

October 5, 2010

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

Draft

MINUTES

BOARD OF BENTON COUNTY COMMISSIONERS

Regular Board Meeting
September 27, 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; Facilities Manager Roy Rogers; Planning Manager Mike Shuttleworth; Deputy Treasurer Erhiza Rivera; Human Services Administrator Ed Thombrugh; Auditor Brenda Chilton; Treasurer Duane Davidson; DPA Ryan Brown; Personnel Manager Melina Wenner.

Workshop Agenda

NACO Report

Commissioner Bowman reported on his attendance at the NACO conference and the discussion regarding different aspects of emergency response. He said the County should be considered an immediate responder because if the roads were not open, the emergency services would not be able to get to the destination. He briefly discussed the NG 911 (Next Generation – telephone excise tax) and said there would be a lot of information from that “data gathering” and that Benton County would be light years ahead of others that had not started this process.

Commissioner Benitz said the Emergency Management Board was reviewing the new technology (Phase 3 of NG 911), that it would take years to implement, but now there was a dedicated source of funding.

County Seat Move

Chairman Beaver said he met with the Tri-City Herald Editorial Board and they had expressed concern that Benton County Commissioners had not done an adequate job producing the information that would determine the actions the County would take if the county seat were to move. He said they talked about the study and the range of options and range of costs but said the Commissioners had not publicly come out with what they would do. He said he told the Editorial Board it was his observation that his colleagues would not spend millions of dollars at the start, but he could not speak for them. He said the Entrix study illustrated the starting point

and that is where he would be as a Commissioner. He added that this issue was being driven by the private sector and not driven from the office of County Commissioners.

Commissioner Bowman said when he was elected, he decided it was not his job to increase the size of government, but to control the costs and the purpose was to collectively provide services for those individuals that could not provide for themselves. He said the County had worked to provide the technology so the government would not have to grow. He said the Supreme Court gave the County permission to do what they were currently doing and the law was also changed to state that certain elected officials would need to have an office, not "offices" at the County Seat. Commissioner Bowman said if the County Seat were moved, he would like to move the Commissioners and its offices to Kennewick. He added that the Assessor wanted to move her office (but that it could happen with or without the county seat being changed). The law had been changed and the other offices were no longer related to where the county seat was and he did not believe it would cost a lot of money to move the Commissioners' office.

Commissioner Bowman also said he had met with many groups and asked them all what they wanted to see move if the issue passed but no one responded. He again said he would see the Commissioners' office moving and the rest would come in time depending on what was appropriate, what was right at the time, and depending on the Board at the time. He said he had never said he thought the county seat should move, but he believed the Tri-City Herald had already made that decision for him by reporting the County seat should be moved. He said there was no reason to move the county seat unless the public wanted it to.

Commissioner Benitz said the question in front of the Board today was its intent if the County Seat were moved. He said he would follow the letter of the law and its intent. He said the Board made a decision to move forward with an independent consultant firm for what was required by the law. He also said the Board asked the Tri-City Herald to participate in an advisory committee and it declined stating it didn't want to get involved. He said they shouldn't chastise the Board for not doing its job when it had done its job. He said if the County Seat were moved, they would need to move the Commissioners office, administrative office, and filing cabinets and furniture and must also move the Public Works Director (County Engineer). He said that in order to accomplish this in 90 days it would cost since there was not space at the Justice Center and the taxpayers needed to know this would take new tax dollars to accomplish this move. He said it would increase the capital facilities and operating budget and he firmly believed there would not be any improved services or emergency services. Again, he said he would follow the law (and the Entrix report stated it would cost of millions of dollars).

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

Approval of Minutes

The Minutes of September 20, 2010 were approved.

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:

Commissioners

- a. State Administration Agreement w/Department of Revenue for 911 Excise Taxes
- b. Transportation Partnership Appointment Letter
- c. Red Mountain Interchange Funding

Human Services

- d. Line Item Transfer, Fund No. 0108-101, Dept. 560, 504 & 506

Juvenile

- e. Line Item Transfer, Fund No. 0115-101, Dept. 174
- f. Purchase Reimbursement Agreement w/WA State Administrative Office of the Courts
- g. Purchase of Public Safety Communication Equipment Off State Contract No. 02702
- h. Contract w/Benton County Emergency Services for Radio Services

Office of Public Defense

- i. Amended District Court Professional Services Contract w/M Poland

Public Works

- j. Vacation and Abandonment of Unimproved Road Right of Way of Christy Road
- k. Alternate Route for Piert Road Alignment

Superior Court

- l. Proclamation for National Adoption Day
- m. Interlocal Cooperative Agreement w/Administrative Office of the Courts

Other

- n. Time of Remembrance Proclamation

Prosser Planning Process

Mike Shuttleworth said that PEDA was working with the Association of Planning for Washington State on planning for the GAP Road area and they were asking for a letter of support from the County. He said the county Planning staff and city staff would participate in this process.

The Board agreed to sign a letter of support.

Justice Center Water Line Discussion

Roy Rogers discussed replacement of 350 feet of water pipe that runs through the Superior Court area. He said there had been increased leaks in the pipe that had been repaired and he recommended the Board move forward with replacing the water line at an approximate cost of \$40,000 in order to avoid a catastrophe.

The Board agreed with moving forward and requested that Mr. Rogers work with Mr. Sparks on the funding issue.

Vouchers

Check Date: 9/17/2010
Warrant #: 18495-18832
Taxes #: 0910
Total all funds: \$607,565.40

Check Date: 9/24/2010
Warrant #: 19261-19541
Taxes #: 09102
Total all funds: \$1,289,866.02

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

Resolutions

- 10-558 State Administration Agreement w/Department of Revenue for 911 Excise Taxes
- 10-559 Red Mountain Interchange Funding
- 10-560 Line Item Transfer, Fund No. 0108-101, Dept. 560, 504 & 506
- 10-561 Line Item Transfer, Fund No. 0115-101, Dept. 174
- 10-562 Purchase Reimbursement Agreement w/WA State Administrative Office of the Courts
- 10-563 Purchase of Public Safety Communication Equipment Off State Contract No. 02702
- 10-564 Contract w/Benton County Emergency Services for Radio Services
- 10-565 Amended District Court Professional Services Contract w/M Poland
- 10-566 Vacation and Abandonment of Unimproved Road Right of Way of Christy Road
- 10-567 Alternate Route for Piert Road Alignment
- 10-568 Proclamation for National Adoption Day
- 10-569 Interlocal Cooperative Agreement w/Administrative Office of the Courts
- 10-570 Time of Remembrance Proclamation

There being no further business before the Board, the meeting adjourned at approximately at 9:11 a.m.

Clerk of the Board

Chairman

a

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF A SERVICE AGREEMENT BETWEEN BENTON COUNTY AND ETERNAL REST PET SERVICES, INC. FOR CREMATION SERVICES FOR THE BENTON COUNTY ANIMAL CONTROL FACILITY

WHEREAS, Eternal Rest Pet Services, Inc. is a professional service that provides cremation services for domesticated animals; and

WHEREAS, the Benton County Animal Control Manager recommends entering into a service contract with Eternal Rest Pet Services, Inc. for animal cremation services which includes picking up euthanized animals on an "as needed" basis, cremating the euthanized animals at the Contractors facility, and disposing of the ashes; for a contract amount not to exceed \$13,000 including WSST; **NOW, THEREFORE**

BE IT RESOLVED, the Board of Benton County Commissioners, Benton County, Washington hereby concurs with the recommendation and authorizes the Chairman of the Board to sign the attached agreement between Benton County and Eternal Rest Pet Services, Inc. for a contract amount not to exceed \$13,000 including WSST; and

BE IT FURTHER RESOLVED, the contract shall commence on January 1, 2011 and terminate on December 31, 2011.

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

**PERSONAL 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 Eternal Rest Pet Services, Inc., with its principal offices at 102 Dow Road, Dallesport, WA 98617, (hereinafter "CONTRACTOR").

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

1. CONTRACT DOCUMENTS

This Contract consists of the following documents

- a. Terms and Conditions (this document)
- b. Exhibit A - Compensation Rates

2. DURATION OF CONTRACT

The term of this Contract shall begin January 1, 2011 and shall expire on December 31, 2011. The CONTRACTOR shall complete all work by the time(s) specified herein, or if no such time is otherwise specified, no later than the expiration date.

3. SERVICES PROVIDED

The CONTRACTOR shall perform the following services:

- a. "As needed" pet cremation services to include picking up euthanized pets on an "as needed" basis, cremating the euthanized pets at the CONTRACTOR's facility, and disposing of the ashes. COUNTY will store euthanized pets in a freezer until such a time when the CONTRACTOR can make arrangements to pick up the euthanized pets.
- b. The CONTRACTOR shall perform the work specified in this Contract according to standard industry practice.

4. CONTRACT REPRESENTATIVES

Each party to this Contract shall have a contract representative. Each party may change its representative upon providing written notice to the other party. The parties' representatives are as follows:

- a. For CONTRACTOR:

b

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 103

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 , 20

Chairman of the Board

Member

Member

Attest:
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

EXHIBIT A

**BENTON COUNTY
LINE ITEM TRANSFERS**

Resolution No. _____

DEPARTMENT: Board of Equalization

DEPARTMENT NO. 103

FUND NAME: Current Expense

FUND NO. 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
5K1240	1190	Secretary	\$800--	5K1240	4301	Travel	\$800--

EXPLANATION: These funds need to be transferred due to a high volume of appeals this Board year.

