

INTERLOCAL AGREEMENT FOR COURT RELATED SERVICES BETWEEN KITTITAS COUNTY AND THE CITY OF CLE ELUM

WHEREAS, The City of Cle Elum has established a municipal court under the provisions of RCW 3.50; and

WHEREAS, RCW 39.34.180 provides that each city is responsible for the prosecution, adjudication, sentencing, and incarceration of misdemeanor and gross misdemeanor offenses committed by adults in their respective jurisdictions, and referred from their respective law enforcement agencies, whether filed under state law or city ordinance; this statute further provides that each city must carry out these responsibilities through the use of their own courts, staff, and facilities, or by entering into contracts or interlocal agreements to provide these services; and

WHEREAS, the City of Cle Elum (City) and Kittitas County (County) have previously entered into an interlocal agreement related to compensation for incarceration cost of City prisoners; and

WHEREAS, the City desires to continue to be directly responsible for providing prosecution and city attorney functions related to city criminal and civil matters; and

WHEREAS, the City desires to continue with the operation of its own municipal court and contract with the County for the provision of limited services related to the operation of the City municipal court using County facilities and personnel; and

WHEREAS, the County currently has an operational court facility in Cle Elum that is adequate in size and staffing to provide court facility, staffing and services to the City.

NOW THEREFORE, this contract is entered into between Kittitas County ("County") and the City of Cle Elum ("City") in consideration of the mutual benefits to be derived and the terms and conditions set forth below:

1. *Services Provided by County related to the operation of the Upper District Court and law and justice facilities.* The county shall provide to the city all services previously provided in the 2003 interlocal agreement for court services and a separate agreement for law and justice facilities, said agreements are hereby incorporated by this reference, and all of their terms and conditions remain in full force and effect, except for the term of the contracts as differently provided below.
2. *Term of Contract.* This contract shall run through November 1, 2010 despite the previous letter, dated April 28, 2010 that set an earlier termination date.

Dated this 3 day of Aug 2010.

CITY OF CLE ELUM


Mayor

ATTEST:


City Clerk

Approved as to form:

City Attorney

Dated this 3rd ^{Aug} day of ~~July~~, 2010

UPPER KITTITAS COUNTY DISTRICT
COURT JUDGE


Judge Darrel Ellis

Dated this 7th ^{Sept.} day of ~~July~~, 2010




Clerk of the Board

BOARD OF COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON


Mark McClain, Chairman


Paul Jewell, Vice Chair


Alan Crankovich, Commissioner

APPROVED AS TO FORM:


(Deputy) Prosecuting Attorney

KITTITAS COUNTY PROSECUTING ATTORNEY

GREGORY L. ZEMPEL

FAMILY SUPPORT DIVISION
205 WEST FIFTH, ROOM 213
ELLENSBURG, WA 98926-3129
TELEPHONE: (509) 962-7521
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KITTITAS COUNTY COURTHOUSE
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TELEPHONE: (509) 962-7664
FAX: (509) 962-7060

July 28, 2010

City of Cle Elum
Attn: City Administrator
119 West First Street
Cle Elum, WA 98922

City of Roslyn
City Hall
PO Box 451
Roslyn, WA 98941

City of South Cle Elum
City Hall
PO Box 160
South Cle Elum, WA 98943



RE: Upper Kittitas District Court and Courthouse-Lease Contract Extension

Dear Sirs and Madams,

I am writing on behalf of the Board of Kittitas County Commissioners regarding the Upper Kittitas District Court and Courthouse. The County has been transitioning to a cost recovery model, and in reviewing the Upper Kittitas District Court, the Board has decided that certain changes are needed.

The Board of County Commissioners would like to extend the current agreements for the court and court services through the first of November 2010. An agreement providing for such is attached. The Board of County Commissioners requests that this item be placed upon your respective agendas for consideration. Please let me know if there is anything else you need from me to set such item. Please also keep me informed as to when the item is to be presented such that I may attend to field any questions you may have.

Sincerely,

A handwritten signature in blue ink, appearing to read "Neil A. Caulkins".

Neil A. Caulkins
Deputy Prosecuting Attorney

SCANNED