



**Snohomish County Council**

**Committee:** Committee of the Whole

**Analyst:** Deb Evison Bell

**ECAF:** 2022-1274

**Proposal:** Motion 22-547

**Date:** January 10, 2023

**Consideration:**

The proposed motion would authorize the County Executive to sign legal services contract CC01-23 with Hendricks Bennett, PLLC for 2023 condemnation cases, under to SCC 3.04.190.

**Background:**

During acquisition of property for county projects, occasions arise that require the use of the county’s eminent domain or condemnation authority. Public Works uses specialized attorney services to handle condemnation services when needed. The county’s Prosecuting Attorney’s Office is currently not available to provide these services for Public Works. Currently, Hendricks Bennett, PLLC has several cases in various stages of progress in the county. The proposed contract would allow for the completion of these cases by Hendricks Bennett and for work on additional cases that may occur in 2023.

**Current Proposal:**

*Scope:* Approval by motion is sought from Council to authorize the County Executive to sign the legal services contract with Henricks Bennett, PLLC.

*Duration:* The term of this contract is from execution to December 31, 2025, unless terminated in accordance with Section VII of the contract.

*Fiscal Implications:* The total amount payable under this agreement shall not exceed Three-hundred fifty-thousand dollars (\$350,000) without prior written authorization of the County.

2023 CC01-23 Motion 22-547	01/01/2023	12/31/2025	AMOUNT	\$350,000.00
2022 CC01-22 <a href="#">Motion 21-463</a>	01/01/2022	12/31/2022	AMOUNT	\$140,000.00
2021 CC01-21 <a href="#">Motion 20-543</a>	01/01/2021	12/31/2021	AMOUNT	\$140,000.00
2020 CC01-20 <a href="#">Motion 19-427</a>	01/01/2020	12/31/2020	AMOUNT	\$140,000.00
2019 CC01-19 <a href="#">Motion 19-023</a>	01/01/2019	12/31/2019	AMOUNT	\$140,000.00
2018 CC01-18 <a href="#">Motion 17-406</a>	01/01/2018	12/31/2018	AMOUNT	\$140,000.00
2017 CC01-17 <a href="#">Motion 16-477</a>	01/01/2017	12/31/2017	AMOUNT	\$140,000.00

**2022 Budget:** The 2023 Budget includes appropriation authority for the contract and is also included as part of the approved Annual Construction Program (ACP) and Transportation Improvement Program (TIP).

**Future Budget Impacts:** Funding for the consultant and professional services is included in the Public Works approved 2023 budget, future cases directly related to specific road

projects will be incorporated into budgets for those projects proposed in 2024 and 2025 budgets.

**Handling:** NORMAL

**Approved-as-to-form:** YES

**Risk Management:** APPROVE

**Executive Recommendation:** APPROVE

**Analysis:** Consultant contracts and special service contracts not subject to bidding requirements for more than twenty-five thousand dollars shall require council approval, under SCC 3.04.190.

**Requests:** The requested action is for Council to consider the motion as the contract has a deadline date of January 15, 2023.