

**CITY COUNCIL AGENDA ITEM**  
CITY OF SHORELINE, WASHINGTON

<b>AGENDA TITLE:</b>	Authorize the City Manager to Approve an Extension to the Agreement with Yakima County for Jail Services
<b>DEPARTMENT:</b>	City Manager's Office
<b>PRESENTED BY:</b>	Alex Herzog, CMO Management Analyst
<b>ACTION:</b>	<input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

**PROBLEM/ISSUE STATEMENT:**

The City currently has three contracts for jail services: SCORE, Yakima County Jail and King County Jail in downtown Seattle. SCORE is the City's primary jailing and booking facility, housing 95% of inmates being held pre-disposition that are not eligible for work release. Inmates being held post-disposition with sentences longer than three days are transferred to Yakima County Jail. Finally King County Jail in downtown Seattle is used as needed. As an example, King County Jail is utilized when a defendant is booked or jailed on charges from multiple jurisdictions or on felony and City misdemeanor charges.

In 2015, in order to curb jail costs, primarily due to increased jail usage and daily rates at SCORE and King County jails, Council approved execution of an agreement with Yakima County for jail housing services. This initial contract term was one year, and is set to expire on December 31, 2016.

**RESOURCE/FINANCIAL IMPACT:**

The entire adopted 2016 criminal justice budget, which also funds Court costs and public defense services is \$3.2 million. The 10 Year Financial Sustainability Model presented to the City Council as part of the 2016 Budget process reflected the ability to reduce annual jail costs by \$200,000 by 2017 as a result of implementing the proposed agreement with Yakima County.

Staff forecast the year-end estimate of the jail budget to be approximately \$1.72 million, or about \$280,000 less than the adopted 2016 jail budget of \$2 million. The majority of the savings has come from the City's transition to Yakima County Jail for most sentenced inmates. On average, the City has saved approximately \$18,500 per month with transferring inmates to Yakima versus housing the same inmates at SCORE. Some of the savings is also due to decreased jail usage as compared to 2015.

If Council were to approve the extension to the agreement with Yakima County for 2017, considering current trends, staff expect a rate of savings similar to 2016. However, exact savings for 2017 cannot be calculated as costs may be affected by a number of factors. For example, arrest rates may affect the number of cases filed by the City's prosecutor and ultimately the frequency and number of jail sentences per year. And, a judge ultimately determines the type of sentence (i.e. work release, electronic home monitoring, jail, etc.) and length of the sentence.

The City's proposed 2017 criminal justice budget of \$3.1 million represents 6.68% of the City's General Fund appropriations. Of that amount 66%, or \$2.0 million, is allocated toward jail services.

### **RECOMMENDATION**

Staff recommends that Council authorize the City Manager to extend the agreement with Yakima County for jail services to cover 2017 to continue to transfer most of the City's sentenced inmates from SCORE to the Yakima County Jail.

Approved By:            City Manager **DT**    City Attorney **MK**

## **BACKGROUND**

The City of Shoreline is required by law to arrange for the booking and housing of its misdemeanor population. This requirement only relates to adults who commit offenses as those committed by defendants less than 18 years of age and all felony offenses are the responsibility of King County. As the City of Shoreline does not own its own jail facility, the City has contracted with multiple jail providers to house its inmates since incorporation.

On November 30, 2015, the Council discussed the City's jails services contracts and the possibility of transferring a portion of the City's sentenced inmate population to Yakima County Jail. Materials from the November 30, 2015 discussion can be found here: <http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/council/staffreports/2015/staffreport113015-8b.pdf>.

On December 14, 2015, Council approved execution of an agreement with Yakima County for jail housing services. This initial contract term was one year, and is set to expire on December 31, 2016. Materials from the December 14, 2015 discussion can be found here: <http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/council/staffreports/2015/staffreport121415-8b.pdf>.

If Council does not authorize the extension to the agreement with Yakima County for jail services for 2017, inmates will be housed at SCORE at a much higher daily rate.

In 2017, SCORE's daily rate will increase to \$108.78 from the 2016 rate of \$105. Comparatively, the 2017 daily rate at Yakima County Jail is \$57.20 – nearly half SCORE's daily rate.

