

COMMISSIONERS' AGENDA ACTION SHEET

Meeting Date:	FC 01/03/2023 BC 01/24/2023
Subject:	Termination of Personal Services Contract with Kathleen L. Moreno
Presenter:	N/A
Prepared By:	Rosa Garcia
Reviewed By:	David Wheeler
PA Review, Approval to Form:	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A (If no, include reasoning for no approval)
Type of Agenda Item:	Type of Action Needed: (Multiple boxes can be checked, if necessary)
<input checked="" type="checkbox"/> Consent Agenda	<input type="checkbox"/> Discussion Only (1 st) <input type="checkbox"/> Pass Motion
<input type="checkbox"/> Public Hearing	<input type="checkbox"/> Discussion Only (2 nd) <input checked="" type="checkbox"/> Pass Resolution
<input type="checkbox"/> Scheduled Business	<input type="checkbox"/> Decision/Direction <input type="checkbox"/> Pass Ordinance
	<input type="checkbox"/> Execute Contract

Summary / Background Information

Mrs. Moreno has informed us that she has signed a contract with OCLA, which requires any attorney holding a full OCLA children's representative contract to not have another contract. On December 1, 2022, the Juvenile Justice Center received an email notification from Mrs. Moreno of her notice of intent to terminate her Personal Services Contract effective December 31, 2022.

Attached for boards' review and approval is the Notice of Termination of Personal Services Contract between Kathleen L. Moreno and Benton-Franklin Counties Juvenile Justice Center for attorney representation of persons in all BECCA cases/matters.

In accordance with Section 8(a) of the Contract, the Benton-Franklin Counties Juvenile Justice Center, in mutual agreement with Kathleen Moreno, have elected to terminate Personal Services Contract on December 31, 2022.

Fiscal Impact

The Contract is being terminated in which no fiscal impact is present.

Recommendation

We recommend that the Boards of Commissioners of Benton County and Franklin County approve and sign the Notice of Termination of Personal Services Contract between Kathleen L. Moreno and Benton-Franklin Counties Juvenile Justice Center as written.

Suggested Motion

Approve as part of consent agenda.

JOINT RESOLUTION

BENTON COUNTY RESOLUTION NO. _____

FRANKLIN COUNTY RESOLUTION NO. _____

BEFORE THE BOARDS OF THE COMMISSIONERS OF BENTON AND FRANKLIN COUNTIES, WASHINGTON;

IN THE MATTER OF AUTHORIZING THE CHAIRS OF THE BOARD OF BENTON AND FRANKLIN COUNTY COMMISSIONERS TO SIGN THE ATTACHED TERMINATION LETTER FOR THE PERSONAL SERVICES CONTRACT WITH KATHLEEN L. MORENO

WHEREAS, by Benton County Resolution 2022 560 and by Franklin County Resolution 2022 164 signed on August 16, 2022 and August 2, 2022 respectively, Benton-Franklin Counties Juvenile Justice Center entered into a contract with Kathleen L. Moreno for representation of persons in all BECCA dockets; and

WHEREAS, per Section 8(a) of the contract, Benton-Franklin Counties Juvenile Justice Center at its sole discretion may terminate any time when it is in the best interest of Benton-Franklin Counties Juvenile Justice Center; and

WHEREAS, the Administrator recommends the Chair of the Board of Benton County Commissioners and the Chair of the Board of Franklin County Commissioners sign the attached letter to terminate the contract between Benton-Franklin Counties Juvenile Justice Center and Kathleen L. Moreno; **NOW, THEREFORE**

BE IT RESOLVED, that the Chairs are authorized to sign the attached letter to Kathleen L. Moreno to terminate the contract between Benton-Franklin Counties Juvenile Justice Center and Kathleen L. Moreno; and

BE IT FURTHER RESOLVED, said contract shall terminate on December 31, 2022.

DATED this _____ day of _____ 2023

BENTON COUNTY BOARD OF COMMISSIONERS

DATED this _____ day of _____ 2023

FRANKLIN COUNTY BOARD OF COMMISSIONERS

Chair of the Board

Chair of the Board

Chair Pro Tem

Chair Pro Tem

Member

Constituting the Board of
County Commissioners,
Benton County, Washington

Attest:

Member

Constituting the Board of
County Commissioners,
Franklin County, Washington

Attest:

Clerk of the Board

Clerk of the Board

Rosa Garcia

From: Kathleen L. Moreno <klmoreno@charter.net>
Sent: Thursday, December 1, 2022 3:38 PM
To: Rosa Garcia
Subject: RE: [EXTERNAL] RE: 2022-2023 BECCA Contract

Good afternoon Rosa,

Here is my notice of intent to terminate my BECCA contract effective December 31, 2022.
(December 31 is a Saturday, so effective Friday December 30 end of day.)
I very much appreciate all your help with the contracting process.

Thank you,
Kathry

Kathleen L. Moreno
1030 N. Center Parkway
Kennewick, WA 99336
509-528-8464

CONFIDENTIALITY NOTICE: This email and any attachments are confidential. If you have received this message in error, please notify the sender immediately and do not disclose the contents to any person other than the sender, use it for any purpose, or store or copy the information in any medium. Thank you.

From: "Rosa Garcia"
To: "Kathleen L. Moreno"
Cc:
Sent: Wednesday September 21 2022 2:44:13PM
Subject: RE: [EXTERNAL] RE: 2022-2023 BECCA Contract

Thank you

From: Kathleen L. Moreno <klmoreno@charter.net>
Sent: Wednesday, September 21, 2022 2:02 PM
To: Rosa Garcia <Rosa.Garcia@co.benton.wa.us>
Subject: [EXTERNAL] RE: 2022-2023 BECCA Contract

EXTERNAL EMAIL WARNING!!!: This email originated from outside of Benton County. **DO NOT** click links or open attachments unless you recognize the sender and know the content is safe.

Benton County Commissioners

BENTON AND FRANKLIN COUNTIES

Franklin County Commissioners

Shon Small, Chair
Will McKay, Chair Pro-Tem
Jerome Delvin, Member
(509) 786-5600
(509) 736-3080 (toll free from Tri-Cities)

Clint Didier, Chair
Rocky Mullen, Chair Pro Tem
Brad Peck, Member
(509) 545-3535

December 19, 2022

Kathleen Moreno, LLC
Attn: Kathleen
1030 N. Center Parkway
Kennewick, WA 99336

Re: Notice of termination of Personal Services Contract between Kathleen Moreno, LLC and Benton-Franklin Counties Juvenile Justice Center

Dear Kathleen:

The Boards of County Commissioners for Benton County and Franklin County have determined it to be in the best interest of both Counties to terminate the above referenced Personal Services Contract. This is notice by Benton County and Franklin County of the termination of the Personal Services Contract signed by you on July 18, 2022 and by the Board of Benton County Commissioners, Resolution No. 2022 560, and the Board of Franklin County Commissioners, Resolution No. 2022 164, on August 16, 2022 and August 2, 2022 respectively. The above referenced Personal Services Contract is hereby terminated effective on December 31, 2022, pursuant to Section 8(a) of the Personal Services Contract.

Dated this ____ day of _____, 2023

Dated this ____ day of _____, 2023

Benton County Board of Commissioners

Franklin County Board of Commissioners

Chair of the Board

Chair of the Board

Attest:

Attest:

Clerk of the Board

Clerk of the Board