

RESOLUTION **2016 565**
BENTON COUNTY RESOLUTION NO. _____

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON

IN THE MATTER OF AMENDING THE PUBLIC DEFENSE SERVICES INTERLOCAL AGREEMENT WITH THE CITY OF WEST RICHLAND, TO ACCOUNT FOR PROPER BILLING OF COSTS ASSOCIATED WITH BENTON COUNTY MENTAL HEALTH COURT.

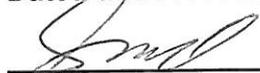
WHEREAS, in 2010, Benton County ("County") entered into an interlocal agreement ("Agreement") with the City of West Richland ("City") for public defense services and Agreement provided that the costs billed to City would be calculated based on total costs incurred by County in provided public defense services in Benton County District Court; and

WHEREAS, in 2014, the voters of Benton County passed Initiative 14-5, a Public Safety Sales and Use Tax the County's share of which would fund, among other things, the entire cost of a Mental Health Court ; and

WHEREAS, it is now necessary to amend the Agreement so as to remove the costs of providing public defense services in Mental Health Court from the total costs from which the billings to City are calculated, thereby ensuring that no portion of the Mental Health Court operational costs are billed in any way to City; and

NOW THEREFORE, BE IT RESOLVED THAT the Agreement is hereby amended as proposed, removing Mental Health Court public defense costs from the total costs from which billings to City are calculated;

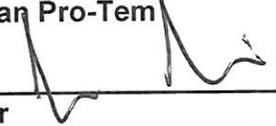
Dated this¹⁹ day of *July*, 20 *16*.



Chairman of the Board



Chairman Pro-Tem



Member
Constituting the Board of County
Commissioners, Benton County
Washington

Attest: 
Clerk of the Board

FIRST AMENDMENT TO INTERLOCAL AGREEMENT FOR USE OF OFFICE OF PUBLIC DEFENSE SERVICES

THIS FIRST AMENDMENT is entered into on this 19 day of ^{July}~~May~~, 2016, by and between **BENTON COUNTY**, a political subdivision of the State of Washington (hereinafter "County") and the **CITY OF WEST RICHLAND**, a Washington municipal corporation (hereinafter "City").

The County and City entered into an Interlocal Agreement for Use of Office of Public Defense Services in 2012 (the "Agreement") and now agree to amend it as follows:

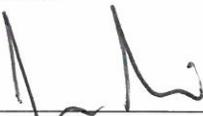
1. Section 2(a) shall be replaced with the following:
 - (a) "BCOPD District Court Expenditures" shall mean the salary and benefits paid to County-employed public defenders plus the gross payments to all contracted public defenders less the portion of any such contract(s) payable for services provided to defend persons in cases accepted by the Benton County Mental Health Court.
2. All other provisions of the Agreement shall remain in effect.

IN WITNESS WHEREOF, the parties have entered into this First Amendment as of the date written above.

Benton County, Washington



Member

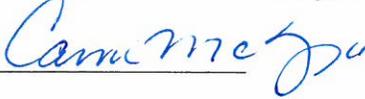


Member



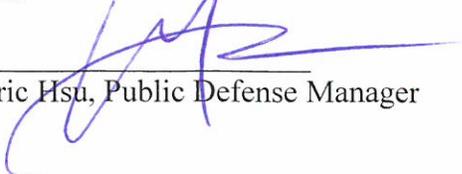
Chair

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



Attest
Clerk of the Board

Approved as to content:

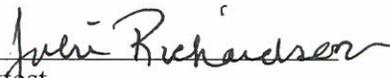


Eric Hsu, Public Defense Manager

City of West Richland



Brent Gerry
Mayor



Attest
City Clerk

Approved as to Form:



City Attorney