

CO 99-113

LOWER COLUMBIA FISH RECOVERY INTERLOCAL AGREEMENT

THIS INTERLOCAL AGREEMENT is entered into under the Interlocal Cooperation Act (Chapter 39.34 RCW) by the counties of Clark, Cowlitz, Lewis, Skamania, and Wahkiakum.

Section 1. Purpose. It is the purpose of this Interlocal Agreement to provide for the operation, funding, and support of that certain management board established by RCW 75.56.050 and supersedes any prior agreement entered into between these parties related to such purpose.

Section 2. Management Board. The Management Board created by RCW 75.56.050 shall be known as the "Lower Columbia Fish Recovery Board," which is hereby declared to be a local agency under state law. Appointments to the Board shall be made as provided for in RCW 75.56.050.

Section 3. Functions. The Management Board shall undertake those functions provided for in RCW 75.56.050. In particular, the Board shall undertake the following roles:

3.1 *Habitat Preservation and Restoration.*

- a. The Management Board will solicit, evaluate, rank, and pursue funding for fish habitat preservation and restoration projects. The Management Board will receive and disburse funds for such projects and will administer project contracts, monitor progress, and evaluate results.

- b. To facilitate habitat preservation and restoration work, the Management Board will conduct an assessment of the factors of decline on a stream-by-stream basis. The Management Board will maintain a technical advisory committee to assist in the assessment of habitat preservation and restoration needs and in the evaluation of projects and other fish recovery proposals.

3.2 *Recovery Planning.*

1. The Management Board will work with the National Fisheries Service, the state Salmon Recovery Office, and other local, state, and federal agencies and affected Indian tribes to develop a lower Columbia regional recovery plan for fish species listed or proposed for listing under the Endangered Species Act. Key functions will include coordinating local efforts in developing habitat portions of the plan, coordinating local participation in the development of federal and state plan elements, and working with state and federal agencies to ensure elements form an integrated and comprehensive regional plan.
2. The Management Board may work with cities and counties to develop plans and ordinances and incentive programs for fish recovery. The Board will participate in hydro-project relicensing efforts to secure appropriate measures for fish recovery.

3.3 *Watershed Planning.*

The Management Board will serve as lead agency for watershed planning efforts for Water Resource Inventory Areas (WRIA) 25, 26, 27, and 28. In this capacity, the Management Board will provide staff and administrative support to the watershed planning group. The Management Board shall also work to ensure that watershed management and fish recovery plans are consistent and compatible with each other. To this end, the Management Board shall also participate in watershed planning efforts for WRIA 29 and others as deemed appropriate by the Board.

3.4 *Public Education and Involvement.*

The Management Board will work with state and local governments to develop and implement coordinated regional public education and involvement efforts. These efforts shall help inform the public of fish recovery issues, solicit public input on recovery plans and efforts, and promote volunteer participation in recovery and restoration activities.

Section 4. Bylaws. The Management Board shall adopt bylaws, policies, and procedures to govern its operations which are consistent with state law and this Interlocal Agreement.

Section 5. Staff. The Management Board may employ an executive director and other necessary employees.

Section 6. Administrative Support. The Management Board shall contract with one or more of the counties to this Interlocal Agreement or a council of governments to obtain accounting, purchasing, contracting, and other administrative support services. *Management Board shall be authorized to contract for independent legal counsel.*

Section 7. Budget/Assessments. The Management Board shall each year, in accordance with the county budget timetable, adopt a budget of revenues and expenditures for operations for the next calendar year. Such budget may include revenues from assessments to the participating counties only if such assessments have been unanimously agreed to by such counties.

Section 8. Insurance. Notwithstanding the immunity provided for in RCW 75.56.050(2), it is declared that acquisition of liability insurance is an appropriate expenditure for the Management Board.

Section 9. Reports. As provided for in RCW 75.56.050(4), the Management Board shall report on its progress on a quarterly basis to the five participating counties.

Section 10. Duration. Unless extended, this Interlocal Agreement shall terminate on July 1, 2002.

Section 11. Property. Upon termination, equipment or other property provided by a participating county shall be returned to such county. Assets acquired by the Management Board shall be equitably divided between the participating counties in accordance with the relative financial contributions made by each county.

Section 12. Authority. This Interlocal Agreement is entered into pursuant to the authority granted by Chapter 39.34 RCW. Its duration is set forth in Section 10; its purpose is set forth in Section 1; the manner of financing and establishing a budget is set forth in Section 7; provision for termination and disposal of property is set forth in Sections 10 and 11 and a joint board is provided for in Section 2.

ENTERED into on the dates shown interim below.

