton and Franklin Counties that the flat monthly payment due by the 5th of November 2010 from Franklin County, payable to Benton County Treasurer in the amount of \$2,510 is approved.

DATED this \_\_\_\_\_ day of October 2010

DATED this \_\_\_\_\_ 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  
Attest:

\_\_\_\_\_  
Member  
Constituting the Board of  
County Commissioners,  
Franklin County, Washington  
Attest:

\_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
Clerk of the Board

K

<b>AGENDA ITEM:</b> Consent	<b>TYPE OF ACTION NEEDED</b>	
<b>MEETING DATE:</b> B/C 10-25-10 F/C 10-13-10	Executive Contract	CONSENT AGENDA <u>xx</u>
<b>SUBJECT:</b> One Time Payment for Replacement of Electrical Panels, Computer & Software Upgrades That Control Lights and Doors in Detention Facility	Pass Resolution <u>xx</u>	PUBLIC HEARING —
	Pass Ordinance —	1ST DISCUSSION —
	Pass Motion —	2ND DISCUSSION —
	Other —	OTHER —
<b>Prepared By:</b> Donna A. Lee		
<b>Reviewed By:</b> Sharon A. Paradis		

**BACKGROUND INFORMATION**

The Benton-Franklin Counties Juvenile Justice Center requested a Supplemental Appropriation to the Benton-Franklin Counties Juvenile Fund No. 0115-101, Department 171, 2010 budget in the amount of \$61,685; and said supplement is for the replacement of electrical panels, computer and software upgrade that controls the lights and electric doors in the Juvenile Detention Facility and \$17,272 is Franklin County's portion. A public hearing was held in Benton County on Monday, October 4, 2010, at 9:05 a.m. at which time the public was given the opportunity to speak in favor or in opposition to the proposed supplement and the Boards find said supplement to be in the best interest of the citizens of Benton and Franklin Counties and Franklin County shall submit a one time flat payment in the amount of \$17,272 for their portion of the electrical panel replacement, computer and software upgrade that controls the lights and electric doors in the Juvenile Detention Facility to the Benton County Treasurer on or by the 5th day of November 2010.

**SUMMARY**

Franklin County shall submit a one time flat payment in the amount of \$2,510 for their portion of the additional excess compensation benefit charges to the Benton County Treasurer on or by the 5th day of November 2010.

**RECOMMENDATION**

We recommend that the Boards of Commissioners of Benton County and Franklin County sign the resolution to approve the One Time Payment for the 2010 Juvenile Center Operations Budget and Facilities Budget.

**FISCAL IMPACT**

The impact to Franklin County is a one time flat payment in the amount of \$17,272 to Benton County to cover the Franklin County portion for the replacement of electrical panels, computer and software upgrade that controls lights and electric doors in the Juvenile Detention Facility.

**MOTION**

I move that the Benton County Board of Commissioners and the Franklin County Board of Commissioners sign the resolution to approve the one-time, flat payment due by the 5th of November 2010 from Franklin County to the Benton County Treasurer in the amount of \$17,272.

JOINT RESOLUTION

BENTON COUNTY RESOLUTION NO. \_\_\_\_\_

FRANKLIN COUNTY RESOLUTION NO. \_\_\_\_\_

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

RE: ONE TIME PAYMENT FOR THE 2010 JUVENILE CENTER OPERATIONS BUDGET AND FACILITIES BUDGET

WHEREAS, the Benton-Franklin Counties Juvenile Justice Center requested a Supplemental Appropriation to the Benton-Franklin Counties Juvenile Fund No. 0115-101, Department 171, 2010 budget in the amount of \$61,685; and said supplement is for the replacement of electrical panels, computer and software upgrade that controls the lights and electric doors in the Juvenile Detention Facility; and

WHEREAS, \$17,272 is Franklin County's portion for the replacement of electrical panels, computer and software upgrade that controls the lights and electric doors in the Juvenile Detention Facility; and

WHEREAS, a public hearing was held in Benton County on Monday, October 4, 2010, at 9:05am at which time the public was given an opportunity to speak in favor or in opposition to the proposed supplement; and

WHEREAS, the Boards find said supplement to be in the best interest of the citizens of Benton and Franklin Counties; and

WHEREAS, Franklin County shall submit a one time flat payment in the amount of \$17,272 for their portion of the electrical panel replacement, computer and software upgrade that controls the lights and electric doors in the Juvenile Detention Facility to the Benton County Treasurer on or by the 5<sup>th</sup> day of November 2010; NOW

HEREFORE,

BE IT RESOLVED by the Board of Commissioners of Benton and Franklin Counties that the flat monthly payment due by the 5th of November 2010 from Franklin County, payable to Benton County Treasurer in the amount of \$17,272 is approved.