Prepared by: Peggy Brown **Date** 9.28-10

Approved

Date _____

Chairman

Chairman Pro Tem

Member

C

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF CONTRACT BETWEEN BENTON COUNTY AND GARDA CL NORTHWEST, INC.

BE IT RESOLVED, that the Board of Benton County Commissioners that this contract is effective from October 1, 2010 through October 1, 2011 and shall automatically renew thereafter from year to year until cancelled by either party.

Dated this _____ day of _____, 20__

Chairman of the Board

Member

Member

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

Attest: _____
Clerk of the Board

cc: Clerk, Auditor, R. Ozuna, Prosecutor, Garda CL Northwest
Original to Clerk

**FIRST AMENDMENT
TO ARMORED CAR SERVICE AGREEMENT**

This Agreement is effective as of the date executed by Garda CL Northwest, Inc, a Washington corporation formerly known as AT Systems Northwest, Inc. (hereinafter called "CARRIER") and Benton County, a political subdivision of the State of Washington, on behalf of the Benton County Clerk, whose address is 7122 W. Okanogan Pl., Kennewick, WA 99336 (hereinafter called "CUSTOMER").

WHEREAS, AT Systems Northwest, Inc. and CUSTOMER executed an agreement for armored car services on September 14, 2006, that was effective until August 9, 2007, and renewed thereafter from year to year until cancelled by either party (the "Agreement"); and

WHEREAS, AT Systems Northwest subsequently changed its name to Garda CL Northwest, Inc., and the parties have continued under the Agreement; and

WHEREAS, the parties' Agreement acknowledged CARRIER could adjust the fees for services set forth on Schedule A of the Agreement with advance notice, and CARRIER now wishes to implement such a fee adjustment.

NOW THEREFORE, in consideration of the mutual promises and covenants set forth below, the parties agree as follows:

1. PRICE ADJUSTMENT. CARRIER and CUSTOMER agree that the attached Schedule A shall replace and supercede the Schedule A attached to their September 14, 2006, Agreement effective as of October 1, 2010.
2. PROOF OF INSURANCE. CARRIER shall, within ten (10) days of the effective date of this amendment, furnish CUSTOMER'S Risk Manager with written evidence of continuing compliance with the insurance requirements of the Agreement.
3. REMAINING TERMS. All other terms of the parties September 14, 2006, Agreement shall remain in effect and be unaffected by this amendment.

IN WITNESS WHEREOF, the parties hereto intending to be bound have caused this amendment to be executed by their duly authorized representatives.

CARRIER

GARDA CL NORTHWEST, INC, a
Washington corporation

By: _____

(Printed Name)

Title: _____

CUSTOMER

BENTON COUNTY

By: _____

James Beaver

(Printed Name)

Title: Chairman Board of County Commissioner

Approved as to form:

Raymond L. Brown

d

<u>AGENDA ITEM</u>	<u>ACTION NEEDED</u>	<u>DISCUSSION TYPE</u>
Meeting Date: 04 Oct 2010 Subject: CPAT workshop Memo Date: 29 Oct 2010 Prepared By: AJF / MS Reviewed By:	Execute Contract Pass Resolution Pass Ordinance Pass Motion X Other	Consent Agenda X Public Hearing 1st Discussion 2nd Discussion Other

SUMMARY & BACKGROUND

At the September 27th Commissioner meeting, Mike Shuttleworth and Deb Heintz discussed an upcoming workshop to be held in Prosser and asked for a letter of support for the effort from Commissioners. I have worked with Mr. Shuttleworth to prepare that letter, which is attached for consideration.

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

September 28, 2010

Paula Reeves
Community Design Assistance Manager
Washington State Department of Transportation
ReevesP@wsdot.wa.gov

Kristian Kofoed, J.D.
Senior Urban Planner
City of Seattle, DPD
Kristian.Kofoed@seattle.gov

Deb Heintz
Executive Director
Prosser Economic Development Association
1230 Bennett Avenue
Prosser, Washington 99350

Re: 2010 Prosser Community Planning Assistance workshop

Dear Ms. Reeves, Mr. Kofoed, and Ms. Heintz:

Thank you for attending the September 27th, 2010 Board of County Commissioner's meeting and giving us an overview of the planning workshop that the Prosser Economic Development Association will be facilitating regarding the Gap Road and Interstate 82 interchange. The Benton Board of County Commissioners is supportive of these efforts and look forward to the results of the workshop.

We understand that the workshops will address a range of issues from zoning and land use to transportation connections and circulation; and will involve a broad cross-section of our community including service groups, local governments, utilities, businesses, non-profit organizations, and residents. We realize that a lot of organizational work goes into these projects and we appreciate your efforts.

Michael Shuttleworth, the Benton County Planning Manager will be attending the workshop. If you need addition information, please contact Mike at (509) 786-5612.

Sincerely,

BOARD OF COUNTY COMMISSIONERS

Jim Beaver, Chairman

cc: Benton County Planning Department

e

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF COUNTY FUNDS RE: TRANSFER OF FUNDS WITHIN
FAIRGROUNDS O&M FUND NUMBER 0124-101, 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

BENTON COUNTY LINE ITEM TRANSFER

Dept Name: Fairgrounds O&M

Dept Nbr: 000

Fund Name: Fairgrounds O&M

Fund Nbr: 0124-101

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
575,400	1905	Temporary Help	15,000	575,400	3135	Maintenance Repair Supplies	10,000
				575,400	4802	Repair/Maintenance	5,000
TOTAL				TOTAL			
\$15,000				\$15,000			

Explanation:
Transferring money to pay for additional repair/maintenance

Prepared by: Caroline Bowen

Date: 28-Sep-2010

Approved

Denied

Date: _____

Chairman

Member

Member

f

GENDA ITEM: Consent	TYPE OF ACTION NEEDED	CONSENT AGENDA <u>xx</u>
MEETING DATE: B/C 10-04-10 F/C 10-13-10	Executive Contract <u>xx</u>	PUBLIC HEARING
SUBJECT: Interagency Agreement ICA11075 with Administrative Office of the Courts for Court Interpreter Funding	Pass Resolution <u>xx</u>	1ST DISCUSSION
Prepared By: Donna A. Lee	Pass Ordinance _____	2ND DISCUSSION
Reviewed By: Sharon A. Paradis	Pass Motion _____	OTHER
	Other _____	

BACKGROUND INFORMATION

The State of Washington, Administrative Office of the Courts (AOC) is providing funds to the Benton-Franklin Counties Juvenile Justice Center (BFJJC) to improve the quality and availability of court interpreter services for Limited English Proficient (LEP), deaf and hard of hearing persons in accordance with RCW 2.242 and 2.43. The interpreter funding is targeted to reimburse Certified, Registered and Qualified Interpreters for interpreter services in accordance with the Interpreter Services Funding Requirements.

SUMMARY

From the period of July 1, 2009 through August 31, 2010, the Benton-Franklin Counties Juvenile Justice Center entered a similar agreement with Administrative Office of the Courts (AOC). The period of performance for this agreement is from July 1, 2010 through August 31, 2011.

RECOMMENDATION

We recommend that the Boards of Commissioners of Benton and Franklin Counties sign the Interagency Agreement #ICA11075 between the Benton-Franklin Counties Juvenile Justice Center and the State of Washington Administrative Office of the Courts.

FISCAL IMPACT

The reimbursed compensation from the Administrative Office of the Courts (AOC) is a maximum of \$14,984. The Counties' contracts with interpreters allows for the hourly compensation to increase only to the extent that additional AOC funding is available. In the absence of AOC funds, interpreter rates remain at \$40 per hour, which is included in the Juvenile Court budget so there is no unanticipated fiscal impact.

MOTION

I move 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 AOC Contract (ICA11075) between Benton-Franklin Counties Juvenile Justice Center and the State of Washington Administrative Office of the Courts.

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 BOARDS OF BENTON AND FRANKLIN COUNTY COMMISSIONERS ON THE INTERAGENCY AGREEMENT ICA11075 BETWEEN THE JUVENILE JUSTICE CENTER AND THE STATE OF WASHINGTON ADMINISTRATIVE OFFICE OF THE COURTS and

WHEREAS, Sharon A. Paradis, Administrator of the Juvenile Court, believes it is in the best interest of the Juvenile Justice Center that the Interagency Agreement between State of Washington Administrative Office of the Courts and Benton-Franklin Counties Juvenile Justice Center be approved as presented for a term commencing July 1, 2010 through August 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 Interagency Agreement.

DATED this 4th day of October 2010

DATED this 13th 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

INTERLOCAL COOPERATIVE AGREEMENT ICA11075
BETWEEN
STATE OF WASHINGTON
ADMINISTRATIVE OFFICE OF THE COURTS
AND
BENTON/FRANKLIN COUNTIES JUVENILE COURT

THIS AGREEMENT is entered into by and between the Administrative Office of the Courts (“AOC”) and BENTON/FRANKLIN COUNTIES JUVENILE COURT (“Contractor”/“Court”).

