

RESOLUTION

97 754

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON:

IN THE MATTER OF COUNTY ROADS, RE: PUBLIC WORKS EMERGENCY RESPONSE MUTUAL AID AGREEMENT

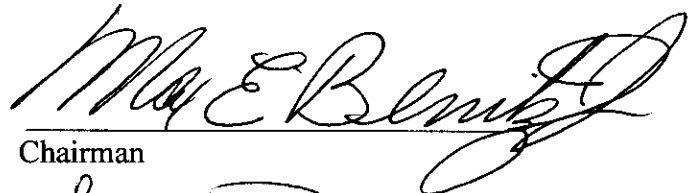
WHEREAS, the Washington State Department of Transportation has prepared a Public Works Emergency Response Mutual Aid Agreement, and

WHEREAS, said agreement would allow Benton County Public Works to provide emergency aid to or receive emergency aid from other signatory agencies and would provide for reimbursement at the rate of the agency providing the aid, and

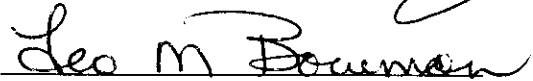
WHEREAS, said agreement has been reviewed and approved as to form by both the Office of the Attorney General and the Benton County Prosecuting Attorney, NOW, THEREFORE

BE IT RESOLVED that Benton County enter into the Public Works Emergency Response Mutual Aid program and that Benton County indicates its agreement to participate in the program by the signature of the Chairman of the Board of County Commissioners on said agreement.

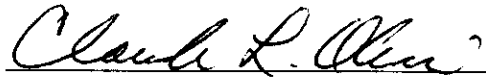
Dated this 15th day of December, 1997



Chairman



Chairman Pro-Tem



Member

Attest: 
Clerk of the Board

Constituting the Board of County Commissioners of Benton County, Washington

CAM:SWB

**PUBLIC WORKS
EMERGENCY RESPONSE
MUTUAL AID
AGREEMENT**

FOR

SIGNATORY AGENCIES

IN THE

STATE OF WASHINGTON

AGREEMENT

PUBLIC WORKS EMERGENCY RESPONSE MUTUAL AID AGREEMENT

WHEREAS, the purpose of this pre-disaster agreement between the agencies is to provide for immediate assistance to protect life and property;

WHEREAS, this Agreement is authorized under State of Washington, RCW's 35 (City), 36 (County), 38.52 (Emergency Management), 39.34 (Interlocal Agreement) and 47 (Public Highway Transportation (DOT)); which is activated only in the event of a proclamation of an emergency by the local and/or state government approving authority;

WHEREAS, the agency asking for assistance from any signatory agency will herein be referred to as the Requesting Agency;

WHEREAS, the signatory agency agreeing to assist another signatory agency asking for assistance will herein be referred to as the Responding Agency;

WHEREAS, it is necessary and desirable that this Agreement be executed for the exchange of mutual aid; with the intent to supplement not supplant agency personnel.

NOW, THEREFORE, it is hereby agreed by each and all of the parties signatory to the Agreement as follows:

1. Each agency signatory to this Agreement agrees to furnish, upon its sole discretion, those resources and services it deems to be available to each other signatory agency hereto as necessary to assist in the prevention, response, recovery and mitigation of proclaimed emergencies/disasters.
2. It is hereby understood that this Agreement shall not supplant pre-existing mutual aid agreements nor deny the right of any agency hereto to negotiate other mutual aid agreements.
3. The Responding Agency shall assist in only those situations for which it has determined it has qualified personnel, appropriate equipment and necessary materials. Resources of the Responding Agency that are made available to the Requesting Agency shall, whenever possible, remain under the control and direction of the Responding Agency. The Requesting Agency shall coordinate the activities and resources of all Responding Agencies.

9. Any agency signatory to this Agreement may cancel its participation in this Agreement by giving written notice to the Washington State Department of Transportation, TransAid Service Center.
10. This Agreement is for the benefit of the signatory agencies only and no other person or entity shall have any rights whatsoever under this Agreement as a third party beneficiary.

Agency

Benton
County, Washington

Ma E Benitz
Authorized Representative

12/15/97
Date

Approved as to Form:

[Signature]
Benton County Prosecuting Attorney

Designated Primary Contact:		
<u>Office:</u>	<u>Contact:</u>	<u>Phone Number:</u>
_____	_____	_____
Emergency 24 Hour Phone Number:		

Approved As To Form

Ann E. Salay
ANN E. SALAY
Office of the Attorney General

7-10-97
Date