

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LEWIS COUNTY, WASHINGTON**

IN RE:
 APPROVING AN AMENDMENT TO THE)
 INTERLOCAL AGREEMENT WITH THE STATE)
 OFFICE OF FINANCIAL MANAGEMENT TO) RESOLUTION No. 10-025
 PROVIDE \$2.5 MILLION FUNDING FOR LEWIS)
 COUNTY, ACTING AS THE LEAD AGENCY FOR)
 THE CHEHALIS RIVER BASIN FLOOD AUTHORITY)

WHEREAS, House Bills 3374 and 3375 authorized and approved two million five hundred thousand dollars (\$2,500,000) for Lewis County, acting as the Lead Agency for the Chehalis River Basin Flood Control Authority (Flood Authority); and

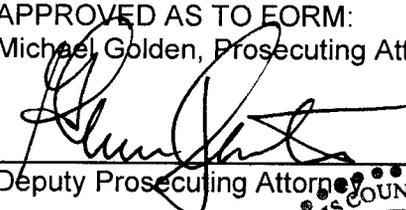
WHEREAS, the Board of Lewis County Commissioners has had an opportunity to review the proposed Amendment 2 TO OFM Interlocal Agreement No. K331, as recommended by the Flood Authority and attached as Exhibit A; and

WHEREAS, it appears to be in the best public interest to authorize this interlocal agreement with the Office of Financial Management, NOW THEREFORE

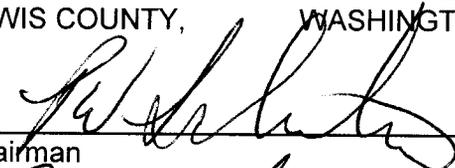
BE IT RESOLVED that this interlocal agreement (Amendment 2 to OFM Interlocal Agreement No. K331) between Lewis County and the Office of Financial Management is hereby approved and the Chairman of the Board of Commissioners is authorized to sign the contract on behalf of Lewis County.

DONE IN OPEN SESSION this 25th day of January, 2010.

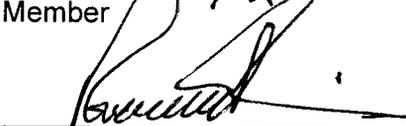
APPROVED AS TO FORM:
 Michael Golden, Prosecuting Attorney


 Deputy Prosecuting Attorney

BOARD OF COUNTY COMMISSIONERS
 LEWIS COUNTY, WASHINGTON


 Chairman


 Member


 Member

ATTEST:


 Clerk of the Board



**THE STATE OF WASHINGTON
OFFICE OF FINANCIAL MANAGEMENT
AND
LEWIS COUNTY, ACTING AS THE LEAD AGENCY FOR
THE CHEHALIS RIVER BASIN FLOOD AUTHORITY**

**AMENDMENT 2
TO OFM INTERLOCAL AGREEMENT NO. K331**

AMENDMENT 2 TO THE ORIGINAL AGREEMENT

The Office of Financial Management, hereinafter referred to as "OFM", and Lewis County, acting as the Lead Agency for the Chehalis River Basin Flood Authority, hereinafter referred to as "Flood Authority", pursuant to the authority granted by Chapter 39.34 RCW, entered into an Interlocal Agreement, hereinafter referred to as "Agreement," executed by Susan E. Johnsen, on behalf of OFM, on June 13, 2008, and identified as OFM Interlocal Agreement No K331. That Agreement was amended by mutual agreement of the parties by Amendment 1 to OFM Interlocal Agreement No. K331, and executed on June 1, 2009.

The purpose of this Amendment 2 is to modify the conditions of the Amendment 1 to the OFM Interlocal Agreement related to Compensation and to revise the Budget table. The original Agreement allows changes, modifications or amendment by written agreement executed by both parties to the Agreement. Further, the Agreement provides for and allows budget changes in excess of ten percent upon written approval of both parties to the Agreement.