1. DEFINITIONS

For purposes of this contract, the following definitions shall apply:

- a. “Certified Interpreter” means an interpreter who is certified by the administrative office of the courts, as defined in RCW 2.43.020 (2). The names and contact information of certified interpreters are found, and incorporated herein by reference, at www.courts.wa.gov/programs_orgs/pos_interpret/.
- b. “Registered Interpreter” means an interpreter who is registered by the administrative office of the courts, as defined in RCW 2.43.020 (6). The names and contact information of registered interpreters are found, and incorporated herein by reference, at: www.courts.wa.gov/programs_orgs/pos_interpret/.
- c. “Qualified Interpreter” means a spoken language interpreter as defined in RCW 2.43.020 (5), or sign language interpreter as defined in RCW 2.42.110 (2).
- d. “Qualifying event” means a court interpreted event meeting any of the following criteria and the Funding Conditions found, and incorporated herein by reference, at: <http://inside.courts.wa.gov/index.cfm?fa=controller.showPage&folder=courtInterpreter&file=interpreterStateFunding> :
 - If the language interpreted is a language for which there are certified spoken language interpreters, the event was interpreted by a certified interpreter who was paid fifty dollars per hour.
 - If the language interpreted is a language for which there are registered spoken language interpreters, the event was interpreted by a registered interpreter who was paid fifty dollars per hour.
 - If the language interpreted is a language for which there are registered spoken language interpreters, and the court made diligent efforts to secure a registered interpreter yet none was reasonably available, and the event was interpreted by a qualified interpreter.
 - If the language interpreted is a language for which there are no certified or registered spoken language interpreters, the event was interpreted by a qualified interpreter.
 - If the event was interpreted by a qualified sign language interpreter.

AGENDA ITEM: Consent	TYPE OF ACTION NEEDED Executive Contract <u>xx</u> Pass Resolution <u>xx</u> Pass Ordinance Pass Motion Other	CONSENT AGENDA <u>xx</u> PUBLIC HEARING 1ST DISCUSSION 2ND DISCUSSION OTHER
MEETING DATE: B/C 10-04-10 F/C 10-13-10		
SUBJECT: Pass Through Monies for Extended Day Program Start-up Costs		
Prepared By: Donna A. Lee		
Reviewed By: Sharon Paradis		

BACKGROUND INFORMATION

As an outgrowth of the Building Bridges data, a population of students who need further academic and social supports in the form of an alternative schedule and specific personal and social responsibility training has been identified. The proposal is for a transitional program that dovetails the day program allowing students to fluidly change class schedules while continuing to earn credit.

SUMMARY

Under its MacArthur Foundation, Models for Change Grant, Benton and Franklin Counties are authorized to pass through Twenty Thousand Five Hundred Thirty Six Dollars and Eighty-Seven Cents (\$20,536.87) of grant funds it received from the MacArthur Foundation to Pasco School District to support the District's administrative program development costs for expanding its New Horizons afternoon/evening educational program.

RECOMMENDATION

We recommend that the Boards of County Commissioners of Benton and Franklin Counties sign the Contract with the Pasco School District.

FISCAL IMPACT

These are pass-through monies from the MacArthur Foundation that specifically authorize funds to be paid to Pasco School District for this extended Day Program.

MOTION

I move that the Chairman of the Board of Benton County Commissioners and the Chairman of the Board Franklin County Commissioners be hereby authorized to sign the contract with the Pasco 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 BOARDS OF BENTON AND FRANKLIN COUNTY COMMISSIONERS ON THE CONTRACT BETWEEN THE JUVENILE JUSTICE CENTER AND THE PASCO SCHOOL DISTRICT TO PROVIDE PASS THROUGH FUNDS FROM MACARTHUR FOUNDATION FOR ADMINISTRATIVE AND DEVELOPMENT COSTS FOR NEW HORIZONS HIGH SCHOOL EXTENDED DAY PROGRAM, and

WHEREAS, Sharon Paradis, Administrator of the Juvenile Court, believes it is in the best interest of the Juvenile Justice Center that the proposed Contract between the Juvenile Court and the Pasco School District be approved as presented for a term commencing September 1, 2010, and terminating on December 15, 2010, 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 hereby are authorized to sign, on behalf of their respective county, the Contract between the Juvenile Court and the Pasco School District shall be for a period commencing September 1, 2010, and terminating on December 15, 2010.

DATED this day 4th of October 2010

DATED this 13th 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

PERSONAL SERVICES CONTRACT BETWEEN BENTON-FRANKLIN COUNTIES JUVENILE JUSTICE CENTER AND PASCO SCHOOL DISTRICT

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 99336-1388, (hereinafter collectively referred to as "Counties"), and Pasco School District, with its principal offices at 1215 West Lewis Street, Pasco, WA 99301 (hereinafter referred to as the "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 September 1, 2010 through February 15, 2011. The District shall complete all work by the time(s) specified herein, or, if no such time is otherwise specified, no later than the expiration date.

2. SERVICES PROVIDED

- A. The District shall perform the services described in the Statement of Work set forth in Exhibit A, which is attached hereto and incorporated herein by reference.
- B. The District agrees to provide its own labor and materials. Unless otherwise provided in this Contract, no material, labor, or facilities will be furnished by the Counties.
- C. The District shall perform the work specified in this Contract according to standard industry practice.
- D. The District shall complete its work in a timely manner and in accordance with the schedule agreed by the parties.
- E. The District shall confer with the Counties from time to time during the progress of the work. The District shall prepare and present status reports and other

RESOLUTION

h

BENTON COUNTY RESOLUTION NO. _____

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF EXECUTING AN AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT, #BCSC0910SPS001 WITH ATTORNEY SHAWN P SANT (“ATTORNEY”) TO PROVIDE DEFENSE SERVICES TO INDIGENT DEFENDANTS IN BENTON COUNTY DISTRICT COURT.

WHEREAS, Attorney currently holds a professional services agreement through which he provides indigent defense services to defendants in Benton County Superior Court;

WHEREAS, as listed in the professional services agreement, Attorney is doing business as (“dba”) Mendoza Law Office;

WHEREAS, Attorney has now left Mendoza Law Office and has opened a law practice of his own and desires to have the said professional services agreement reflect this move and change of practice;

NOW THEREFORE, BE IT RESOLVED THAT the amendment, designated BCSC0910SPS001A, be executed as presented.

Dated this day of , 20

Chairman of the Board

Chairman Pro-Tem

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

Attest:
Clerk of the Board

**Amendment to Professional Services Agreement
#BCSC0910SPS001A
Between
Benton County and Shawn P Sant
To Provide Legal Representation to Indigent Persons
In Benton County District Court**

WHEREAS attorney Shawn P Sant (“Attorney”) has terminated his affiliation with Mendoza Law Office, PS, and therefore needs to modify the terms of the above referenced contract that direct payments for his services to Mendoza law Office, PS;

THEREFORE the underlying agreement shall be amended as follows:

The first paragraph in the agreement shall be amended by removing the portion of the first sentencing starting with “dba Mendoza Law Office” and ending with “WA, 99336.”

Subsection 2(a) shall be amended by replacing all the contact information with the following:

5025 Road 68, Suite G-102
Pasco, WA 99301
(509) 539-1175
santlaw@msn.com

All remaining provisions in the underlying agreement shall remain the same. Any conflict between the provisions of this Amendment and the provisions of the underlying agreement shall be resolved in favor of the language contained in this Amendment.

This amendment shall be designated with the following identifier: BCSC0910SPS001A

****Signatures on following page****

IN WITNESS WHEREOF, the parties hereto have entered into and executed this Amendment on the latest date set forth below:

Date: _____

Date: 9-22-10

Benton County

Attorney

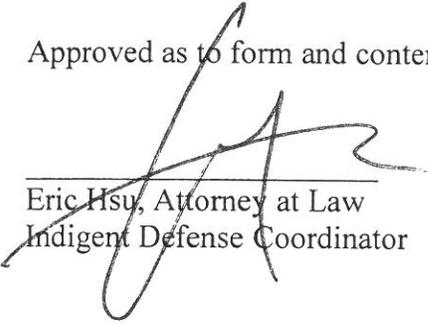
Chairman

S #35535

Commissioner

Commissioner

Approved as to form and content:



Eric Hsu, Attorney at Law
Indigent Defense Coordinator

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF AN AGREEMENT BETWEEN THE CITY OF PROSSER, CITY OF BENTON CITY AND BENTON COUNTY TO ALLOCATE SAFETEA-LU FUNDS

WHEREAS, the City of Benton City and the City of Prosser have signed an Interlocal Agreement with Benton County stating it is the desire of the agencies to share in an equitable distribution of SAFETEA-LU funds in rural Benton County, and

WHEREAS, the member agencies are authorized and empowered to enter into this agreement pursuant to RCW 39.34, and

WHEREAS, the attached Interlocal Agreement has been reviewed by Benton County Public Works and has Approved as to Form by the Benton County Prosecuting Attorney's Office and is recommended for approval, NOW, THEREFORE,

BE IT RESOLVED that the Interlocal Agreement by and between the City of Prosser, City of Benton City and Benton County for the distribution of SAFETEA-LU rural funds is hereby approved and the Chairman is authorized to sign said agreement.

