

FRANKLIN COUNTY RESOLUTION 2017 386

BEFORE THE BOARD OF COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON

**AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN FRANKLIN COUNTY
PROSECUTING ATTORNEY AND THE CITY OF CONNELL FOR PROSECUTION
SERVICES**

WHEREAS, pursuant to RCW 36.01.010 and RCW 36.32.120 the legislative authority of each county is authorized to enter into contracts on behalf of the county and have the care of county property and management of county funds and business; and

WHEREAS, pursuant to RCW 39.34 the Interlocal Cooperation Act permits local governmental units to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities; and

WHEREAS, the Board of Franklin County Commissioners approved the Legal Services Agreement for Prosecution Services by Franklin County Resolution 2014-394 on September 17, 2014, which the term was January 1, 2013 through December 31, 2014, and

WHEREAS, the Board of Franklin County Commissioners constitutes the legislative authority of Franklin County and desires to enter into the attached Amendment to the Interlocal Agreement between Franklin County and the City of Connell for Prosecution Services as being in the best interest of Franklin County; and

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners hereby approve the Amended Interlocal Agreement between Franklin County and the City of Connell for Prosecution Services.

APPROVED this 20 day of December, 2017.

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON



Chair



Chair Pro Tem



Member

ATTEST:



Clerk to the Board

**AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN FRANKLIN COUNTY
PROSECUTING ATTORNEY AND THE CITY OF CONNELL FOR PROSECUTION
SERVICES**

THIS AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN FRANKLIN COUNTY PROSECUTING ATTORNEY AND THE CITY OF CONNELL FOR PROSECUTION SERVICES ("Amendment") is made this 18 day of December, 2017, by and between the CITY OF CONNELL, a municipal corporation, hereinafter called "City," and FRANKLIN COUNTY PROSECUTING ATTORNEY, hereinafter called "the Prosecutor."

WHEREAS the City and the Prosecutor entered into an Interlocal Agreement for Prosecution Services on the 17th day of September, 2014 (the "Agreement"); extended by an amendment through December 31, 2017; and

WHEREAS the City has requested that the Prosecutor continue to provide prosecution services to the City pursuant to the Agreement as authorized by RCW; and

WHEREAS the Prosecutor is in agreement to continue to provide the prosecution services for the City as previously provided pursuant to the Agreement ; NOW, THEREFORE;

IT IS AGREED between the City and the Prosecutor that the term of the Agreement be modified to provide that the Agreement shall remain in effect through December 31, 2020, unless earlier terminated pursuant to the terms of the Agreement; and

AMENDMENT - 1

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INTERLOCAL AGREEMENT\Amendment Prosecution Services 12.18.17.Docx

IT IS FURTHER AGREED between the City and the Prosecutor that all other terms and provisions of the Agreement shall remain unchanged, except as expressly modified by this Amendment.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands the day written below.

Date: Dec 18, 2017

City of Connell

Bruce Blackwell

Bruce Blackwell, Mayor

Attest:

Rose Cornejo

Maria Pena, City Clerk-Treasurer

Rose Cornejo

Approved as to form:

Dan F. Hultgren

Dan F. Hultgren, City Attorney

Date: 12-20-2017

Board of County Commissioners of
Franklin County, WA

John H. ...

Chairman

Paul ...

Commissioner

Paul ...

Commissioner

Attest:

Karin Melham

Clerk of the Board

Approved:

[Signature]

Chief Civil Deputy Prosecuting
Attorney

AMENDMENT - 2

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INTERLOCAL AGREEMENT\Amendment Prosecution Services 12.18.17.Docx

Agenda Summary Report (ASR)

Franklin County Board of Commissioners

DATE SUBMITTED: December 14, 2017	PREPARED BY: Jennifer L. Johnson
Meeting Date Requested: December 20, 2017	PRESENTED BY: Jennifer L. Johnson
ITEM: (Select One) <input checked="" type="checkbox"/> Consent Agenda <input type="checkbox"/> Brought Before the Board Time needed:	
SUBJECT: Amendment to Interlocal Agreement Between Franklin County Prosecuting Attorney and the City of Connell for Prosecution Services	
FISCAL IMPACT: City of Connell will pay pro rata share of the total costs of the salaries and benefits of one Deputy Prosecuting Attorney I, and one Legal Secretary III.	
BACKGROUND: The Franklin County Prosecutor's Office (FCPA) wishes to continue to provide the full range of prosecuting services to the Police Department of the City of Connell. FCPA provides prosecution, case management, legal advice, and special projects as required through this agreement to the City of Connell. The City of Connell will be paying the County the City's pro rata share of the total costs of the salaries and benefits of one Deputy Prosecuting Attorney I, and one Legal Secretary III. This pro rata share shall be an amount equal to the ratio of the total number of violations filed by the City that are handled by the Prosecutor, to the total number of violations handled by the Prosecutor for all jurisdictions in District Court, including felony complaints filed in District Court.	
RECOMMENDATION: Approve the Amendment to Interlocal Agreement Between Franklin County Prosecuting Attorney and the City of Connell for Prosecution Services and the Resolution.	
COORDINATION: Jennifer L. Johnson, Chief Civil Deputy Attorney Dan Hultgrenn from Kuffel, Hultgrenn, Klashka, Shea & Ellerd LLP	
ATTACHMENTS: (Documents you are submitting to the Board) <ol style="list-style-type: none"> 1. Resolution 2. Amendment to Interlocal Agreement Between Franklin County Prosecuting Attorney and the City of Connell for Prosecution Services 	
HANDLING / ROUTING: (Once document is fully executed it will be imported into Document Manager. Please list <u>name(s)</u> of parties that will need a pdf) <p>Copy to the Franklin County Prosecuting Attorney's Office (Civil Division)</p>	

I certify the above information is accurate and complete.


 _____ Jennifer L. Johnson, Chief Civil Deputy Attorney