This Amendment 2 to the Agreement amends the Compensation section and the budget table in Amendment 1 to the OFM Interlocal Agreement No K331, with the following:

AMENDED COMPENSATION

OFM shall reimburse Lewis County, acting as the lead agency for the Flood Authority, an amount not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000) for the performance of all things necessary for, or incidental to, the work as set forth in the Agreement.

Allowable costs shall include costs incurred by the Flood Authority from the first date of the Agreement period until the Agreement is terminated or expires as provided herein, but in no event shall allowable costs exceed the maximum amount of the Agreement. Costs allowed under this Agreement are based on the following agreed and amended budget:

\$	33,000	Salaries and Wages – Lead Agency staff
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\$	10,000	Employee Benefits – Lead Agency staff
\$	4,000	Supplies
\$	40,000	Other Goods and Services directly related to Flood Authority business
\$	1,030,000	Consulting Services
\$	1,376,000	Studies
\$	7,000	Travel for Flood Authority members from member normal workplace to Flood Authority meetings
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Total: \$ 2,500,000

ALL OTHER PROVISIONS REMAIN IN EFFECT

This Amendment constitutes a renewal of the original Agreement, with such additional provisions as have been agreed upon by the parties for good and valuable consideration. All other original terms of the Agreement remain in effect.

EXECUTION

We, the undersigned, agree to the terms of the foregoing Amendment to the Agreement.

LEWIS COUNTY, ACTING AS LEAD AGENCY FOR THE CHEHALIS RIVER BASIN FLOOD AUTHORITY MANAGEMENT

STATE OF WASHINGTON OFFICE OF FINANCIAL



P.W. Schulte, Chairman
Lewis County Board of Commissioners

Susan E. Johnsen, Contract Services
Manager

1-25-10
Date

Date



Chehalis Basin Flood Authority
 Budget Adjustment Recommendation 12-2009

Budget Line	Adjust Budget Amount	Recommended Adjusted Amount	Total Expended	Balance Remaining	Additional Encumbered Funds	Balance Encumbered Excluding Funds
Salaries/Wages	\$ 40,000.00	\$ 33,000.00	\$ 24,633.81	\$ 8,366.19	\$ 8,366.19	\$ -
Employee Benefits	\$ 15,000.00	\$ 10,000.00	\$ 6,239.91	\$ 3,760.09	\$ 3,760.09	\$ -
Supplies	\$ 4,000.00	\$ 4,000.00	\$ 3,009.01	\$ 990.99	\$ 990.99	\$ -
Other good/services	\$ 30,000.00	\$ 40,000.00	\$ 26,127.47	\$ 13,872.53	\$ 13,872.53	\$ -
Consulting services	\$ 900,000.00	\$ 1,030,000.00	\$ 636,757.75	\$ 393,242.25	\$ 390,646.97	\$ 2,595.28
Studies	\$ 1,504,000.00	\$ 1,376,000.00	\$ 263,086.74	\$ 1,112,913.26	\$ 1,058,161.51	\$ 54,751.75
Travel-FA members	\$ 7,000.00	\$ 7,000.00	\$ 3,482.69	\$ 3,517.31	\$ 3,517.31	\$ -
	\$ 2,500,000.00	\$ 2,500,000.00	\$ 963,337.38	\$ 1,536,662.62	\$ 1,479,315.59	\$ 57,347.03

Total funds expended to date plus encumbered funds equal \$2,442,652.97

BOCC EXECUTIVE SUMMARY

Proposed Action(s): Approval of a resolution amending an interlocal agreement between the state Office of Financial Management (OFM) and Lewis County, acting as the Lead Agency for the Chehalis River Basin Flood Control Authority, for funding in an amount not to exceed \$2.5 million. The Resolution will authorize a second amendment to the original interlocal agreement (No, K331) with the Office of Financial Management, executed on June 13, 2008, establishing a scope of works, deliverables, and time schedule for receipt of products and supplementing budgetary items within the agreement.