Dated this 4th day October 2010.

Chairman

Chairman Pro-Tem

Member

Attest: _____
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

SWB

Return to: Benton County Engineer
P.O. Box 1001
Prosser, WA 99350

**Interlocal Agreement
for the
Federal Surface Transportation
Program – Rural Money**

THIS AGREEMENT is made and entered into by and between the member agencies of the State of Washington, as defined below, pursuant to the Interlocal Cooperation Act of 1967, Chapter 39.34 R.C.W..

Definitions

For the purpose of this interlocal agreement and all other agreements, contracts and documents executed, adopted or approved pursuant to this agreement, the following terms shall have meaning prescribed to them with this section unless the context of their use dictates otherwise:

- (1) Member agency shall mean any local government which is signatory or becomes signatory to this interlocal agreement and is a County and City within the region;
- (2) State shall mean the State of Washington;
- (3) Region shall mean the rural area of Benton County as designated by the Federal Highway Administration (FHWA);
- (4) STP funds shall mean the federal funds allocated by the State to the Regional Transportation Planning Organization (RTPO) for the Rural Benton County for years 2010 and 2011;

- (5) RTPO shall mean the Benton-Franklin Council of Governments (BFCOG);
- (6) City shall mean the City of Benton City and the City of Prosser

Recital

WHEREAS, the member agencies recognize the need and desirability to participate in cooperative decision making by elected officials of said agencies in order to comply with the requirements of the Federal Surface Transportation Program - Rural Money, concerning the utilization of federally provided transportation revenues; and

WHEREAS, the member agencies are eligible to compete for STP funds provided to the region through the State and RTPO; and

WHEREAS, the member agencies desire interlocal agreements to equitably distribute Federal Surface Transportation Program - Rural Money in rural Benton County; and

WHEREAS, Benton County is willing to fund a Fuel Tax Redistribution Schedule through the voluntary association of local governments within the region; and

WHEREAS, it is the belief of the member agencies that STP transportation revenue policy receive direction from all local governments; and

WHEREAS, the member agencies are authorized and empowered to enter into this agreement pursuant to Chapter 39.34 R.C.W.;

THEREFORE, in consideration of mutual promises and covenants contained herein it is hereby agreed:

1. **Fuel Tax Redistribution Schedules:** The Fuel Tax Redistribution Schedule shall be in accordance with the following schedule: Seventy five percent (75%) of the money received shall go to Benton County. The remaining twenty five percent (25%) shall be distributed to Prosser and Benton City. Prosser shall receive 66.67% of the 25% and Benton City shall receive 33.33% of the 25%. Benton County shall make a single disbursement to each city as calculated above, based upon the Rural Benton County STP allotment.
2. **STP Project Funds:** No city shall submit any project application to the BFCOG for consideration or authorization for the STP funds allocated to Rural Benton County. Benton County shall be the only agency within the region allowed to submit projects to the BFCOG for authorization and obligation of Rural Benton County STP funds.

3. **STP Region Administration:** BFCOG shall allocate and disburse all STP funds allocated to the region during the term of this agreement to Benton County.
4. **Benton County Funds:** The cities will receive Benton County funds and are not subject to federal expenditure rules or regulations. Benton County funds must be used for street, highway, or road purposes only.
5. **Interlocal Cooperation Act Provisions:** All vehicles, equipment, inventory and any improvement thereon or fixtures purchased by the City shall remain the sole property of the City. All vehicles, equipment, inventory purchased by the County shall remain the sole property of the County. All personnel utilized by the City in the fulfillment of this Agreement shall be solely within the supervision, direction, and control of the City and shall not be construed as “loan servants” or employees of the County. All funding incident to the fulfillment of this Interlocal Agreement shall be the sole responsibility of the County. All funding incident to the City’s vehicles, equipment, inventory and maintenance operation expenses as provided in this Agreement, shall be the sole responsibility of the City. No special budget or funds are anticipated, nor shall be created. It is not intended that a separate legal entity be established to conduct this cooperative undertaking, nor is the acquiring, holding, or disposing of real or personal property other than as specifically provided within the terms of this Agreement, anticipated. The Chairman of the Board of County Commissioners for Benton County, Washington shall be designated as the Administrator of this Interlocal Agreement.
6. **Term of this Agreement:** This agreement shall include the remaining term of SAFETEA-LU period to December 31, 2011. No member city shall have the right to withdraw from this agreement. .
7. **Effective Date:** This agreement shall have full force and effect from and after the date Benton County and each and every city within the region become signatories.
8. **Listing of Member Agencies:** Benton County and the following cities lying wholly within Benton County rural area are member agencies: Prosser and Benton City.
9. **Filing of Agreement:** A copy of this Agreement shall be filed in accordance with RCW 39.34.040.

APPROVALS

City of Prosser:

Paul W. Anderson
Mayor

9-15-2010
Date

Approved as to Form:

[Signature]
City Attorney

9-15-2010
Date:

City of Benton City:

Lloyd R. Chonka
Mayor

9-8-10
Date

Approved as to Form:

[Signature] #39345 for: feathers
City Attorney

9/7/10
Date

Benton County:

Chairman, Board of County Commissioners

Date

Approved as to Form:

Knolly
Deputy Prosecuting Attorney

j

R E S O L U T I O N

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF COUNTY ROADS RE: LESLIE ROAD IMPROVEMENTS -
JOINT AGREEMENT BY AND BETWEEN CITY OF RICHLAND, CITY OF
KENNEWICK, AND BENTON COUNTY

WHEREAS, a Joint Agreement by and between the City of Richland,
City of Kennewick, and Benton County was approved by the Board on
December 6, 2004; and

WHEREAS, the City of Richland has proposed an Amendment to said
Agreement which replaces Item 14 and adds Items 15 through 20 for
the purpose of executing a petition for the Leslie Road railroad
crossing; and

WHEREAS, the Benton County Engineer recommends approval of said
Amendment; NOW, THEREFORE,

BE IT RESOLVED that the Amendment 2 to the Joint Agreement by
and between the City of Richland, City of Kennewick, and Benton
County be hereby approved and the Chairman shall sign said
Agreement on behalf of Benton County.

Dated this 4th 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.

MJB:slc

**AMENDMENT NO. 2 TO
JOINT AGREEMENT BETWEEN THE CITIES OF RICHLAND AND
KENNEWICK AND BENTON COUNTY FOR LESLIE ROAD IMPROVEMENTS**

THIS AMENDMENT to that certain Joint Agreement which is dated the 21st day of December, 2004, among the City of Richland, Washington, (hereinafter called RICHLAND) and the City of Kennewick, Washington, (hereinafter called KENNEWICK) and Benton County, Washington (hereinafter called COUNTY) all political subdivisions in the State of Washington (collectively hereinafter referred to as the PARTIES), is made this _____day of _____, 2010

WHEREAS, the PARTIES have, pursuant to RCW 39.94, Interlocal Cooperation Act and RCW 47.28.140, Agreements to Benefit or Improve Highways, Roads, Streets and Establish Urban Public Transportation Systems, agreed to exercise their powers jointly to provide for the Leslie Road Improvements Project to be administered by RICHLAND; and

WHEREAS, the PARTIES by their respective legislative bodies have determined that certain amendments to the Joint Agreement are warranted, now, therefore and in consideration of the mutual covenants contained therein, said Joint Agreement is amended as follows:

Replace item 14 with:

14. RICHLAND agrees to make its best efforts to contract for the remaining construction needed between Clearwater Avenue and Reata Road no later than July 1, 2011.

Add items 15 to 20 as follows:

15. RICHLAND shall prepare and COUNTY agrees to be named as a petitioner with RICHLAND for a railroad grade crossing reconstruction petition to be submitted to the Washington Utilities and Transportation Commission, for the Leslie Road crossing (USDOT # 104566M).
16. COUNTY agrees to sign and execute a Grade Crossing Construction and Maintenance Agreement, ("GCCMA") a copy of which is attached as attachment "A," with BNSF Railway Company ("BNSF") for the reconstruction of the Leslie Road crossing.
17. RICHLAND shall be responsible for all of the County's obligations and costs associated with the GCCMA, including but not limited to, the acquisition of temporary and permanent easements from BNSF, performance of specified work, compliance with provisions of the GCCMA

to indemnify, defend and hold BNSF harmless, and reimbursement of actual costs BNSF may incur to construct the upgraded crossing.

18. After completion and acceptance of construction of the Leslie Road Improvements project and expiration of subsequent warranty period, COUNTY and KENNEWICK agree to assume normal operation and maintenance responsibilities for Clearwater Avenue and Leslie Road within their jurisdictional boundaries.
19. Every five years RICHLAND and KENNEWICK shall prepare updated 20-year traffic volumes and 95th percentile queuing analysis report for the intersection of Clearwater Avenue and Leslie Road and submit said report to the BNSF. Traffic volumes shall be developed using the latest 20-year regional traffic model forecast from the Benton-Franklin Council of Governments. RICHLAND shall prepare the volumes and analysis report for years ending in zero (i.e., 2010, 2020, etc) and KENNEWICK shall prepare the volumes and analysis for years ending in five (i.e., 2015, 2025, etc).
20. The costs for any future improvements or mitigation required as a result of the 95th percentile queuing analysis reports shall be shared by RICHLAND and KENNEWICK.

