



Snohomish County Council

Committee: Public Works and Infrastructure

ECAF: 2021-1060

Proposal: Motion 21-463

Analyst: Deb Evison Bell

Date: December 21, 2021

Consideration:

The proposed motion would authorize the County Executive to sign legal services contract CC01-22 with Hendricks Bennett, PLLC for 2022 condemnation cases, pursuant 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 2022.

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, 2022 unless terminated in accordance with Section VII of the contract.

Fiscal Implications: The total amount payable under this agreement is \$140,000.00. (This is the same cost as previously executed contracts since 2012, when the amount increased from \$100,000, and 2008 when the contract amount increased from \$69,000.)

2022 CC01-22	01/01/2022	12/31/2022	AMOUNT	\$140,000.00
2021 CC01-21 Motion 20-543 ¹	01/01/2021	12/31/2021	AMOUNT	\$140,000.00
2020 CC01-20 Motion 19-427 ²	01/01/2020	12/31/2020	AMOUNT	\$140,000.00
2019 CC01-19 Motion 19-023 ³	01/01/2019	12/31/2019	AMOUNT	\$140,000.00
2018 CC01-18 Motion 17-406 ⁴	01/01/2018	12/31/2018	AMOUNT	\$140,000.00
2017 CC01-17 Motion 16-477 ⁵	01/01/2017	12/31/2017	AMOUNT	\$140,000.00

¹ [Public Works Committee - Dec 15th, 2020 \(granicus.com\)](#)

² [Public Works Committee - SPECIAL MEETING - Jan 21st, 2020 \(granicus.com\)](#)

³ [General Legislative Session - Feb 13th, 2019 \(granicus.com\)](#)

⁴ [Public Works Committee - Dec 5th, 2017 \(granicus.com\)](#)

⁵ [Public Works Committee - Dec 20th, 2016 \(granicus.com\)](#)

2022 Budget: The 2022 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 2022 budget.

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 \$25,000 shall require council approval, SCC3.04.190.

Requests: Move to GLS on January 12, 2022 for consideration.