Summary prepared by: Robert A. Johnson, Director of Community Development

Date: December 21, 2009

Date of Board action: January 25, 2010

Summary of proposal(s):

House Bills 3374 and 3375 authorized and set aside funding for the Flood Authority which may be used for administrative costs, studies, consultants and facilitators as necessary to formulate and prioritize potential flood control projects within the Chehalis River Basin.

The Board has approved an interlocal agreement with the Office of Financial Management for funds to be transferred. Earlier in the year the original Agreement was amended to adjust funding to better reflect costs for consulting services, administrative support and staff support to the Flood Authority. This amendment makes further changes to budgetary items consistent with the needs and direction as recommended by the Flood Authority within the \$2,500,000 limitations of the overall budget and will remain in effect through June 30, 2010.

The Flood Authority reviewed the proposed changes in budgetary items on January 21, 2010, and recommended approval of the Amendment 2 to OFM Interlocal Agreement No. K331, between Lewis County, acting as lead agency for the Flood Authority, and the state Office of Financial Management.

Result of disapproval: In the event the Board does not approve the above actions, the Office of Financial Management will not release funding for the Flood Authority for items in excess of what is provided in the original and first supplemental agreements.

Staff recommendation: Approve the resolution and sign the second amendment to the interlocal agreement so that an amount not to exceed \$2.5 million can be transferred to Lewis County, acting as the Lead Agency for the Flood Authority, including provisions that amend the budget items as recommended by the Flood Authority.

BOCC AGENDA ITEM SUMMARY

(revised 5-17-01)

AGENDA ITEM #: _____ RESOLUTION #: 10-025 BOCC MEETING DATE: Jan. 25, 2010

SUGGESTED WORDING FOR AGENDA ITEM: Notice Consent Discussion Hearing

Authorizing an amendment to the interlocal agreement with the state Office of Financial Management to provide \$2.5 million funding for Lewis County, acting as the Lead Agency for the Chehalis River Basin Flood Authority.

BRIEF REASON FOR BOCC ACTION: House Bills 3374 and 3375 provided funding for flood control studies and prioritization of potential flood control projects by the Flood Authority within the Chehalis River Basin. Lewis County, acting as the Lead Agency for the Flood Authority, must authorize the interlocal agreement and receipt of the funds. This Amendment amends budgetary items within the agreement.

SUBMITTED BY: Bob Johnson PHONE: X2606 DATE SUBMITTED: Dec. 21, 2009

CONTACT PERSON WHO WILL ATTEND BOCC MEETING: Bob Johnson

TYPE OF ACTION NEEDED:

- Approve Resolution
- Approve Ordinance (Traffic or other)
- Execute Contract / Agreement
- Other (please describe): _____
- Call for Bids / Proposals
- Bid Opening
- Notice for Public Hearing *(see Publication Requirements)

*PUBLICATION REQUIREMENTS: Resolution e-mailed to Clerk Not applicable

Hearing Date: _____ (Must be at least 10 days after first publication date)
Publish Date(s): _____ (2 weeks for routine budget, property disposal / auction or vacations)
(3 weeks for property lease)

Publication(s): EAST COUNTY JOURNAL CHRONICLE OTHER: _____

ALL AGENDA ITEMS:

Department Director / Head: _____
Fiscal Director: _____
Prosecuting Attorney: [Signature]

EMPLOYEE ITEMS: (relating to employment, salary, position, reclassification, union, etc.)
Human Resource Coordinator: _____

APPROVALS MUST BE OBTAINED BEFORE SUBMITTING ITEM TO BOCC CLERK

BANKING OR REVENUE ITEMS:
Treasurer: _____

BUDGET AND PAYROLL ITEMS:
Chief Accountant: _____

Fund: Flood Authority
Department: _____
Total Amount: N/A

CLERK'S DISTRIBUTION OF SIGNED DOCUMENTS:

Send cover letter: _____
(city/state/zip)
File originals: BOCC mtg folder
File copy: hearing/bid folder
File copy: working file

Additional copies: _____
Dawna Truman
Donna Olson