This Amendment approved by the PARTIES, party to the Joint Agreement, the day and year first written above:

CITY OF RICHLAND

CITY OF KENNEWICK

BY: _____
Cindy Johnson, City Manager

BY: _____
Steve C. Young, Mayor

ATTEST:

Debby Barham, Deputy City Clerk

Valerie J. Loffler, City Clerk

APPROVED AS TO FORM:

Thomas Lampson, City Attorney

Lisa Beaton, City Attorney

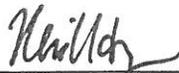
BENTON COUNTY

BY: _____
James Beaver, Chairman
Board of County Commissioners

ATTEST:

Cami McKenzie, Clerk of the Board

APPROVED AS TO FORM:



Reid Hay
Deputy Prosecuting Attorney

K

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF COUNTY ROADS, RE: LESLIE ROAD IMPROVEMENTS – BURLINGTON NORTHERN SANTA FE RAILROAD CROSSING, CE 1921 CRP

WHEREAS, Benton County, jointly with the City of Kennewick and City of Richland, are proposing to reconstruct the Leslie Road crossing at the Burlington Northern Santa Fe (BNSF) Railroad tracks, and

WHEREAS, prior to any construction work taking place within the BNSF right of way, the County must obtain a “Grade Crossing Construction and Maintenance Agreement” from BNSF, and

WHEREAS, said agreement has been presented to the County by BNSF for signature and has been approved as to form by the Prosecuting Attorney’s Office, NOW, THEREFORE,

BE IT RESOLVED that the Chairman of the Board of County Commissioners be authorized to sign said agreement on behalf of Benton County.

BE IT FURTHER RESOLVED that the agreement be forwarded to BNSF for final approval.

Dated this 4th day of October 2010.

Chairman

Chairman Pro-Tem

Member

Attest: _____
Clerk of the Board

Constituting the Board of County
Commissioners of Benton County,
Washington

MJB:slc

GRADE CROSSING CONSTRUCTION AND MAINTENANCE AGREEMENT

Leslie Road
U.S. D.O.T. No. 104566M
Railroad Line Segment 48
Railroad Milepost 10.94

This Agreement ("**Agreement**"), is executed to be effective as of this _____ day of _____, 20____ ("**Effective Date**"), by and between BNSF RAILWAY COMPANY, a Delaware corporation ("**BNSF**"), and the COUNTY OF BENTON, a political subdivision of the State of Washington ("**Agency**").

RECITALS:

WHEREAS, BNSF owns and operates a line of railroad in and through the County of Benton, State of Washington;

WHEREAS, in the interest of aiding vehicular travel and public safety, the Agency is undertaking a project to improve the existing Leslie Road at-grade crossing, located at BNSF Line Segment 48 and Milepost 10.94, and designated by D.O.T. No. 104566M, by reconstructing and widening the roadway and installing railroad crossing signals and activation equipment within the existing roadway easement across the BNSF right-of-way as indicated on the Exhibit A, attached hereto and incorporated herein;

WHEREAS, the parties agree that BNSF will receive no ascertainable benefit from the installation of advance warning signs, pavement marking stop bars or crossing signal equipment (hereinafter collectively called, "Crossing Signal Equipment");

WHEREAS, the Agency also desires BNSF to install a new crossing surface at Leslie Road with a new concrete and rubber crossing surface;

WHEREAS, the Agency is paying for the acquisition and installation of crossing signal equipment and the new crossing surface at Leslie Road; and

WHEREAS, BNSF agrees to purchase and install, at Agency's sole expense, the crossing signal equipment and the new crossing surface described in the scope of work herein, and upon the terms and conditions set forth below.

NOW, THEREFORE, in consideration of the mutual covenants and agreements of the parties contained herein, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

ARTICLE I – SCOPE OF WORK

1. The term "**Project**" as used herein includes any and all work related to the reconstruction and widening of Leslie Road by the Agency and installation of crossing signals, activation equipment, and a new crossing surface at U.S. D.O.T No. 104566M, (hereinafter referred to as the "**Crossing**") by BNSF, more particularly described on Exhibit A, including, but not limited to, any and all changes to telephone, telegraph, signal and electrical lines and appurtenances, temporary and permanent track work, fencing, grading, alterations to or new construction of drainage facilities, preliminary and construction engineering and contract preparation.

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, SHERIFF PATROL
DEPARTMENT NUMBER 121.

BE IT RESOLVED, by the Board of Benton County Commissioners, that 2010
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

BENTON COUNTY LINE ITEM TRANSFER

Dept Name: Sheriff Patrol Dept Nbr: 121
 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
521.210	1464	Deputy	\$13,300	521.210	1569	Deputy	\$19,000
521.210	1454	Deputy	5,700				
TOTAL			\$19,000	TOTAL			\$19,000

Explanation:
 Line item transfer is needed to fund a temporary deputy position from October 1, 2010 through December 31, 2010. This position will be absorbed during January 2011 by a position that will be vacant do to a retirement that was officially announced during September 2010.

Prepared by: Julie Thompson Date: 28-Sep-2010
 Approved Denied Date: _____

 Chairman

 Member

 Member

m

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF AUTHORIZING AMMUNITION PURCHASES FROM LARSEN FIREARMS FOR THE BENTON COUNTY SHERIFF'S OFFICE, CURRENT EXPENSE FUND NUMBER 0000-101, DEPARTMENT 121

WHEREAS, per resolution 09-812, "if any county department other than Public Works desires to purchase or lease from a vendor on Benton County's vendor list and not advertise and solicit formal sealed bids, it shall secure written quotes from at least three (3) different vendors on the vendor list, unless the product is such that it is not reasonable to obtain three price quotes"; and

WHEREAS, the Benton County Sheriff's Office consulted the vendors list and found that there were only one company on the vendors list that offered the LWRC rifles; and

WHEREAS, the Patrol Lieutenant attempted to locate other distributors that supply the LWRC rifles and determined that their were only two distributor's in the Northwest that have the rifles available; and

WHEREAS, the Benton County Sheriff's Office solicited the following companies to provide a quote for ammunition; and

Larsen Firearms, Pasco, WA (see attached quote)
McHPS.com (see attached quote)

WHEREAS, after reviewing the attached quotes and following proper procedure, it was determined that Larsen Firearms is the only one to meet the vendor list requirement and offered the LWRC rifles at a lower cost; and

WHEREAS, the Patrol Lieutenant has reviewed the quotes for completeness and recommends purchasing LWRC rifles from Larsen Firearms; **NOW THEREFORE**,

BE IT RESOLVED, the Board of Benton County Commissioners, Benton County Washington, concurs with the Patrol Lieutenant's recommendation and hereby authorizes the purchase of the LWRC rifles from Larsen Firearms in an amount not to exceed \$8,300 including WSST.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

Orig: Sheriff's Office
cc: Auditor, Purchase file

Prepared by: J. Thompson

n

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF REDUCING THE SHERIFF'S CRIMINAL INVESTIGATIVE INFORMATION REVOLVING FUND FROM THE ESTABLISHED AMOUNT OF \$1,000 TO \$500.

WHEREAS, Resolution 92 053 established the Sheriff's Criminal Investigative Revolving fund for the purpose of developing non-narcotic investigative information; and

WHEREAS, the Sheriff's Office has determined that there is not a need to have the established amount of \$1,000; and

WHEREAS, the Sheriff's Office request to reduce the Sheriff's Criminal Investigative Information Revolving Fund to the amount of \$500; **NOW, THEREFORE**,

BE IT RESOLVED that the Sheriff's Criminal Investigative Information Revolving Fund be reduced to the amount of \$500 for the payment of information required for criminal investigative work; and

BE IT FURTHER RESOLVED that the Patrol Administrative Lieutenant be the custodian of said fund.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

JOINT RESOLUTION

9:05

BENTON COUNTY RESOLUTION NO. _____

FRANKLIN COUNTY RESOLUTION NO. _____

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

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL REVISION IN THE AMOUNT OF \$13,765 TO THE 2010 BENTON/FRANKLIN COUNTIES JUVENILE FUND NO. 0115-101, DEPARTMENT 171

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

BE IT RESOLVED, by the Boards of Commissioners of Benton and Franklin Counties, that a supplemental appropriation to the 2010 Benton-Franklin Counties Juvenile Fund No. 0115-101, Department 171, budget in the amount of \$13,765 be approved per the attached request.

