## Washington State Auditor's Office

**Financial Statements and Federal Single Audit Report** 

# Whatcom Council of Governments Whatcom County

Audit Period January 1, 2009 through December 31, 2009

Report No. 1003723

Issue Date June 14, 2010





## Washington State Auditor Brian Sonntag

June 14, 2010

Council Whatcom Council of Governments Bellingham, Washington

## Report on Financial Statements and Federal Single Audit

Please find attached our report on the Whatcom Council of Governments' financial statements and compliance with federal laws and regulations.

We are issuing this report in order to provide information on the Council's financial condition.

Sincerely,

BRIAN SONNTAG, CGFM STATE AUDITOR

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## Federal Summary

## Whatcom Council of Governments Whatcom County January 1, 2009 through December 31, 2009

The results of our audit of the Whatcom Council of Governments are summarized below in accordance with U.S. Office of Management and Budget Circular A-133.

## FINANCIAL STATEMENTS

An unqualified opinion was issued on the financial statements.

#### **Internal Control Over Financial Reporting:**

- **Significant Deficiencies:** We reported no deficiencies in the design or operation of internal control over financial reporting that we consider to be significant deficiencies.
- **Material Weaknesses:** We identified no significant deficiencies that we consider to be material weaknesses.

We noted no instances of noncompliance that were material to the financial statements of the Council.

### FEDERAL AWARDS

#### Internal Control Over Major Programs:

- **Significant Deficiencies:** We reported no deficiencies in the design or operation of internal control over major federal programs that we consider to be significant deficiencies.
- **Material Weaknesses:** We identified no significant deficiencies that we consider to be material weaknesses.

We issued an unqualified opinion on the Council's compliance with requirements applicable to its major federal program.

We reported no findings that are required to be disclosed under OMB Circular A-133.

### Identification of Major Programs:

The following was a major program during the period under audit:

<u>CFDA No</u> .	Program Title

20.205 Highway Planning and Construction

The dollar threshold used to distinguish between Type A and Type B programs, as prescribed by OMB Circular A-133, was \$300,000.

The Council qualified as a low-risk auditee under OMB Circular A-133.

# Independent Auditor's Report on Internal **Control over Financial Reporting and on Compliance and Other Matters in Accordance** with Government Auditing Standards

## Whatcom Council of Governments Whatcom County January 1, 2009 through December 31, 2009

Council Whatcom Council of Governments Bellingham, Washington

We have audited the financial statements of the Whatcom Council of Governments, Whatcom County, Washington, as of and for the year ended December 31, 2009, and have issued our report thereon dated April 16, 2010.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to the financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States.

## INTERNAL CONTROL OVER FINANCIAL REPORTING

In planning and performing our audit, we considered the Council's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Council's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the Council's internal control over financial reporting.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the Council's financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and would not necessarily identify all deficiencies in internal control that might be deficiencies, significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above.

## COMPLIANCE AND OTHER MATTERS

As part of obtaining reasonable assurance about whether the Council's financial statements are free of material misstatement, we performed tests of the Council's compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion.

The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under Government Auditing Standards.

This report is intended for the information and use of management, the Council, federal awarding agencies and pass-through entities. However, this report is a matter of public record and its distribution is not limited. It also serves to disseminate information to the public as a reporting tool to help citizens assess government operations.

**BRIAN SONNTAG, CGFM** STATE AUDITOR

April 16, 2010

# Independent Auditor's Report on Compliance with Requirements Applicable to its Major Program and Internal Control over Compliance in Accordance with OMB Circular A-133

## Whatcom Council of Governments Whatcom County January 1, 2009 through December 31, 2009

Council Whatcom Council of Governments Bellingham, Washington

## COMPLIANCE

We have audited the compliance of the Whatcom Council of Governments, Whatcom County, Washington, with the types of compliance requirements described in the U.S. Office of Management and Budget (OMB) *Circular A-133 Compliance Supplement* that are applicable to its major federal program for the year ended December 31, 2009. The Council's major federal program is identified in the Federal Summary. Compliance with the requirements of laws, regulations, contracts and grants applicable to its major federal program is the responsibility of the Council's management. Our responsibility is to express an opinion on the Council's compliance based on our audit.