DATED this \_\_\_\_\_ day of October 2010

DATED this \_\_\_\_\_ 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  
Attest:

\_\_\_\_\_  
Member  
Constituting the Board of  
County Commissioners,  
Franklin County, Washington  
Attest:

\_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
Clerk of the Board

# RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF COUNTY FUNDS RE: TRANSFER OF FUNDS WITHIN  
NOXIOUS WEED CONTROL BOARD FUND NUMBER 0134-101, DEPARTMENT  
NUMBER 000.

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: Dept., Auditor, File, LSK





<u>AGENDA ITEM</u>	<u>ACTION NEEDED</u>	<u>DISCUSSION TYPE</u>
Meeting Date: 18 Oct 2010 Subject: Badger Mountain Memo Date: 13 Oct 2010 Prepared By: AJF Reviewed By: LSK	Execute Contract X Pass Resolutions X Pass Ordinance Pass Motion Other	Consent Agenda X Public Hearing 1st Discussion 2nd Discussion Other X

**SUMMARY**

This action involves the approval of the acquisition of two parcels by the County, that would then be incorporated into the existing "Badger Mountain Centennial Preserve". This will conclude the multi-step "South Badger Mountain Parcels" project that has been ongoing.

**BACKGROUND**

The Preserve was created in June 2005 when the County acquired 570 acres of Badger Mountain. The total purchase price was \$695,000 but the County only contributed \$25,000 to that original purchase and the rest was raised in the community and through donations.

As the Board is aware, it has long been the desire by Friends of Badger Mountain to also acquire three additional parcels on the south side of the mountain above the orchard (see attached maps). The reason for this is two-fold: one is to protect the views and habitats of the south face, and the other is to clear the way for a trail along the lower part of that south face that would create a grand loop on the mountain for hikers, cyclists, and horse riders.

The three parcels are referenced by their owners and are known as the "Wagner Property", the "Noyes Property", and the "Jackson Property":

- Purchase of the Wagner Property (25 acres) was completed earlier this year. I have attached documents related to that purchase for your reference.
- Purchase of both the Noyes (23 acres) and Jackson Properties (25 acres) is up for consideration today. These properties sandwich the Jackson Property from either side (see map).

**TODAY'S ACTIONS**

Five documents have been prepared by staff, all of them before you today. Each document has been approved for form by the Prosecutor:

Contract for Environmental Site Assessment

This is the contract with Richland-based Environmental Compliance Associates. The County always requires an environmental inspection before taking new property. We did this with the original Badger purchase, and we did it earlier for the Wagner Property using this same company. We would not accept the new properties if anything was found to be "wrong" with them, though it is a near certainty that that will not be the case.

Agreement of Sale of Real Property (x2)

These are the agreements (one each separately for Jackson and Noyes) to buy the two new parcels.

Agreement for Acquisition (x2)

These are the agreements (one each separately for Jackson and Noyes) between Benton County and Friends of Badger Mountain outlining the terms for the transaction, such as that Friends pays for the properties and that the County will make the properties part of the existing Preserve, just like with the Wagner Property.

## **FISCAL IMPACT**

The proposed arrangement is the same as was the case for the Wagner Property, and results in a net zero expenditure for the County.

Friends has agreed with each landowner to a purchase price of \$40,000 for each parcel. Friends will put that money into the escrow account, and Friends and the sellers will split all of the other associated closing costs. The County will take ownership of the properties at closing, but pays nothing. County staff has not been a party to any part of the negotiations between Friends and the landowners.

