

## Legislation Details (With Text)

**File #:** BILL NO. 17-20  
**Name:**  
**Type:** Ordinance  
**Status:** Passed  
**File created:** 12/22/2016  
**In control:** City Council - Regular Session  
**On agenda:** 1/19/2017  
**Final action:** 1/19/2017  
**Title:** AN ORDINANCE AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE CALDWELL COUNTY DETENTION CENTER, AN AGENCY OF CALDWELL COUNTY, MISSOURI, FOR THE OFFSITE HOUSING OF PRISONERS. (F&BC 1-9-17)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance, 2. Agreement

Date	Ver.	Action By	Action	Result
1/19/2017	1	City Council - Regular Session	adopted and numbered	Pass
1/9/2017	1	Finance and Budget Committee	recommended for approval	Pass

AN ORDINANCE AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE CALDWELL COUNTY DETENTION CENTER, AN AGENCY OF CALDWELL COUNTY, MISSOURI, FOR THE OFFSITE HOUSING OF PRISONERS. (F&BC 1-9-17)

Issue/Request:

- City needs offsite housing facilities for Lee's Summit municipal offenders. Due to continually changing capacity levels, multiple offsite housing facilities are needed to ensure city needs are continually met.
- Caldwell County Detention Center is currently utilized by the city to accommodate this need.
- The current contract with Caldwell County Detention Center has expired.
- The agreement sets forth an inmate housing rate of \$45.00 per day. Per Diem rates will be mutually agreed upon every six months, and any rate changes will be done in writing. Rates will be based on the consumer price index for Facility's area and minimum of 10 inmates after 45 days of signing this contact.
- Inmate housing rates may be subject to change with 60 days notice from Caldwell County.
- The attached ordinance would authorize the City Manager to approve any changes in inmate housing rates.

- The term for this agreement is for a period of one (1) year from the date of this Agreement and will automatically renew for four (4) successive one (1) year periods unless either party notifies the other of its intent not to renew at least thirty (30) days prior to the end of the current term. Irrespective thereof, either party may terminate this Agreement at any time upon giving 30 days written notice to the other party; provided that the Agency may immediately terminate this Agreement and incur no liability if an Inmate has been mistreated in violation of Paragraph 1 of the Agreement.

Proposed City Council Motion:

FIRST MOTION: I move for second reading of AN ORDINANCE AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE CALDWELL COUNTY DETENTION CENTER, AN AGENCY OF CALDWELL COUNTY, MISSOURI, FOR THE OFFSITE HOUSING OF PRISONERS.

SECOND MOTION: I move for adoption of AN ORDINANCE AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE CALDWELL COUNTY DETENTION CENTER, AN AGENCY OF CALDWELL COUNTY, MISSOURI, FOR THE OFFSITE HOUSING OF PRISONERS.

Impact/Analysis:

In FY17 the budgeted amount for the prisoner and detainee expenses is \$275,000. Total encumbrances to date for FY17 are \$77,000. The proposed budget amount for FY18 is \$275,000. These expenditures in this account are affected by the court sentencing of detainees and can vary from year to year depending on arrest numbers and sentencing by Municipal Judges.

This agreement would continue to assist in giving the City a sufficient number of facilities to utilize to fulfill its needs.

The City also currently has agreements for the offsite housing of prisoners with Johnson County, Missouri and Caldwell County, Missouri detention centers.

Presenter: Major Curt Mansell

Recommendation:

Staff recommends approval OF AN ORDINANCE AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE CALDWELL COUNTY DETENTION CENTER, AN AGENCY OF CALDWELL COUNTY, MISSOURI, FOR THE OFFSITE HOUSING OF PRISONERS.

Committee Recommendation: On motion by Vice Chair Seif, second by Councilmember Forte, this Ordinance was recommended for approval to the City Council - Regular Session, due back on 1-19-17. The vote was unanimous.