DATED this _____ day of October 2010
BENTON COUNTY BOARD OF
COMMISSIONERS

DATED this _____ day of October 2010
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 BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 115, BUDGET IN THE AMOUNT OF \$5,856

WHEREAS, the Commissioners' Office has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 115, budget in the amount of \$5,856; and said supplement is Benton 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 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 115, budget in the amount of \$5,856 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

JOINT RESOLUTION

BENTON COUNTY RESOLUTION NO. _____

FRANKLIN COUNTY RESOLUTION NO. _____

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

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL REVISION IN THE AMOUNT OF \$61,685 TO THE 2010 BENTON/FRANKLIN COUNTIES JUVENILE FUND NO. 0115-101, DEPARTMENT 172

WHEREAS, the Benton-Franklin Juvenile Justice Center has requested a supplemental appropriation to the Benton-Franklin Counties Juvenile Fund No. 0115-101, Department 172, 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, 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; **NOW THEREFORE**

BE IT RESOLVED, by the Boards of Commissioners of Benton and Franklin Counties, that a supplemental appropriation to the 2010 Benton-Franklin Counties Juvenile Fund No. 0115-101, Department 172, budget in the amount of \$61,685 be approved per the attached request.

DATED this _____ day of October 2010
BENTON COUNTY BOARD OF COMMISSIONERS

DATED this _____ day of October 2010
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 BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 115, BUDGET IN THE AMOUNT OF \$44,413

WHEREAS, the Commissioners' Office has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 115, budget in the amount of \$44,413; and said supplement is Benton County's portion of the replacement of the 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 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 115, budget in the amount of \$44,413 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION

Fund Name: **Current expense**
Dept Name: **Non-Departmental**

Fund Number: **0000101**
Dept Number: **115**

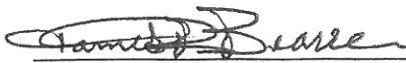
Request Summary

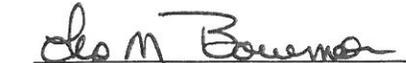
Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
597.100.9910	Juvenile Center	44,413	3,573,809
Total Supplement		\$44,413	

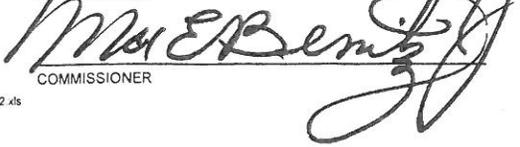
Revenue		
Fund Number	Item Name	Amount
288.00	Fund Balance	44,413
Total Revenue		\$44,413

Basis for Supplement (Attach Documentation as Appropriate):
Corresponding supplement request for Juveniles request for replacement of electrical panels, computer and software upgrade that controls the lights and electrical doors in the detention facility. Project was approved in 2009, but due to communication issues with the manufacturer, supplier, and contractor, the project wasn't completed.

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

- Approved for Hearing
- Denied

Review Notes: _____

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 136, BUDGET IN THE AMOUNT OF \$287,651

WHEREAS, the Office of Public Defense has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 136, budget in the amount of \$287,651; and said supplement is for additional costs associated with the new walk-in arraignment representation program as well as the murder trial State v. Sisouvanh; and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 136, budget in the amount of \$287,651 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 121, BUDGET IN THE AMOUNT OF \$23,474

WHEREAS, the Sheriff's Office has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 121, budget in the amount of \$23,474; and said supplement is for the increase in user fee costs for the EDC-800 MHZ system; and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 121, budget in the amount of \$23,474 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

Commissioners' Date Stamp:

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Current Expense**
Dept Name: **Sheriff Patrol**

Fund Number: **0000-101**
Dept Number: **121**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
521.210.5119	EDC-800 MHZ User Fees	23,474	38,595
Total Supplement		\$23,474	

Revenue		
Fund Number	Item Name	Amount
288.00.0001	Beginning Fund Balance	23,474
Total Revenue		\$23,474

Basis for Supplement:

The EDC-800 MHZ User Fees is a mandated cost driven by contract. The 2010 budgeted figures is based off of 2009 fees of \$12 a month fee per radio versus the \$23.50 fee charged to the Sheriff's Office. In addition, the number of radios has increased as well which compounded the problem.

Review Comments

Commissioners: _____

Auditor's Office: _____

Commissioners


CHAIRMAN


COMMISSIONER

COMMISSIONER

Approved for Hearing

Denied

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 121, BUDGET IN THE AMOUNT OF \$4,180

WHEREAS, the Sheriff's Office has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 121, budget in the amount of \$4,180 for one Itronix Notebook Computer that was not received by the December 31, 2009 deadline to qualify as a 2009 expenditure; and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 121, budget in the amount of \$4,180 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

Commissioners' Date Stamp:

TRANSMITTAL REQUEST FOR SUPPLEMENTAL APPROPRIATION

Fund Name: **Current Expense**
Dept Name: **Sheriff Patrol**

Fund Number: **0000-101**
Dept Number: **121**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
521.210.9305	Computer Hardware	4,180	4,180
Total Supplement		\$4,180	

Revenue		
Fund Number	Item Name	Amount
288.00.0001	Beginning Fund Balance	4,180
Total Revenue		\$4,180

Basis for Supplement:
Supplement is needed do to 1 Itronix Notebook Computer was not delivered by the December 31, 2009 to qualify as a 2009 expenditure. The amount was left in the 9305 line item at the end of 2009.

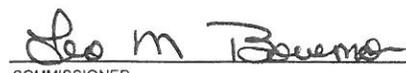
Review Comments

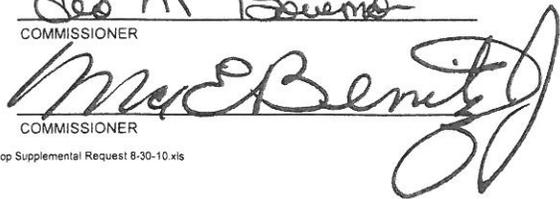
Commissioners: _____

Auditor's Office: _____

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

- Approved for Hearing
- Denied

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 115, BUDGET IN THE AMOUNT OF \$5,662,083

WHEREAS, the Commissioners' Office has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 115, budget in the amount of \$5,662,083; and said supplement is in accordance with the budget policies and procedures set forth by Resolution 09-102, any cash carry forward that would bring the Current Expense fund 0000-101 in excess of 13% of the current year's operating budget may be transferred; and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 115, budget in the amount of \$5,662,083 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

Orig Commissioners
cc: Auditor,

Prepared by: K Mercer

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 121, BUDGET IN THE AMOUNT OF \$64,165

WHEREAS, the Sheriff's Office has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 121, budget in the amount of \$64,165; and said supplement is for expenditures associated with monitoring registered sex offenders in Benton County; and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 121, budget in the amount of \$64,165 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Current Expense**
Dept Name: **Sheriff - Patrol**

Fund Number: **0000-101**
Dept Number: **121**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
521.931.1562	Detective	34,378	85,945
521.931.1925	Overtime	500	1,000
521.931.2102	Social Security (FICA)	2,630	6,735
521.931.2103	Medical Insurance	5,511	13,895
521.931.2104	Retirement	1,802	4,615
521.931.2105	Uniforms	250	500
521.931.3103	Oil & Lubricants	3,000	4,500
521.931.3106	Operating Supplies	6,100	7,100
521.931.4102	Contract Services	6,000	7,000
521.931.4103	Professional Services	1,000	1,000
521.931.4301	Travel	812	1,312
521.931.4905	Training	500	700
521.931.4906	Print/Bindery	1,000	1,000
521.931.5119	EDC - 800 MHZ User Fees	72	144
521.931.9908	Accumulated Leave	610	1,249
Total Supplement		\$64,165	

Revenue		
Fund Number	Item Name	Amount
334.01.1001	WASPC Sex Offender	64,165
Total Revenue		\$64,165

Basis for Supplement:

The Benton County Sheriff's Office receives funding through Washington Association of Sheriffs and Police Chiefs (WASPC) to be used to monitor registered sex offenders in Benton County which was approved per Resolution 10 417. A line item transfer was approved (Resolution 10 414) in July allowing for funds to be moved from the holiday line item in Patrol to fund the detective position until the scheduled supplements. This line item transfer will be reversed once the supplement is approved.

Review Comments

Commissioners: _____

 Auditor's Office: _____

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

Approved for Hearing

Denied

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 121, BUDGET IN THE AMOUNT OF \$8,317

WHEREAS, the Sheriff's Office has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 121, budget in the amount of \$8,317; and said supplement is for expenditures related to the 2010 Justice Assistance Grant (JAG); and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 121, budget in the amount of \$8,317 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

Commissioners' Date Stamp:

TRANSMITTAL REQUEST FOR SUPPLEMENTAL APPROPRIATION

Fund Name: **Current Expense**
Dept Name: **Sheriff Patrol**

Fund Number: **0000-101**
Dept Number: **121**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
521.940.3501	Small Item Equipment	8,317	8,317
Total Supplement		\$8,317	

Revenue		
Fund Number	Item Name	Amount
333.16.7103	Jag City of Kennewick	8,317
Total Revenue		\$8,317

Basis for Supplement:

Resolution 10 300 authorized the Benton County Sheriff's Office to participate in submitting a JAG grant application in which if awarded, Benton County would receive \$8,317 to use towards items outlined in the grant application narrative. The grant was awarded and the Benton County Sheriff's Office has received authorization to purchase the items listed in the grant narrative and request reimbursement from the City of Kennewick.

