



RETURN TO:  
Benton PUD  
PO Box 6270  
Kennewick, WA 99336

COR Contract No. 125-16

Document Title(s) (or transactions contained therein):

1. First Amended Interlocal Cooperative Agreements for Installation of Electric Vehicle Charging Stations Between Public Utility District No. 1 of Benton County, Washington, Public Utility District No. 1 of Franklin County, Washington, The City of Richland, Washington, and Energy Northwest

Reference Number(s) of Documents assigned or released:

1. 2016-021288 AGR  
(all on page 1 of document(s))

Grantor(s) (Last name first, then first name and initials)

1. Public Utility District No. of Benton County, Washington
2. The City of Richland, Washington
3. Public Utility District No. 1 of Franklin County, Washington
4. Energy Northwest

Additional names on page \_\_\_\_ of document

Grantee(s) (Last name first, then first name and initials)

1. Public Utility District No. of Benton County, Washington
2. The City of Richland, Washington
3. Public Utility District No. 1 of Franklin County, Washington
4. Energy Northwest

Additional names on page \_\_\_\_ of document

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document or verify the accuracy or completeness of the indexing information provide herein.

**FIRST AMENDED INTERLOCAL COOPERATIVE AGREEMENT FOR INSTALLATION  
OF ELECTRIC VEHICLE CHARGING STATIONS  
BETWEEN  
PUBLIC UTILITY DISTRICT NO. 1 OF BENTON COUNTY, WASHINGTON, PUBLIC  
UTILITY DISTRICT NO. 1 OF FRANKLIN COUNTY, WASHINGTON, THE CITY OF  
RICHLAND, WASHINGTON, AND ENERGY NORTHWEST**

BY THIS FIRST AMENDED INTERLOCAL COOPERATIVE AGREEMENT, hereinafter referred to as "Agreement", entered into by latest date of signature below; PUBLIC UTILITY DISTRICT NO. 1 OF BENTON COUNTY, WASHINGTON, a municipal corporation of the State of Washington; hereinafter referred to as "Benton", PUBLIC UTILITY DISTRICT NO. 1 OF FRANKLIN COUNTY, WASHINGTON; a municipal corporation of the State of Washington, hereinafter referred to as "Franklin", CITY OF RICHLAND, a municipal corporation of the State of Washington, hereinafter referred to as "City", and Energy Northwest, a municipal corporation and joint operating agency of the State of Washington, hereinafter referred to as "EN", collectively referred to as "Parties" and individually as "Party" enter into the following agreement:

WHEREAS, Chapter 39.34, RCW (Interlocal Cooperation Act) permits public agencies, including the Parties herein, to make the most efficient use of their powers by enabling them to cooperate with other localities and thereby to provide services and facilities in a manner that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities; AND

WHEREAS, in April 2016, Benton, Franklin, and the City entered into an Interlocal Agreement for Installation of Electric Vehicle Charging Stations; AND

WHEREAS, EN too wishes to participate in said Interlocal Agreement for Installation of Electric Vehicle Charging Stations; AND

WHEREAS, the Parties to said Interlocal Agreement for Installation of Electric Vehicle Charging Stations and EN wish to add EN to said Interlocal Agreement through the execution of this First Amendment to the Interlocal Agreement.

**NOW, THEREFORE**, in consideration of the foregoing recitals and the mutual covenants contained herein, the Parties do hereby mutually agree as follows:

- 1. Amendment to the Preamble to the Interlocal Agreement to Add Energy Northwest to the Interlocal Agreement.** The Preamble to the Interlocal Agreement is amended to add Energy Northwest, a municipal corporation and joint operating agency of the State of Washington, as a Party to the Interlocal Agreement. Energy Northwest shall be

included in the terms "Party" and "Parties." By executing this First Amendment, Energy Northwest agrees to the terms and conditions of the Interlocal Agreement.

2. **Amendment to Title of the Interlocal Agreement.** The title of the Interlocal Agreement is amended to read as follows:

**FIRST AMENDED INTERLOCAL COOPERATIVE AGREEMENT FOR  
INSTALLATION OF ELECTRIC VEHICLE CHARGING STATIONS  
BETWEEN  
PUBLIC UTILITY DISTRICT NO. 1 OF BENTON COUNTY,  
WASHINGTON, PUBLIC UTILITY DISTRICT NO. 1 OF FRANKLIN  
COUNTY, WASHINGTON, THE CITY OF RICHLAND, WASHINGTON,  
AND ENERGY NORTHWEST**

3. **No Further Changes or Modifications.** Except as otherwise specifically provided in this First Amendment, the terms, conditions, and provisions of the Interlocal Agreement shall remain in full force and effect.
4. **Execution.** This First Amendment may be executed in any number of counterparts, each of which shall be deemed to be an original as against any party whose signature appears thereon, and all of which shall together constitute one and the same instrument.
5. **Filing.** This First Amendment shall be filed with the Benton County Auditor in accordance with RCW 39.34.040 prior to its entry in force.

