

**FERRY COUNTY
RESOLUTION NO. 2010-06**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF FERRY COUNTY, WASHINGTON, DISPENSING WITH ADVERTISEMENT AND COMPETITIVE BIDDING FOR SMALL PUBLIC WORKS PROJECTS 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, 1996
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 36.32.250 makes provisions to dispense with advertisement and formal sealed bidding on Public Works projects of less than forty 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 Public Works projects of less than forty thousand dollars.

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

Section 1. The Board hereby authorizes 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 for Public Works projects of less than forty thousand dollars, so long as the following terms and conditions are met:

- a. The contract price, including sales taxes, is less than \$40,000.00;
- b. Contracts shall not be segregated or invoiced separately in order to fall within the bidding exception provided by this section;
- c. The contract is within Martin Hall Juvenile Facility Board's current budget;
- d. The contract price, including sales taxes, is believed to be the lowest price reasonably available; and
- e. The Martin Hall Juvenile Facility Board approves and authorizes the contract.

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 March 22, 2010.

BOARD OF FERRY COUNTY COMMISSIONERS
FERRY COUNTY, WASHINGTON

Ronald J. Bond
RONALD "JOE BOND", Chairman

Brad L. Miller
BRAD L. MILLER, Vice Chair

Robert L. Heath
ROBERT L. "BOB" HEATH, Member

ATTEST:

Teri Kinney
for Debbie Bechtol, Clerk of the Board
Ferry County Commissioners