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to the financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and OMB Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations*. Those standards and OMB Circular A-133 require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major federal program occurred. An audit includes examining, on a test basis, evidence about the Council's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances. We believe that our audit provides a reasonable basis for our opinion. Our audit does not provide a legal determination on the Council's compliance with those requirements.

In our opinion, the Council complied, in all material respects, with the requirements referred to above that are applicable to its major federal program for the year ended December 31, 2009.

## INTERNAL CONTROL OVER COMPLIANCE

The management of the Council is responsible for establishing and maintaining effective internal control over compliance with requirements of laws, regulations, contracts and grants applicable

to federal programs. In planning and performing our audit, we considered the Council's internal control over compliance with the requirements that could have a direct and material effect on a major federal program in order to determine our auditing procedures for the purpose of expressing our opinion on compliance and to test and report on internal control over compliance, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of the Council's internal control over compliance.

A deficiency in internal control over compliance exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. A material weakness in internal control over compliance is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and would not necessarily identify all deficiencies in internal control that might be deficiencies, significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses, as defined above.

This report is intended for the information of management, the Council, federal awarding agencies and pass-through entities. However, this report is a matter of public record and its distribution is not limited. It also serves to disseminate information to the public as a reporting tool to help citizens assess government operations.

**BRIAN SONNTAG, CGFM** STATE AUDITOR

April 16, 2010

# Independent Auditor's Report on Financial Statements

## Whatcom Council of Governments Whatcom County January 1, 2009 through December 31, 2009

Council Whatcom Council of Governments Bellingham, Washington

We have audited the accompanying financial statements of the Whatcom Council of Governments, Whatcom County, Washington, for the year ended December 31, 2009. These financial statements are the responsibility of the Council's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As described in Note 1 to the financial statements, the Council prepares its financial statements on the basis of accounting that demonstrates compliance with Washington State statutes and the *Budgeting, Accounting and Reporting System* (BARS) manual prescribed by the State Auditor, which is a comprehensive basis of accounting other than generally accepted accounting principles.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position and results of operations of the Whatcom Council of Governments, for the year ended December 31, 2009, on the basis of accounting described in Note 1.

In accordance with *Government Auditing Standards*, we have also issued our report on our consideration of the Council's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be considered in assessing the results of our audit.

Our audit was performed for the purpose of forming an opinion on the financial statements taken as a whole. The accompanying Schedule of Expenditures of Federal Awards is presented for purposes of additional analysis as required by U.S. Office of Management and Budget Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations. This schedule is not a required part of the financial statements. Such information has been subjected to the auditing procedures applied in the audit of the financial statements and, in our opinion, is fairly stated, in all material respects, in relation to the financial statements taken as a whole.

**BRIAN SONNTAG, CGFM** STATE AUDITOR

April 16, 2010

## **Financial Section**

## Whatcom Council of Governments Whatcom County January 1, 2009 through December 31, 2009

### FINANCIAL STATEMENTS

Resources and Uses Arising from Cash Transactions - 2009 Notes to Financial Statements - 2009

#### SUPPLEMENTAL INFORMATION

Schedule of Expenditures of Federal Awards - 2009 Notes to Schedule of Expenditures of Federal Awards - 2009

#### WHATCOM COUNCIL OF GOVERNMENTS

#### Resources and Uses Arising from Cash Transactions For the Year Ended December 31, 2009

Description	Actual Amount	Budgeted Amount	
Beginning Net Cash and Investments	\$366,939	\$366,939	
Revenues:			
310 Taxes	0	0	
340 Fees for Services	0	0	
330 Intergovernmental Revenues	0	0	
333 Indirect Federal Grants	988,607	1,018,896	
334 State Grants	391,290	468,386	
337 Local Grants	64,994	50,000	
338 Intergrovernmental (Membership Fees)	157,901	167,903	
330 Total Intergovernmental Revenues	\$1,602,792	\$1,705,185	
360 Miscellaneous		• • • • • • • •	
367 Donations	790	0	
361 Interest	11,054	15,000	
369 Other	35,904	41,197	
360 Total Miscellaneous	47,747	56,197	
Total Revenues	\$1,650,539	\$1,761,382	
Expenditures:			
510 Executive/Administrative	\$413,553	\$458,503	
540 Transportation Planning	1,163,941	1,306,213	
594 Capital	7,573	8,700	
Total Expenditures	\$1,585,068	\$1,773,416	
Excess (Deficit) of Revenues Over Expenses	65,472	(12,034)	
	05,472	(12,034)	
Other Increases/Decreases in Cash and Cash Investments:			
Interest	0	0	
Ending Net Cash and Investments	\$432,411	\$354,905	