In Witness Whereof, the Parties have signed this First Amended Agreement as of the day and year written below.

**PUBLIC UTILITY DISTRICT NO. 1  
OF BENTON COUNTY, WASHINGTON**

By: Chad M. Martens

Title: GENERAL MGR

Date: 1/9/17

**PUBLIC UTILITY DISTRICT NO. 1  
OF FRANKLIN COUNTY, WASHINGTON**

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Washington, as a Party to the Interlocal Agreement. Energy Northwest shall be included in the terms "Party" and "Parties." By executing this First Amendment, Energy Northwest agrees to the terms and conditions of the Interlocal Agreement.

2. **Amendment to Title of the Interlocal Agreement.** The title of the Interlocal Agreement is amended to read as follows:

**FIRST AMENDED INTERLOCAL COOPERATIVE AGREEMENT FOR  
INSTALLATION OF ELECTRIC VEHICLE CHARGING STATIONS  
BETWEEN  
PUBLIC UTILITY DISTRICT NO. 1 OF BENTON COUNTY,  
WASHINGTON, PUBLIC UTILITY DISTRICT NO. 1 OF FRANKLIN  
COUNTY, WASHINGTON, THE CITY OF RICHLAND, WASHINGTON,  
AND ENERGY NORTHWEST**

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In Witness Whereof, the Parties have signed this First Amended Agreement as of the day and year written below.

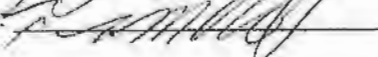
**PUBLIC UTILITY DISTRICT NO. 1  
OF BENTON COUNTY, WASHINGTON**

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**PUBLIC UTILITY DISTRICT NO. 1  
OF FRANKLIN COUNTY, WASHINGTON**

By:  \_\_\_\_\_

Title: General Manager

Date: 01/03/2017

**CITY OF RICHLAND, WASHINGTON**

By: C. Reents

Cynthia D. Reents, ICMA-RC  
Title: City Manager *HR*

Date: 12/22/16

**ENERGY NORTHWEST**

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**CITY OF RICHLAND, WASHINGTON**

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**ENERGY NORTHWEST**

By: *J. Johnson*

Title: *Principal Contract Officer*

Date: *1-10-17*

RESOLUTION NO. 231-16

A RESOLUTION of the City of Richland authorizing the execution of Amendment No. 1 to the Interlocal Cooperative Agreement with Public Utility District No. 1 of Benton County, Public Utility District No. 1 of Franklin County, and Energy Northwest for installation of electric vehicle charging stations.

WHEREAS, Chapter 39.34 RCW (Interlocal Cooperation Act) permits public agencies to make the most efficient use of their powers by enabling them to cooperate with other localities and thereby to provide services and facilities in a manner that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities; and

WHEREAS, on June 7, 2016, the Richland City Council, by adoption of Resolution No. 118-16, authorized the City to enter into an Interlocal Agreement with Benton PUD and Franklin PUD for installation of electric vehicle charging stations (Contract No. 125-16); and

WHEREAS, the parties to this Interlocal Agreement wish to add Energy Northwest as a participant.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Richland, that the City Manager is hereby authorized to sign and execute Amendment No. 1 to the Interlocal Cooperative Agreement between the City of Richland, Public Utility District No. 1 of Benton County, Public Utility District No. 1 of Franklin County, and Energy Northwest for installation of electric vehicle charging stations.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

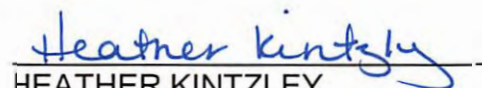
ADOPTED by the City Council of the City of Richland at a regular meeting on the 20th day of December, 2016.

  
ROBERT J. THOMPSON  
Mayor

ATTEST:

  
MARCIA HOPKINS  
City Clerk

APPROVED AS TO FORM:

  
HEATHER KINTZLEY  
City Attorney