Before formally beginning the transaction, an "environmental site assessment" (ESA) is required. A contract is here for consideration today to put that into action. Since that contractual agreement is between the County and the contractor, the County pays for the work up front; however, as was the case for the Wagner Property, Friends will immediately reimburse the County for the costs of those two environmental reports, and this is detailed in the County-Friends agreement. The total cost for both of these reports is \$3,000. Staff can vouch for reaction time of Friends, as the reimbursement payment was made quickly for the Wagner report.

The ESA for the Wagner Property was benign, mentioning a few random tires that were on the property, which were removed prior to closing. Staff assumes similar reports for the Jackson and Noyes Properties. Staff will review the ESAs for those two properties when they are complete. Assuming the reports are "clean", or after tires and debris are removed, we will then initiate the closing processes at that time per the agreements before the Board today.

## **ATTACHMENTS**

Several attachments are provided. Apologies for all of the paperwork.

### For Action

- Resolution – environmental site assessment for Jackson and Noyes Properties
- Contract – environmental site assessment for Jackson and Noyes Properties
  
- Resolution – purchase and sale agreement, and County-Friends Agreement for the Jackson Property
- Purchase and Sale Agreement – Jackson Property
- County-Friends Agreement – Jackson Property
  
- Resolution – purchase and sale agreement, and County-Friends Agreement for the Noyes Property
- Purchase and Sale Agreement – Noyes Property
- County-Friends Agreement – Noyes Property

### For Reference

- Map
- Airphoto
- Original resolution creating Badger Mountain Centennial Preserve

# # #

# RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

**IN THE MATTER OF CONTRACTED SERVICES:  
BADGER MOUNTAIN PRESERVE ENVIRONMENTAL SITE ASSESSMENT**

**WHEREAS**, an "environmental site assessment" of a property is required by Benton County to evaluate any contamination, debris, or other legacy hazards that may pose a liability associated with said property before Benton County will consider taking possession of the property; and,

**WHEREAS**, two parcels on the south face of Badger Mountain are properties being considered for acquisition by Benton County for addition to the park system and therefore need such environmental site assessments; and,

**WHEREAS**, Environmental Compliance Associates, LLC, of Richland, Washington is contractor with the expertise to complete the required environmental site assessments; **NOW THEREFORE**,

**BE IT RESOLVED**, that the Board of Commissioners authorizes the Chairman to sign a contract with Environmental Compliance Associates for completion of two environmental site assessments for the described parcels on Badger Mountain.

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

# PHASE ONE ENVIRONMENTAL SITE ASSESSMENT FOR BADGER MOUNTAIN PROPERTIES

## STANDARD SERVICE AGREEMENT TERMS AND CONDITIONS

This Contract is made and entered into by and between BENTON COUNTY, a political subdivision of the State of Washington, with its principal offices at 620 Market Street, Prosser, Washington 99350 (hereinafter "COUNTY"), and ENVIRONMENTAL COMPLIANCE ASSOCIATES, LLC, a limited liability corporation organized under the laws of Washington State, with its principal office address at 8524 West Gage Blvd, Bldg A-132 in Kennewick, Washington 99336 (hereinafter "CONSULTANT"). In consideration of the mutual benefits and covenants contained herein, the parties agree as follows:

### 1. CONTRACT DOCUMENTS

This Contract consists of this agreement and the following exhibits, which are incorporated herein by this reference:

- A. Scope of Services
- B. Fee and Expense Schedule

### 2. DURATION OF CONTRACT

The term of this Contract shall begin when executed by both parties, and shall expire on December 31, 2010.

### 3. SERVICES PROVIDED

The COUNTY requires and the CONSULTANT agrees to perform the services described in **Exhibit A**, which shall be compliant with industry standards.