See Accompanying Notes to Financial Statements

#### WHATCOM COUNCIL OF GOVERNMENTS Notes to Financial Statements January 1, 2009 through December 31, 2009

#### NOTE 1 - SUMMARY OF ACCOUNTING POLICIES

The Whatcom Council of Governments (Council) is a special purpose government that provides planning and regional coordination services to its members and is supported primarily through member assessments and grants. The Council was established on March 26, 1970 and operates under RCW 36.70.060 and other laws of the state of Washington applicable to a regional planning commission.

The Council accounts and reports in accordance with methods prescribed by the State Auditor's Office under the authority of Chapter 43.09 RCW and contained in the *Cash Basis Budgeting, Accounting and Reporting* (BARS) manual. This basis of accounting and reporting is an other comprehensive basis of accounting (OCBOA) and it does not conform to generally accepted accounting principles (GAAP).

Revenues are recognized only when cash is received and expenses are recognized when paid. Purchases of capital assets are expensed during the year of acquisition. There is no allocation of depreciation expenses. Inventory is expensed when purchased.

#### a. Reporting Entity

The council is a voluntary interlocal cooperative consisting of local governments in Whatcom County. At December 31, 2009 the council consisted of representatives of the following local governments:

City of Bellingham City of Blaine City of Everson City of Ferndale City of Lynden City of Nooksack City of Nooksack City of Sumas Whatcom County Port of Bellingham Birch Bay Water & Sewer District Lake Whatcom Water & Sewer District

#### b. <u>Duties of Whatcom County</u>

As required by statute, Whatcom County serves as the council's treasurer, issues council warrants, invests available cash, and prepares cash receipt and disbursement reports of the council's financial activity.

#### c. <u>Budget</u>

An annual appropriated budget is adopted for the Council at the fund level. The budget constitutes the legal authority for expenditures at that level. Annual appropriations lapse at the fiscal period end.

The Executive Director is authorized to transfer budgeted amounts between object classes; however, any revisions that alter the total expenditures, or that affect the number of authorized employee positions must be approved by the Council's legislative body.

d. <u>Cash</u>

It is the Council's policy to invest all temporary cash surpluses. The amount is included in the net cash and investments shown on the statements of fund resources and uses arising from cash transactions. The interest on these investments is posted to the general (current expense) fund.

#### e. <u>Deposits</u>

The Council deposits are covered by the Federal Deposit Insurance Corporation.

#### f. Investments

See Note No. 3 Investments

g. <u>Capital Assets</u>

Capital assets are long-lived assets of the Council and are recorded as expenditures when purchased.

#### h. <u>Compensated Absences</u>

Vacation pay may be accumulated up to thirty days and is payable upon resignation, retirement, or death. The liability for accumulated unused vacation has not been calculated and is not included in the financial statements.

Sick leave may be accumulated 520 hours. Upon separation or retirement employees do not receive payment for unused sick leave.

#### i. Other Financing Sources Or Uses

The Council had no other financing sources or uses during the audit period.

#### j. <u>Risk Management</u>

Whatcom Council of Governments is a member of Enduris. Chapter 48.62 RCW authorizes the governing body of any one or more governmental entity to form together into or join a pool or organization for the joint purchasing of insurance, and/or joint self-insuring, and/or joint hiring or contracting for risk management services to the same extent that they may individually purchase insurance, self-insure, or hire or contract for risk management services. An agreement to form a pooling arrangement was made pursuant to the provisions of Chapter 39.34 RCW, the Interlocal Cooperation Act. Enduris was formed July 10, 1987, when two (2) counties and two (2) cities in the State of Washington joined together by signing an Interlocal Governmental Agreement to pool their self-insured losses and jointly purchase insurance and administrative services. As of August 31, 2009, there are 444 Enduris members representing a broad range of special purpose districts.

