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 is 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 December 31, 2010 and thereby amend the previous amendment that set November 1, 2010 as its termination date.

Dated this 3 day of November, 2010.

CITY OF CLE ELUM

Charles J. Glondo

Mayor

Dated this _____ day of _____, 2010.

UPPER KITTITAS COUNTY DISTRICT
COURT JUDGE

Judge Darrel Ellis

Dated this 4th day of January, 2010.

BOARD OF COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON

Chairman

Vice Chairman

Commissioner

COUNTY COMMISSIONERS SEAL KITTITAS COUNTY WASHINGTON

ATTEST:

Clerk of the Board

APPROVED AS TO FORM:

_____
(Deputy) Prosecuting Attorney

ATTEST:

City Clerk

Approved as to form:

City Attorney

Dated this _____ day of November, 2010

UPPER KITTITAS COUNTY DISTRICT
COURT JUDGE

Judge Darrel Ellis

Dated this 4th day of ~~November~~ January, 2010

BOARD OF COUNTY COMMISSIONERS
KITTITAS COUNTY, WASHINGTON

Chairman

Vice Chair

Commissioner

COUNTY COMMISSIONERS SEAL KITTITAS COUNTY WASHINGTON

ATTEST:

Clerk of the Board

APPROVED AS TO FORM:

(Deputy) Prosecuting Attorney