### 4. CONTRACT REPRESENTATIVES

The parties' representatives are as follows; a party may change its representative by providing prompt written notice to the other party:

- a. For CONSULTANT: Brett D. Smith  
Environmental Compliance Associates, LLC  
8524 West Gage Blvd, Bldg A-132  
Kennewick, Washington 99336  
509-628-9959 – ecabrett@charter.net
- b. For COUNTY: Adam J. Fyall, Community Development Coordinator  
County Commissioners – Office of Sustainable Development  
7122 West Okanogan Place, Building A  
Kennewick, Washington 99336  
509-736-3053 – adam.fyall@co.benton.wa.us

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# RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF AWARDING A PUBLIC WORKS SERVICE CONTRACT TO LESLIE & CAMPBELL, INC. FOR ROOF REPAIR/REPLACEMENT ON THE KENNEWICK MAINTENANCE SHOP BUILDING

WHEREAS, Resolution 09-813 allows for the a Limited Public Works Process if a work, construction, alteration, repair, or improvement is estimated to cost less than thirty-five thousand dollars (\$35,000.00); and

WHEREAS, the Limited Public Works Process allows for written invitations for bids to be solicited from a minimum of three contractors from the appropriate small works roster; and

WHEREAS, a request for proposal was solicited from four (4) contractors listed on the county's small works roster for roof repair/replacement on the Kennewick Maintenance Shop Building; and

WHEREAS, proposals were received as follows:

- Leslie & Campbell, Inc., Union Gap, WA - LESLIE\*C910PF.....\$ 31,469.00
- M. G. Wagner Company, Inc., Yakima, WA - MGWAGCI141QG..... \$ 32,797.00
- Royal Roofing & Siding, Inc., Pasco, WA - ROYALRS935RU..... Did not respond
- Silverbow Roofing, Inc., Kennewick, WA - SILVER1930BB..... Did not respond

WHEREAS, the Public Works Manager recommends awarding said services to Leslie & Campbell, Inc., Union Gap, Washington as the lowest responsive bidder; **NOW, THEREFORE**

**BE IT RESOLVED**, the Board of Benton County Commissioners, Benton County, Washington hereby concurs with the recommendation and awards the roof repair/replacement on the Kennewick Maintenance Shop to Leslie & Campbell, Inc., Union Gap, Washington, in the amount of \$31,469.00, plus Washington State Sales Tax in the amount of \$2,611.93; and

**BE IT FURTHER RESOLVED**, a service contract between Benton County and Leslie & Campbell, Inc. will be negotiated and placed on the consent agenda at a later date for the Chairman's signature.

Dated this 18<sup>th</sup> day of October 2010.

\_\_\_\_\_  
Chairman of the Board

\_\_\_\_\_  
Chairman Pro-Tem

\_\_\_\_\_  
Member

Constituting the Board of County  
Commissioners of Benton County,  
Washington

Attest: .....  
Clerk of the Board

0

## RESOLUTION

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

IN THE MATTER OF COUNTY FRANCHISES RE: GRANTING A FRANCHISE TO SUNDANCE WATER ASSOCIATION, FOR A FRANCHISE FOR A DOMESTIC WATER LINES SYSTEM AND FACILITY, LOCATED IN BENTON COUNTY;

WHEREAS, a public hearing was held to consider the request of Sundance Water Association, who has applied to continue a non exclusive franchise for a domestic water lines system and facility in unincorporated Benton County, and

WHEREAS, after hearing the testimony regarding the request for a franchise, the Board finds as follows:

1. The term of the franchise shall be a ten year (10) period, expiring June 30, 2020, with an associated cost of \$500.00;
2. The Grantee is to carry liability insurance with Benton County named as an insured with a minimum limit of \$500,000.00. A copy of the proof of insurance is to be provided to Benton County;
3. Placement of facilities within the right of way shall meet all requirements of Benton County as to location and repair of roads and right of way, including noxious weed control;
4. Should Benton County require utility relocation work because of road construction or maintenance, said work shall be at the Grantee's expense;
5. The franchise is nonexclusive;
6. The Grantee is to sign the Order and Agreement for Nonexclusive Franchise;

WHEREAS, Sundance Water Association, has agreed to the terms and has signed the Order and Agreement for Nonexclusive Franchise, said Order having been approved as to form by the Prosecuting Attorney's Office, NOW, THEREFORE

BE IT RESOLVED that the franchise be approved and that the Board indicates its approval by its signatures on the Order and Agreement for Nonexclusive Franchise.