Review Comments

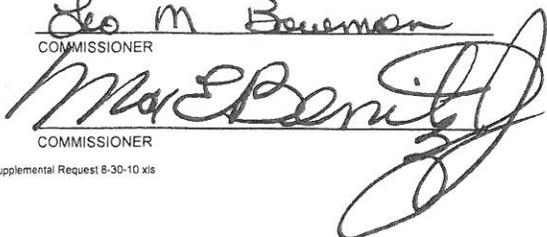
Commissioners: _____

Auditor's Office: _____

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

Approved for Hearing

Denied

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 CURRENT EXPENSE FUND NO. 0000-101, DEPARTMENT 123, BUDGET IN THE AMOUNT OF \$2,505

WHEREAS, Superior Court has requested a supplemental appropriation to the Current Expense Fund No. 0000-101, Department 123, budget in the amount of \$2,505; and said supplement is for one desktop computer, one laptop computer, and one printer; and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Current Expense Fund No. 0000-101, Department 123, budget in the amount of \$2,505 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

Commissioners' Date Stamp:

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Current Expense**
Dept Name: **Superior Court**

Fund Number: **0000-101**
Dept Number: **123**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
512.210.3507	Computers	2,505	2,505
Total Supplement		\$2,505	

Revenue		
BARS Number	Item Name	Amount
334.01.2007	Superior Court Computer Replacement - AOC	2,505
Total Revenue		\$2,505

Basis for Supplement (Attach Documentation as Appropriate):
 The Administrative Office of the Courts provides computers to the Superior Court on a replacement program similar to the Benton County Computer Replacement Program. During 2010 the Superior Court qualified for one desktop computer, one laptop computer and one printer totalling \$2,505.00. The court will receive full reimbursement from the Administrative Office for the Courts for the purchase of the computers and printer.

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

- Approved for Hearing
- Denied

Review Notes: _____

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 NOXIOUS WEED CONTROL FUND NO. 0134-101 BUDGET IN THE AMOUNT OF \$24,809

WHEREAS, Noxious Weed Control has requested a supplemental appropriation to the Noxious Weed Control Fund No. 0134-101 budget in the amount of \$24,809; and said supplement is for professional services for the State Department of Ecology grant entitled "Flowering Rush Control"; and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Noxious Weed Control Fund No. 0134-101 budget in the amount of \$24,809 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

Commissioners' Date Stamp:

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Noxious Weed**

Fund Number: **0134-101**

Dept Name:

Dept Number: **000**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
531.601.1905	Temporary Help	5,280	18,280
531.601.2102	Social Security (FICA)	404	1,399
531.601.3106	Operating Supplies	300	300
531.601.3117	Chemicals	472	472
531.601.3501	Small Item-Equipment	2,128	2,128
531.601.4102	Contract Services	12,800	12,800
531.601.4201	Postage	100	100
531.601.4301	Travel	3,000	3,000
531.601.4401	Advertising	300	300
531.601.4908	Licenses & Special Fees	25	25
Total Supplement		\$24,809	

Revenue

BARS Number	Item Name	Amount
334.03.1013	Flowering Rush - Yakima	24,809
Total Revenue		\$24,809

Basis for Supplement (Attach Documentation as Appropriate):

On 9-28-09, the Noxious Weed Control Fund was awarded a supplemental appropriation in the amount of \$19,125 by the Board per Resolution 09-662 for the "Flowering Rush Control" Department of Ecology grant. This is a 3-year grant worth \$48,500 and expires June 30, 2012. The Benton County Weed Board was verbally notified on July 15, 2009 that they received the grant; however, the official notification wasn't received until November 2009. Due to the late official notification, no revenue was received or expenditures expended in 2009 and the revenue and expenditures were not included in the 2010 budget.

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

- Approved for Hearing
 Denied

Review Notes: _____

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATION TO THE 2010 ELECTION RESERVE FUND NO. 0111-101 BUDGET IN THE AMOUNT OF \$35,772

WHEREAS, the Auditor's Office has requested a supplemental appropriation to the Election Reserve Fund No. 0111-101 budget in the amount of \$35,772; and said supplement is for expenditures related to the 2010 Help America Vote Act (HAVA) Grant; and

WHEREAS, a public hearing was held 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 Board finds said supplement to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that a supplemental appropriation to the 2010 Election Reserve Fund No. 0111-101 budget in the amount of \$35,772 be approved per the attached request.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Election Reserve**
 Dept Name: **Election Reserve**

Fund Number: **0111101**
 Dept Number: **N/A**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
594.110.6401	Capital Outlay	35,772	35,772
Total Supplement		\$35,772	

Revenue		
Fund Number	Item Name	Amount
333.90.4010	HAVA Grant	35,772
Total Revenue		\$35,772

Basis for Supplement:

Please see attached Resolution No. 10-271, referencing receipt of HAVA grant. We requested a line item transfer from our Professional Services line item to cover the purchase of the scanners. A supplement is needed to Capital Outlay. These funds will then be transferred back to Professional Services.

Review Comments

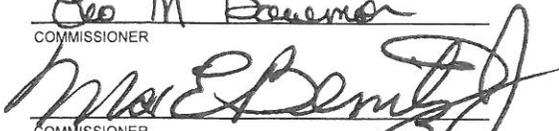
Commissioners: _____

 Auditor's Office: _____

Commissioners


 CHAIRMAN


 COMMISSIONER


 COMMISSIONER

Approved for Hearing

Denied

RESOLUTION

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF COUNTY BUDGETS RE: SUPPLEMENTAL APPROPRIATIONS TO THE 2010 CENTRAL SERVICES FUND NO. 0502-101 BUDGET IN THE AMOUNT OF \$137,960

WHEREAS, the Central Services Manager has requested supplemental appropriations to the Central Services Fund No. 0502-101 budget in the amount of \$137,960 for various computer and software purchases as well as the revised lease payment for the new phone system that was installed in the Jail; and

WHEREAS, a public hearing was held 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 supplements; and

WHEREAS, the Board finds said supplements to be in the best interest of the citizens of Benton County; **NOW THEREFORE**

BE IT RESOLVED, by the Board of Benton County Commissioners, Benton County, Washington, that the supplemental appropriations to the 2010 Central Services Fund No. 0502-101 budget in the amount of \$137,960 be approved per the attached requests.

Dated this _____ day of _____, 2010.

Chairman of the Board

Member

Member

Constituting the Board of Commissioners
of Benton County, Washington.

Attest.....
Clerk of the Board

TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION

Fund Name: **Central Services**
Dept Name: **Central Services**

Fund Number: **0502**
Dept Number: **000**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
518.400.3507	New Computer Equipment - Non-Capital	4,180	26,360
Total Supplement		\$4,180	

Revenue		
Fund Number	Item Name	Amount
348.80.0121	Sheriff - Patrol	4,180
Total Revenue		\$4,180

Basis for Supplement (Attach Documentation as Appropriate):
 This supplemental corresponds with one from the Sheriff. An Itronix laptop purchase was approved in 2009. The purchase was made on 14-Dec-2009, however the unit did not arrive until 4-Jan-2010. The Auditor office would not process the invoice from 2009 funds, because the equipment was not received until 2010.

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

- Approved for Hearing
- Denied

Review Notes: _____

Commissioners' Date Stamp

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Central Services**
Dept Name: **Central Services**

Fund Number: **0502**
Dept Number: **000**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
591.180.8003	Debt Service	47,500	118,440
Total Supplement		\$47,500	

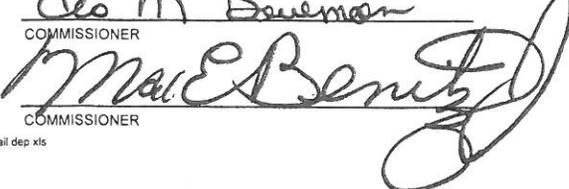
Revenue		
Fund Number	Item Name	Amount
348.80.0122	Jail Depreciation	47,500
Total Revenue		\$47,500

Basis for Supplement (Attach Documentation as Appropriate):
 The new Jail Wireless system was awarded to Embarq in Oct-2008. Due to some delays with subcontractors, the project was not completed until late in 2009. The initial budget estimate was put into the 2009 budget as a place holder, but no expenses were billed to the Jail Depreciation fund. Since the 2010 budget was submitted before the project completion, the same place holder amount was inadvertently carried over into 2010. This request corresponds with one from the Sheriff and brings the allocated amount up to the payments due in 2010.

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

Approved for Hearing
 Denied

Review Notes: _____

Commissioners' Date Stamp

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Central Services**
Dept Name: **Central Services**

Fund Number: **0502**
Dept Number: **000**

Request Summary

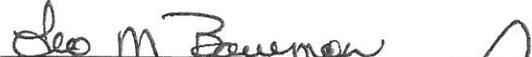
Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
518.400.3507	New Computer Equipment - Non-Capital	3,290	31,100
Total Supplement		\$3,290	

Revenue		
Fund Number	Item Name	Amount
348.80.0504	Insurance Management	3,290
Total Revenue		\$3,290

Basis for Supplement (Attach Documentation as Appropriate):
This request corresponds with a line item transfer request by Insurance Management for the purpose of purchasing scanners.