## **DISCUSSION**

### **Proposed Agreement with Yakima County**

The proposed extension to the agreement with Yakima County Jail is attached to this staff report as Attachment A. All provisions aside from rates and the term remain the same and in effect.

Daily rates are structured on tiered scale and the daily rate decreases with the number of inmates jailed. The 2017 daily rate at Yakima County Jail, at its most expensive, is \$57.20. This is the rate the City is most likely to pay this rate as the City has averaged a use of 13.1 beds per day from January 1 through September 1, 2016. 2017 daily rates for Yakima County Jail are as follows:

Monthly Average Daily Population	Daily Rate Per Inmate
151 - above	\$51.20
126-150	\$52.20
101-125	\$53.20
76-100	\$54.20
51-75	\$55.20
26-50	\$56.20
0-25	\$57.20

Comparing the City's three contracted jail providers, Yakima and SCORE continue to be the City's best options with regard to cost:

Jail Daily Rates	2015	2016	2017
King County Jail	\$146.65	\$151.99	\$186.79
SCORE Jail Guaranteed Bed	\$97	\$105	\$108.78
SCORE Jail Non-Guaranteed Bed	\$135	\$157	\$162.65
Yakima County Jail	\$54.75	\$54.75	\$57.20

### SCORE Contract

Extension of the agreement with Yakima County Jail would not require amending the City's current contract with SCORE.

In December 2015, Council authorized an amendment to the City's contract with SCORE in consideration of transferring most of its sentence inmate population to Yakima County Jail. The amendment to the SCORE contract lowered the City's number of guaranteed beds to account for the shift of inmates to Yakima County. And, in negotiating that amendment, staff were able to secure a 100% cap above the guaranteed number of beds that retains the lower guaranteed bed rate. For 2017, staff intend to maintain the number guaranteed beds and the 100% cap as noted below:

	Number of Guaranteed Beds	Additional Beds at Guaranteed Rate	Total Beds at Guaranteed Rate
2015	35	+25% (8 Beds)	43
2016	20	+100% (20 Beds)	40
2017	20	+100% (20 Beds)	40

Materials from the December 14, 2015 discussion of the 2016 amendment to the SCORE contract can be found here:

<http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/council/staffreports/2015/staffreport121415-8c.pdf>.

## **FINANCIAL IMPACT**

The entire adopted 2016 criminal justice budget, which also funds Court costs and public defense services is \$3.2 million. The 10 Year Financial Sustainability Model presented to the City Council as part of the 2016 Budget process reflected the ability to reduce annual jail costs by \$200,000 by 2017 as a result of implementing the proposed agreement with Yakima County.

Staff forecast the year-end estimate of the jail budget to be approximately \$1.72 million, or about \$280,000 less than the adopted 2016 jail budget of \$2 million. The majority of the savings has come from the City's transition to Yakima County Jail for most sentenced inmates. On average, the City has saved approximately \$18,500 per month with transferring inmates to Yakima versus housing the same inmates at SCORE. Some of the savings is also due to decreased jail usage as compared to 2015.

If Council were to approve the extension to the agreement with Yakima County for 2017, considering current trends, staff expect a rate of savings similar to 2016. However, exact savings for 2017 cannot be calculated as costs may be affected by a number of factors. For example, arrest rates may affect the number of cases filed by the City's prosecutor and ultimately the frequency and number of jail sentences per year. And, a judge ultimately determines the type of sentence (i.e. work release, electronic home monitoring, jail, etc.) and length of the sentence.

The City's proposed 2017 criminal justice budget of \$3.1 million represents 6.68% of the City's General Fund appropriations. Of that amount 66%, or \$2.0 million, is allocated toward jail services.

## **RECOMMENDATION**

Staff recommends that Council authorize the City Manager to extend the agreement with Yakima County for jail services to cover 2017 to continue to transfer most of the City's sentenced inmates from SCORE to the Yakima County Jail.