P

**RESOLUTION**

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

IN THE MATTER OF COUNTY ROADS, RE: CE 1919 CRP – COTTONWOOD BUSINESS PARK INVOLVING WISER PARKWAY, WISER LOOP, AND COTTONWOOD CREEK BLVD;

WHEREAS, the physical construction of Wisser Parkway, Wisser Loop, and Cottonwood Creek Blvd have been completed, and

WHEREAS, the Benton County owns Lot 3 of Short Plat 2958, which is adjacent to Wisser Parkway, and needs to deed right of way to Benton County for road purposes, NOW, THEREFORE,

BE IT RESOLVED that the Commissioners of the Board of Benton County are authorized to sign the Quit Claim Deed on behalf of Benton County.

Dated this 18<sup>th</sup> day of October 2010.

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Chairman Pro-Tem

\_\_\_\_\_  
Member

Attest: \_\_\_\_\_  
Clerk of the Board

Constituting the Board of County  
Commissioners of Benton County,  
Washington

SWB:LSS

9:05

Human Services Departmental  
Update

E Thornbrugh

**BENTON AND FRANKLIN COUNTIES  
ACTION SUMMARY COVER SHEET**

COPY

AGENDA ITEM	TYPE OF ACTION NEEDED	
Agreement with Ron Wright & Associates/Architects, P.S.	<input checked="" type="checkbox"/> Execute Contract	<input checked="" type="checkbox"/> Consent Agenda
	<input checked="" type="checkbox"/> Pass Resolution	<input type="checkbox"/> Public Hearing
	<input type="checkbox"/> Pass Ordinance	<input type="checkbox"/> 1 <sup>st</sup> Discussion
	<input type="checkbox"/> Pass Motion	<input type="checkbox"/> 2 <sup>nd</sup> discussion
Prepared By: Maria Loera	<input type="checkbox"/> Other	<input type="checkbox"/> Other

**BACKGROUND INFORMATION**

The purpose of the Agreement is to have Ron Wright & Associates/Architects, P.S., complete a feasibility study that identifies the projected development costs for the Consolidated Crisis Response Center.

**RECOMMENDATION**

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

**FISCAL IMPACT**

Funding for the services described in this Agreement is provided by the Greater Columbia Behavioral Health. **There is no impact on the current expense budget.** All revenues and expenditures are from the Fund 0108-101 Human Services Budget.

**MOTION**

To approve signing the Agreement with Ron Wright & Associates/Architects, P.S., and authorize the Chair of each Board to sign on behalf of their respective county.

**BENTON COUNTY RESOLUTION # \_\_\_\_\_**

**FRANKLIN COUNTY RESOLUTION # \_\_\_\_\_**

BEFORE THE BOARDS OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON AND FRANKLIN COUNTY, WASHINGTON:

**IN THE MATTER OF EXECUTION OF AN ARCHITECTURAL DESIGN AGREEMENT BETWEEN RON WRIGHT & ASSOCIATES/ARCHITECTS, P.S., AND BENTON AND FRANKLIN COUNTIES' DEPARTMENT OF HUMAN SERVICES.**

**WHEREAS**, the Department of Human Services would like Ron Wright & Associates/Architects, P.S. to provide architectural services; including a feasibility study for the Consolidated Crisis Response Center; and

**WHEREAS**, the consideration for this Agreement is fee for service; and

**WHEREAS**, the Agreement shall be effective upon date of execution; NOW THEREFORE

**BE IT RESOLVED** that the Boards of Benton & Franklin County Commissioners hereby accept the proposed Agreement; and

**BE IT FURTHER RESOLVED** that the Chairman 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 Agreement Ron Wright & Associates/Architects, P.S.

Dated this . . . day of . . . . ., 2010

Dated this . . . day of . . . . ., 2010

\_\_\_\_\_  
Chair, Benton County Commissioners

\_\_\_\_\_  
Chair, Franklin County Commissioners

\_\_\_\_\_  
Chair Pro Tem

\_\_\_\_\_  
Chair Pro Tem

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

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

Attest: \_\_\_\_\_  
Clerk of the Board

Attest: \_\_\_\_\_  
Clerk of the Board

9:35

Capital Improvement Plan  
Workshop

L Small