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

Approved for Hearing
 Denied

Review Notes: _____

Commissioners' Date Stamp

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Central Services**
 Dept Name: **Central Services**

Fund Number: **0502**
 Dept Number: **000**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
518.400.3507	New Computer Equipment - Non-Capital	3,100	34,200
Total Supplement		\$3,100	

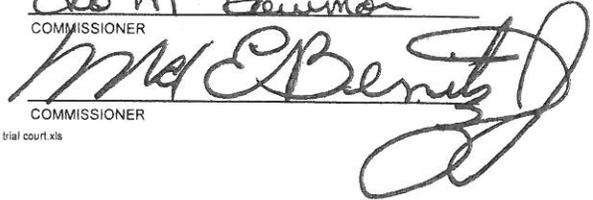
Revenue		
Fund Number	Item Name	Amount
348.80.0156	Trial Court Improvement	3,100
Total Revenue		\$3,100

Basis for Supplement (Attach Documentation as Appropriate):
 This request corresponds with expenditures included in Resolution 10-441 authorizing use of Trial Court Improvement funds. Specifically, this is for new external sound card and mixer units for the Juvenile Justice courtrooms.

Commissioners


 CHAIRMAN


 COMMISSIONER


 COMMISSIONER

Approved for Hearing
 Denied

Review Notes: _____

Commissioners' Date Stamp

**TRANSMITTAL
REQUEST FOR SUPPLEMENTAL APPROPRIATION**

Fund Name: **Central Services**
Dept Name: **Central Services**

Fund Number: **0502**
Dept Number: **000**

Request Summary

Expenditure		Supplement	Revised
BARS Number	Item Name	Amount	Budget
518.810.4103	Professional Services	50,000	72,350
Total Supplement		\$50,000	

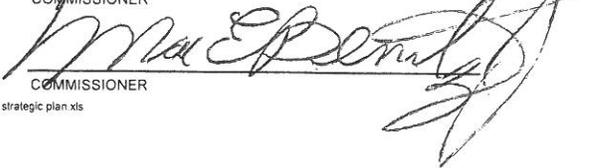
Revenue		
Fund Number	Item Name	Amount
288.00	Fund Balance	50,000
Total Revenue		\$50,000

Basis for Supplement (Attach Documentation as Appropriate):
 This supplement is to cover about sixty percent of the expenses anticipated for the Strategic Plan & Infrastructure Evaluation project for which an RFP was issued earlier this year. The remainder of the expenses will be covered by a line item transfer from unused salary associated with positions vacant during 2010.

Commissioners


CHAIRMAN


COMMISSIONER


COMMISSIONER

Approved for Hearing
 Denied

Review Notes: _____

9:20

Benton & Franklin Counties
Office of Public Defense
MEMORANDUM

DATE: September 30, 2010

FROM: Eric Hsu, Indigent Defense Coordinator & Chair, Benton County Law & Justice Council

TO: Benton County Board of County Commissioners.

RE: Proposed resolution to increase rate at which inmates receive credit toward their fines while incarcerated in the Benton County Jail.

I am writing to you in my capacity as the Chair of the Benton County Law & Justice Council. Recently, representatives from the City of Kennewick brought an issuing to the Council's attention. Specifically, they were concerned about the rate at which Benton County Jail inmates receive credit toward their fines when they are incarcerated in lieu of paying their fines.

By way of background, Washington law allows District Court judges to incarcerate someone for failing to pay their fines or other court ordered financial obligations if the person fails to do so willingly. However, for each day in custody, the law requires that the person's fines be reduced by a certain amount if they are doing "work" (such as trustee work or work crew) and a certain, lesser amount, if they are not doing work. The law does not specify those amounts, and rather, leaves the designation of the amounts to the discretion of the Board of Commissioners.

The concern voiced by representatives from the City of Kennewick pertained to what they perceived as a credit rate that was too low when compared to the rate at which they were charged for jail bed-days. After substantial discussion amongst members of the Council, the Council as a whole voted to recommend to the Board of Commissioners to increase the credit rate from \$30 for non-working inmates and \$56 for working inmates, to \$50 for non-working inmates and \$70 for working inmates.

Since no-one actually receives financial benefit from the incarceration of the inmates, this proposed increase would not have any anticipated negative fiscal. Instead, inmates would just be released from custody earlier than otherwise.

I anticipate that representatives from the various cities in Benton County will also be on hand to speak about this proposed resolution.

9:35 am

Executive Session - Pending Litigation

R Brown

9:45

ANIMAL CONTROL UPDATE

Roy Rogers will provide further detail to the Board on the attached construction schedule and elaborate on the work that has been done to date; which is shown in the attached pictures.

9:55

BENTON COUNTY AGENDA ITEM

AGENDA ITEM: _____	Type of Action		
MEETING DATE: <u>10/4/10 9:55 am</u>	Execute Contract	_____	CONSENT AGENDA _____
SUBJECT: <u>Superior Court Update</u>	Pass Resolution	_____	PUBLIC HEARING <u>X</u>
_____	Pass Ordinance	_____	1 ST DISCUSSION _____
_____	Pass Motion	_____	2 ND DISCUSSION _____
Prepared By: <u>Pat Austin</u>	Other	<u>X</u>	OTHER _____
Reviewed By: _____	Approve for Hearing	_____	_____

BACKGROUND INFORMATION

Judge Runge and Pat Austin will provide the Board with an update regarding Superior Court.

SUMMARY

RECOMMENDATION

FISCAL IMPACT

MOTION

10:15

2011 Benton County Road Program

Presented to the

Board of County Commissioners

On October 4, 2010

James R. Beaver, Chairman

Leo M. Bowman, Pro-Tem

Max E. Benitz, Jr., Member

2011 PUBLIC WORKS ROAD FUND PURCHASES

<u>ROAD FUND #0101-101</u>			
<u>QTY</u>	<u>ITEM</u>	<u>COST</u>	09/22/10 <u>REPLACEMENT</u> <u>YES/NO</u>
6	AutoCAD Civil 3D Subscription	\$7,000	Yes
1	AutoCAD Standard Supscription	\$800	Yes
2	Geomeia Subscription	\$800	Yes
1	RoadENG Software Program & 1 year software maintenance	\$1,400	No
Total Road Fund #0101-101		\$10,000	

2011 EQUIPMENT RENTAL & REVOLVING FUND PURCHASES

ER&R FUND #0501-101

09/22/10

**REPLACEMENT
YES/NO**

QTY

COST

A.

GENERAL/SPECIAL PURPOSE VEHICLES/EQUIPMENT

1	Engineer Lab Trailer (new veh #534)	\$30,000	Yes
2	Truck Cab & Chassis with 2-way dump box and mid mounted sander	\$330,000	Yes
1	Full Size SUV	\$35,000	Yes
N/A	Grader Blade Cutting Bits (Steel)	\$20,000	Supply
N/A	Snowplow Cutting Bits (Carbide)	\$10,000	Supply
N/A	Equipment Tires (Car/Pickup/Truck/Heavy Equipment)	\$49,000	Supply
N/A	Shop Fabrication (Steel)	\$4,500	Supply
N/A	Tire Chain Parts	\$4,000	Supply
N/A	Small Shop Equipment & Tools	\$7,000	Yes
N/A	Jet Brand Metal Shear w/foot control	\$2,500	No

Total

\$492,000

E R & R VEHICLES FOR OTHER DEPARTMENTS

1	Fullsize 4-Door Sedan for B C Treasurer (new veh #1092)	\$22,000	Yes
1	Small 4x4 Pickup for Building Dept. (new veh #1093)	\$24,000	Yes
1		\$0	Yes

Total

\$46,000

B.

OFFICE EQUIPMENT

1	Lab & Testing Equipment (for Eng'r Lab Trailer)	\$3,000	Yes
3	Computers	\$12,500	Yes
4	Flat Panel Computer Monitors (20" Monitors)	\$1,600	Yes
N/A	Office Equipment and Furnishings	\$3,000	Yes

Total

\$20,100

C.

FACILITIES

Repairs at the Kennewick Shop (remove and replace of tainted soil, update washrack with high pressure washer, sealed water collection area, and oil/water separator)	\$200,000	
General Building Maintenance & Repairs	\$15,000	
Total	\$215,000	

D.

INVENTORY

Aggregate Purchase (Crushing & Stockpiling at Cherry Lane Quarry R-52 & Coats Quarry R-139)	\$500,000	
Traffic Sign Materials	\$100,000	
Bulk Diesel Fuel	\$200,000	
Liquid De-icer (Magnesium Chloride)	\$23,000	
Total	\$823,000	

Grand Total

\$1,596,100

R E S O L U T I O N

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF BENTON COUNTY ROADS RE: BENTON COUNTY 2010 ANNUAL ROAD PROGRAM

WHEREAS, the Board adopted the 2011 - 2016 Comprehensive Six-Year Road Program on August 30, 2010; and

WHEREAS, a copy of the proposed 2011 Annual Road Program was presented to the Board on October 4, 2010 for Board review in conjunction with the development of 2011-2012 budgets; and

WHEREAS, the Benton County Engineer recommends adoption of the One-Year Road Program for 2011, it appearing to be in the best public interest; NOW, THEREFORE,

BE IT HEREBY RESOLVED, by the Board of Benton County Commissioners, that the 2011 Annual Road Program, a copy of which is attached, is hereby adopted.

Dated this 00 day of November, 2010.

Chairman of the Board.

Chairman Pro-Tem.

Member.

Attest: _____
Clerk of the Board

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