**BOARD OF COUNTY COMMISSIONERS
FOR CLARK COUNTY**

Attest:

Quinn Richards
Clerk to the Board

By:

Julie Stanton
Chair

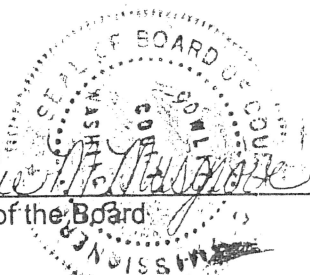
APPROVED AS TO FORM ONLY:

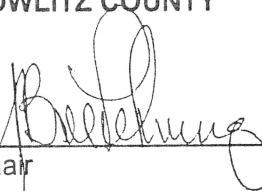
Charles D. Gouy
Prosecuting Attorney

Date: 10-26-99

BOARD OF COUNTY COMMISSIONERS
COWLITZ COUNTY WASHINGTON

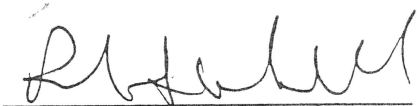
Attest:


Vickie M. Mangrove
Clerk of the Board


Chair

Date: Nov. 1, 1999

APPROVED AS TO FORM ONLY:


Prosecuting Attorney - Dep.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LEWIS COUNTY, WASHINGTON

APPROVING INTERLOCAL AGREEMENT
BETWEEN LEWIS COUNTY AND CLARK,
COWLITZ, SKAMANIA AND WAHIAKUM
COUNTIES REGARDING THE LOWER
COLUMBIA FISH RECOVERY BOARD

RESOLUTION NO. 99- 494

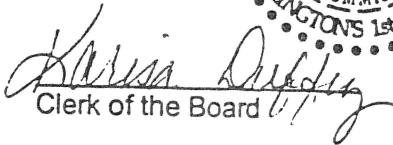
WHEREAS, the Board of County Commissioners of Lewis County has reviewed an Interlocal Agreement between Lewis County and Clark, Cowlitz, Skamania and Wahkiakum Counties for a management board known as the Lower Columbia Fish Recovery Board (LCFRB), and

WHEREAS, it is in the best public interest to authorize the execution of said Agreement for Lewis County; NOW, THEREFORE,

BE IT RESOLVED that the Board of County Commissioners hereby approves said Interlocal Agreement with Clark, Cowlitz, Skamania and Wahkiakum Counties, and the Chairman is authorized to sign the same.

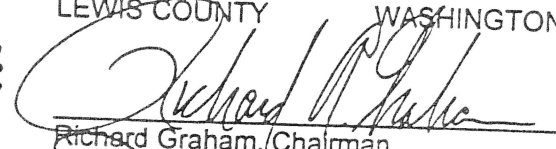
DONE IN OPEN SESSION, this 18th day of October, 1999.

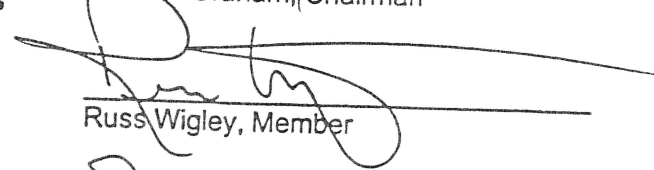
ATTEST:

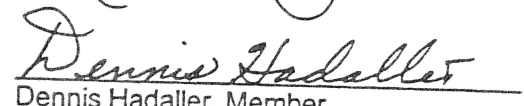

Clerk of the Board



BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY WASHINGTON


Richard Graham, Chairman


Russ Wigley, Member


Dennis Hadaller, Member



BOARD OF COUNTY COMMISSIONERS
SKAMANIA COUNTY WASHINGTON

Attest:

Judy A. Carter
Chair

G. M. Olson
Clerk of the Board

Date: October 25, 1999

APPROVED AS TO FORM ONLY:

Bruce J. Baker
Prosecuting Attorney

(131)
RESOLUTION NO. 130 -99

A RESOLUTION AUTHORIZING THE EXECUTION OF AN
INTER-LOCAL AGREEMENT BETWEEN WAHIAKUM COUNTY
AND CLARK, COWLITZ, SKAMANIA AND LEWIS
COUNTIES REGARDING THE LOWER COLUMBIA FISH
RECOVERY BOARD

WHEREAS, the Board of County Commissioners of Wahkiakum County has reviewed an Interlocal Agreement between Wahkiakum County and Clark, Cowlitz, Skamania and Lewis Counties for a management board known as the Lower Columbia Fish Recovery Board (LCFRB); and

WHEREAS, it is in the best public interest to authorize the execution of said Agreement for Wahkiakum County;

NOW, THEREFORE, BE IT HEREBY RESOLVED AND ORDERED, as follows:

First: That the Inter-Local Agreement for Lower Columbia Fish Recovery Board as set for in "Exhibit A" hereto is hereby authorized and approved.

Second: That the Chairman of the Board of County Commissioners is hereby authorized to execute the originals of said Inter-Local Agreement on behalf of Wahkiakum County.

DULY PASSED AND ADOPTED in Regular Session this 26th day of October, 1999.

BOARD OF COUNTY COMMISSIONERS
OF WAHIAKUM COUNTY, WASHINGTON

ATTEST:

Mary J. Baldwin
Mary J. Baldwin
Clerk of the Board

Ronald D. Ozment
Ronald D. Ozment, Chairman

APPROVED AS TO FORM this
26th day of October, 1999:

R.L. Marsyla
R.L. Marsyla, Commissioner

Fred A. Johnson
Fred A. Johnson
Prosecuting Attorney

Esther T. Gregg
Esther T. Gregg, Commissioner

Resolution No. 131 -99

FRED A. JOHNSON
PROSECUTING ATTORNEY
POST OFFICE BOX 247
Cathlamet, Washington 98612
TELEPHONE 206-795-3652

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