Enduris allows members to jointly purchase excess insurance coverage, share in the self-insured retention, establish a plan for total self-insurance, and provide excellent risk

management services and other related services. Enduris provides "occurrence" policies for all lines of liability coverage including Public Official's Liability. The Property coverage is written on an "all risk" basis blanket form using current Statement of Values. The Property coverage includes mobile equipment, electronic data processing equipment, valuable papers, building ordinance coverage, property in transit, extra expense, consequential loss, accounts receivable, fine arts, inventory or appraisal cost, automobile physical damage to insured vehicles. Boiler and machinery coverage is included on a blanket limit of \$100 million for all members. Enduris offers employee dishonesty coverage up to a liability limit of \$1,000,000.

Members make an annual contribution to fund Enduris. Enduris acquires insurance from unrelated insurance companies that is subject to a "per occurrence":

\$500,000 deductible on liability loss (9/1/08-12/31/08) - the member is responsible for the first \$1,000 of the deductible amount of each claim, while Enduris is responsible for the remaining \$499,000 on liability loss:

\$750.000 deductible on liability loss (1/1/09-8/31/09) - the member is responsible for the first \$1,000 of the deductible amount of each claim, while Enduris is responsible for the remaining \$749,000 on liability loss;

\$100,000 deductible on property loss (9/1/08-6/30/09) - the member is responsible for the first \$1,000 of the deductible amount of each claim, while Enduris is responsible for the remaining \$99,000 on property loss. Enduris is responsible for the \$4,000 deductible on boiler and machinery loss;

\$250,000 deductible on property loss (7/1/09-8/31/09) - the member is responsible for the first \$1,000 of the deductible amount of each claim, while Enduris is responsible for the remaining \$249,000 on property loss. Enduris is responsible for the \$4,000 deductible on boiler and machinery loss.

Insurance carriers cover all losses over the deductibles as shown to the policy maximum limits. Since Enduris is a cooperative program, there is a joint liability among the participating members.

The contract requires members to continue membership for a period of not less than one (1) year and must give notice 60 days before terminating participation. The Master Agreement (Intergovernmental Contract) is automatically renewed after the initial one (1) full fiscal year commitment. Even after termination, a member is still responsible for contribution to Enduris for any unresolved, unreported and in-process claims for the period they were a signatory to the Master Agreement.

Enduris is fully funded by its member participants. Claims are filed by members with Enduris and are administered in house.

A Board of Directors consisting of seven (7) board members governs Enduris. Its members elect the Board and the positions are filled on a rotating basis. The Board meets guarterly and is responsible for conducting the business affairs of Enduris.

#### NOTE 2 - COMPLIANCE AND ACCOUNTABILITY

There have been no material violations of finance-related legal or contractual provisions.

#### NOTE 3 - INVESTMENTS

The Council's investments are held by Whatcom County as its agent in the Council's name. Investments by type at December 31, 2009 are as follows:

Type of Investment	<u>Balance</u>
L.G.I.P.	\$ 423,511

#### NOTE 4 - PENSION PLANS

Substantially all Council full-time and qualifying part-time employees participate in the Public Employee Retirement System administered by the Washington State Department of Retirement Systems, under cost-sharing multiple-employer public employee defined benefit and defined contribution retirement plans. Actuarial information is on a system-wide basis and is not considered pertinent to the Council's financial statements. Contributions to the systems by both employee and employer are based upon gross wages covered by plan benefits.

Historical trend or other information regarding each plan is presented in the Washington State Department of Retirement Systems annual financial report. A copy of this report may be obtained by writing to:

Department of Retirement Systems Communications Unit PO Box 48380 Olympia, WA 98504-8380

#### WHATCOM COUNCIL OF GOVERNMENTS SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS For the Year Ended December 31, 2009

