

RESOLUTION NO. 2009-45

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF Ferry COUNTY, WASHINGTON, DISPENSING WITH ADVERTISEMENT AND COMPETITIVE BIDDING FOR SMALL PURCHASES OF MATERIALS, SUPPLIES AND EQUIPMENT BY THE MARTIN HALL JUVENILE FACILITY BOARD (CREATED PURSUANT TO THE AMENDED AND RESTATED INTERLOCAL JUVENILE DETENTION FACILITY AGREEMENT (MARTIN HALL)); AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

Ferry COUNTY, WASHINGTON

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF Ferry COUNTY, WASHINGTON, as follows:

WHEREAS, Ferry County, Washington (the "County") is a political subdivision duly organized and existing under and by virtue of the Constitution and laws of the State of Washington;

WHEREAS, the County is required by Chapter 13.16 RCW to acquire, construct and maintain juvenile detention facilities for dependent, wayward and delinquent children;

WHEREAS, under Section 802(9) of Chapter 16, Laws of 1995, 2nd sp. sess., the Washington State Treasurer is authorized to enter into a financing contract for \$4,000,000 plus issuance expenses and required reserves to assist a consortium of counties in the lease/purchase of leasehold improvements to Martin Hall on the Eastern State Hospital campus, and the renovation of said facility for use as a juvenile rehabilitation center;

WHEREAS, Chapter 309, Laws of 1995, authorizes cities and counties, or any combination thereof, to participate in agreements, pursuant to Chapter 39.34 RCW, to jointly expend funds for criminal justice purposes of mutual benefit, which include, but are not limited to, the construction, improvement and expansion of jails, court facilities and juvenile justice facilities;

WHEREAS, the County and eight other counties entered into an Amended and Restated Interlocal Juvenile Detention Facility Agreement (Martin Hall) ("the Amended and Restated Agreement") executed by each County on the following dates:

Douglas County - August 26, 1996  
Stevens County - August 20, 1996  
Pend Oreille County - July 22, 1995  
Spokane County - August 13, 1996  
Adams County - July 22, 1996  
Asotin County - August 19, 1996  
Lincoln County - July 15, 1996  
Whitman County - July 15, 1996  
Ferry County - July 15, 1996

under the authority granted by Chapter 39.34 RCW, Chapter 309, Laws of 1995, and Chapter 10, Laws of 1995, 2nd sp. sess., to provide for the joint operation and maintenance of Martin Hall for use as a "juvenile rehabilitation center" as amended from time to time;

**WHEREAS**, RCW 36.32.245 makes provisions to dispense with advertisement and formal sealed bidding on purchases of equipment, materials and supplies of less than five thousand dollars; and

**WHEREAS**, it would be beneficial and efficient for the County as a Member of the consortium to authorize the Martin Hall Juvenile Facility Board to, in the course of its operation and maintenance of Martin Hall under the Amended and Restated Agreement, dispense with advertisement and formal sealed bidding on purchases of equipment, material and supplies of less than five thousand dollars.

**NOW THEREFORE, IT IS HEREBY FOUND, RESOLVED, DETERMINED AND ORDERED** as follows:

*Section 1.* The Board hereby authorizes the Martin Hall Juvenile Facility Board, acting under the Amended and Restated Agreement, in the course of operating and maintaining Martin Hall, to dispense with advertisement and formal sealed bidding on purchases of equipment, material and supplies of less than five thousand dollars, so long as the following terms and conditions are met:

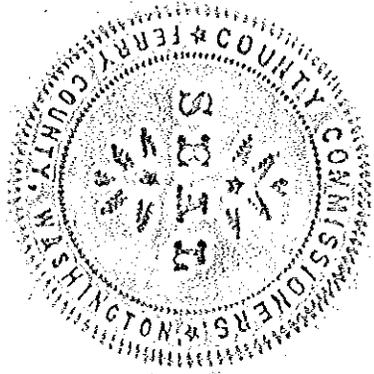
- a. The purchase price, including sales taxes and freight, is less than \$5,000.00;
- b. Purchases of multiple items shall not be segregated or invoiced separately in order To fall within the bidding exception provided by this section;
- c. The purchase price is within Martin Hall Juvenile Facility Board's current budget;
- d. The purchase price, including sales taxes and freight, is believed to be the lowest price reasonably available, after considering product availability, customer service and product support; and
- e. The Martin Hall Juvenile Facility Board approves and authorizes the purchase.

*Section 2.* All other resolutions of the Board that are inconsistent with the provisions of this Resolution are hereby repealed to the extent of such inconsistency.

*Section 3.* This Resolution shall take effect immediately upon its adoption.

ADOPTED by the Board of County Commissioners of Ferry County, Washington, at a regular meeting thereof held on August, 10, 2009.

Ferry COUNTY, WASHINGTON



Brad L. Miller  
Chairman, Brad L. Miller

Ronald J. Bond  
Commissioner, Ronald "Joe" Bond

Bob Heath  
Commissioner, Robert L. "Bob" Heath

ATTEST:

Teri Kinney  
Clerk of the Board of County  
Commissioners  
Debbie Bechtol

( S E A L )

\* \* \* \* \*

CERTIFICATE

I, the undersigned, the Clerk of the Board of County Commissioners of Ferry County, Washington, hereby certify that the foregoing resolution is a full, true and correct copy of a resolution duly adopted at the regular meeting of said Board held on August 10, 2009, of which meeting all commissioners had due and lawful notice and at which a majority thereof were present; and that at said meeting said resolution was adopted by the following vote:

AYES, and in favor thereof: 3 votes, unanimous

NOES:

ABSENT:

ABSTAIN:

I further certify that I have carefully compared the same with the original resolution on file and of record in my office; that said resolution is a full, true and correct copy of the original resolution adopted at said meeting; and that said resolution has not been amended, modified or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Board on August 10, 2009.

Ferry COUNTY, WASHINGTON

Teri Kinney  
Clerk of the Board of County Commissioners  
DB Debbie Bechtol