## **ATTACHMENTS**

Attachment A: Draft Extension to the Agreement with Yakima County for Jail Services



**YAKIMA COUNTY  
DEPARTMENT OF CORRECTIONS**

111 North Front Street Yakima, Washington 98901 (509) 574-1700

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October 31<sup>st</sup>, 2016

Shoreline Police Department  
Chief Shawn Ledford  
1206 North 185<sup>th</sup> Street  
Shoreline, WA 98133

**RE: 2017 Inmate Housing Agreement Addendum – Renewal Notification**

Dear Chief Ledford:

It's that time of the year again to begin the Inmate Housing Agreement renewal process. Enclosed please find the addendum extending your current housing agreement for the duration of **January 1<sup>st</sup>, 2017** through **December 31<sup>st</sup>, 2017**. Pursuant to the Bed Rate section of the agreement, there will be an increase for the year 2017 of approximately 4.5%, which is reflected in the new sliding scale. This will be the first rate increase for our out-of-county customers in four years.

If you would like to renew this agreement, please have the addendums signed and forwarded back to ATTN: Sandra Bess, Program Coordinator at 111 North Front Street, Yakima WA 98901. Once our Board of County Commissioners has signed, a fully executed original will be mailed back to you. Yakima County's last BOCC Agenda will be held on Tuesday, December 27<sup>th</sup>, 2016 so I am hopeful this will provide sufficient time for full execution.

If you have any questions, please do not hesitate to contact me at 574-1758 or you can contact Sandra Bess at 574-1704.

Looking forward to another successful year of working together!

Respectfully,

A handwritten signature in black ink, appearing to read "Ed W. Campbell".

Ed W. Campbell, Director  
EC:sb

C: Agreement File

**Inmate Housing Agreement Addendum**

This Agreement Addendum is made and entered into between the **CITY OF SHORELINE**, a municipal corporation with its principal offices at 17500 Midvale Avenue North, Shoreline, WA 98133 and **YAKIMA COUNTY DEPT. OF CORRECTIONS** located at 111 North Front Street, Yakima WA 98901.

In consideration of the mutual benefits and covenants contained herein, the parties agree that their Inmate Housing Agreement executed on January 1<sup>st</sup>, 2016 shall be amended as follows:

1. **Section 26: Duration of Agreement** shall be amended effective January 1, 2017 through December 31, 2017. This agreement is subject to earlier termination as provided under Section 30 of the original agreement and may be renewed for successive periods by written addendum under such terms and conditions as the parties determine.
2. **Compensation (BED RATES):** In consideration of Yakima County's commitment to house City Inmates, the City shall pay the County based on the Monthly Average Daily Population (MADP) sliding scale:

<i>Monthly Average Daily Population (MADP)</i>	<i>Daily Rate Per Inmate</i>
151 – above	\$51.20
126-150	\$52.20
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51-75	\$55.20
26-50	\$56.20
0-25	\$57.20

Except as expressly provided in this Agreement Addendum, all other terms and conditions of the original agreement shall remain in full force and effect.

Executed this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

**City of Shoreline**

ATTEST:

\_\_\_\_\_  
City Mayor/Manager

\_\_\_\_\_  
By: City Clerk

Approved as to Form:

\_\_\_\_\_  
City Attorney

**Yakima Board of County Commissioners**

\_\_\_\_\_  
Michael D. Leita, Chairman

\_\_\_\_\_  
Kevin J. Bouchey, Commissioner

\_\_\_\_\_  
J. Rand Elliott, Commissioner  
*Constituting the Board of County Commissioners  
for Yakima County, Washington*

ATTEST:

\_\_\_\_\_  
Tiera Girard, Clerk of the Board

Approved as to Form:

\_\_\_\_\_  
Senior Deputy Prosecuting Attorney



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**City of Shoreline**

ATTEST:

\_\_\_\_\_  
City Mayor/Manager

\_\_\_\_\_  
By: City Clerk

Approved as to Form:

\_\_\_\_\_  
City Attorney

**Yakima Board of County Commissioners**

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Michael D. Leita, Chairman

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Kevin J. Bouchey, Commissioner

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J. Rand Elliott, Commissioner  
*Constituting the Board of County Commissioners  
for Yakima County, Washington*

**ATTEST:**

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Tiera Girard, Clerk of the Board

Approved as to Form:

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Senior Deputy Prosecuting Attorney