1	2	3		4 5		6		
			Other I.D. Number		Expenditures			
Federal Agency Name / Pass- Through Agency Name	Federal Program Name	CFDA Number			From Pass- Through Awards	From Direct Awards	Total	Foot- note Ref.
U.S. Dept. of Transportation / Pass-through from WSDOT	Highway Planning and Construction	20.205	NCPD- 2037(087)	Cascade Gateway & Mobility	\$21,049	\$0	\$21,049	
U.S. Dept. of Transportation / Pass-through from WSDOT	"	20.205	HPP- 2037(091)	IMTC 4	195,048	0	195,048	
U.S. Dept. of Transportation / Pass-through from WSDOT	"	20.205	GCA-5285	MPO - FHWA	158,369	0	158,369	
U.S. Dept. of Transportation / Pass-through from WSDOT	n	20.205	GCA-6100		50,507	0	50,507	
U.S. Dept. of Transportation / Pass-through from Skagit Council of Governments	"	20.205	SCOG Interlocal	North Sound Connecting Communities	70,894	0	70,894	
U.S. Dept. of Transportation / Pass-through from WSDOT	n	20.205	NCPD-CBI 2037(086)	Northern Border Projects	5,532	0	5,532	
U.S. Dept. of Transportation / Pass-through from WSDOT	n	20.205	STPR- 2037(089)	Unified Planning Work Program	249,389	0	249,389	
U.S. Dept. of Transportation / Pass-through from WSDOT	n	20.205	GCA-5760	West Coast Corridor Coalition	80,365	0	80,365	
	sub-total 20.205				\$831,153		\$831,153	
U.S. Dept. of Transportation / Pass-through from WSDOT	Federal Transit Metropolitan Planning Grants sub-total 20.505	20.505	GCA-6100	MPO - FTA	41,241 <b>\$41,241</b>	0	41,241 <b>\$41,241</b>	
	Sub-total 20.303				φ <del>4</del> 1,241		<b>Ψ</b> +1, <b>2</b> +1	
U.S. Dept. of Transportation / Pass-through from WSDOT	Capital Assistance Program for Elderly and Disabled	20.513	GCA-6424	Human Svcs Plan (EACH 4)	4,980	0	4,980	
	sub-total 20.513				\$4,980		\$4,980	
U.S. Dept. of Transportation / Pass-through from WSDOT	New Freedom Program	20.521	GCA-5348	Mobility Coordination (EACH 2)	55,028	0	55,028	
U.S. Dept. of Transportation / Pass-through from WSDOT	New Freedom Program	20.521	GCA-6227	Mobility Coordination (EACH 3)	7,498	0	7,498	
	sub-total 20.521				\$62,525	\$0	\$62,525	
Total Expenditu	ires of Federal Awards				\$939,899	\$0	\$939,899	

#### NWHATCOM COUNCIL OF GOVERNMENTS Notes to Schedule of Expenditures of Federal Awards January 1, 2009 through December 31, 2009

#### NOTE 1 – BASIS OF ACCOUNTING

This schedule is prepared on same basis of accounting as the council's financial statements. The council uses the cash basis of accounting.

#### NOTE 2 - PROGRAM COSTS

The amounts shown as current year expenditures represent only the federal grant portion of the program costs. Entire program costs, including the council's portion, may be more than shown.

#### NOTE 3 - INDIRECT COST RATE

The amount expended includes \$ 309,230 claimed as an indirect cost recovery using an approved indirect cost rate of 93.47%.

#### NOTE 4 - FRINGE BENEFIT RATE

The amount expended includes \$ 199,758 claimed as a fringe benefit cost recovery using an approved fringe benefit cost rate of 60.38%.



# ABOUT THE STATE AUDITOR'S OFFICE

The State Auditor's Office is established in the state's Constitution and is part of the executive branch of state government. The State Auditor is elected by the citizens of Washington and serves four-year terms.

Our mission is to work in cooperation with our audit clients and citizens as an advocate for government accountability. As an elected agency, the State Auditor's Office has the independence necessary to objectively perform audits and investigations. Our audits are designed to comply with professional standards as well as to satisfy the requirements of federal, state, and local laws.

The State Auditor's Office employees are located around the state to deliver our services effectively and efficiently.

Our audits look at financial information and compliance with state, federal and local laws on the part of all local governments, including schools, and all state agencies, including institutions of higher education. In addition, we conduct performance audits of state agencies and local governments and fraud, whistleblower and citizen hotline investigations.

The results of our work are widely distributed through a variety of reports, which are available on our Web site and through our free, electronic subscription service. We continue to refine our reporting efforts to ensure the results of our audits are useful and understandable.

We take our role as partners in accountability seriously. We provide training and technical assistance to governments and have an extensive quality assurance program.

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