Agenda Summary Report (ASR)
Franklin County Board of Commissioners

DATE SUBMITTED: 12/06/2019
PREPARED BY: Shirley Jones

Meeting Date Requested: 12/17/2019
PRESENTED BY: Keith Johnson

ITEM: (Select One) X Consent Agenda
□ Brought Before the Board

SUBJECT: Memorandum of Agreement between Benton and Franklin Counties regarding Architectural and Engineering services for the Remodel of the Juvenile Justice Center.

FISCAL IMPACT: There is no expected financial contribution from Franklin County.

BACKGROUND: The Legislature appropriated $750,000 to the Benton Franklin bi-county Juvenile Justice Center for architectural and engineering work to remodel the administration portion of the facility. Benton County owns the building(s) and it was decided that this agreement would be required to allow Benton County to move forward with the work on behalf of both counties.

RECOMMENDATION:
Approval of Memorandum of Agreement.

COORDINATION:
Keith Johnson, Administrator
Matt Rasmussen, Public Works Director

ATTACHMENTS: (Documents you are submitting to the Board)
ASR/Resolution
Juvenile Justice Center MOA

HANDLING / ROUTING: (Once document is fully executed it will be imported into Document Manager. Please list name(s) of parties that will need a pdf)
Keith Johnson, County Administrator
Tom Westerman, Auditor’s office
Original to Jared McPherson and Jennifer Bowes, Benton County Commissioners

I certify the above information is accurate and complete.

________________________________________ Keith Johnson, Administrator
BENTON COUNTY RESOLUTION

FRANKLIN COUNTY RESOLUTION

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

MEMORANDUM OF AGREEMENT BETWEEN BENTON AND FRANKLIN COUNTIES REGARDING ARCHITECTURAL AND ENGINEERING SERVICES FOR THE REMODEL OF THE JUVENILE JUSTICE CENTER

WHEREAS, RCW 39.34 authorizes local governmental units to enter into agreements with other public agencies to make efficient use of their powers on a basis of mutual advantage to provide services to the local community; and

WHEREAS, by Laws of 1951, Chapter 125, the Washington Legislature created the Benton Franklin Counties Superior Court (hereinafter “Superior Court”) whereby the judicial officers appointed or elected thereto serve in both counties at all times, whether they are located in Benton County, Franklin County or elsewhere; and

WHEREAS, RCW 13.04 created the Juvenile Court as a Division of the Superior Court and as such is shared in the same manner between both Counties; and

WHEREAS, the Juvenile Court is in need of upgrades and expansion of existing program space; and

WHEREAS, Benton County has obtained a legislative appropriation through the Department of Children, Youth and Families in the amount of $750,000 for architectural and engineering services and construction of the Juvenile Justice facility; and

WHEREAS, Benton County is vacating its building adjacent to the Juvenile Justice center which can be appropriated to provide some of the needed space; and

WHEREAS, Benton County desires to use the appropriation to obtain architectural and engineering services to design a remodel of that space and complete as much of the construction as possible with the available funds.

NOW, THEREFORE, IT IS MUTUALLY AGREED by the Counties as follows:

1. Benton County will directly receive all funds from the appropriation for this project.

2. Benton County, following its own procurement regulations, will solicit and select an architect to provide the necessary design services for the proposed remodel work.

3. Benton County will provide all contract and project management services.

4. Benton County will include Franklin County and the Juvenile Justice staff in the design process to gain input on the layout of the new facility.

5. There is no expected financial contribution from Franklin County.
6. Benton County will retain sole ownership of the building after the remodel work is complete. Operational and maintenance costs will be split per the current cost splitting agreements.

7. This agreement constitutes the entire agreement of the parties and may only be amended in writing by mutual agreement of the parties.

8. This agreement shall be effective the date of the last signature below through December 31, 2021 upon the duly authorized signatures of the parties' representatives.

9. Each County shall file this agreement with their respective Auditor’s Office upon its execution.

IN WITNESS WHEREOF said parties have caused this Agreement to be signed by the duly authorized officials on the day and year indicated below.

BENTON COUNTY, WASHINGTON
By:  
Chair, Board of County Commissioners
Date: ______________________
Attest:

Clerk of the Board
Date: ______________________
Approved as to form:

Benton County Prosecuting Attorney
Date: ______________________

FRANKLIN COUNTY, WASHINGTON
By:  
Chair, Board of County Commissioners
Date: ______________________
Attest:

Clerk of the Board
Date: ______________________
Approved as to form:

Franklin County Prosecuting Attorney
Date: 12/9/19