

W. 4. D. 1.

ABREVIATED CONSENT CALENDAR MEMO

Memorandum Date: 12 February 2009
Order Date: 18 February 2009

TO: Board of County Commissioners

DEPARTMENT: Lane County Sheriff's Office

PRESENTED BY: Judy Simpson

**AGENDA ITEM TITLE: IN THE MATTER OF DELEGATING AUTHORITY
TO THE COUNTY ADMINISTRATOR TO EXECUTE
INTERGOVERNMENTAL AGREEMENT BETWEEN
THE FEDERAL BUREAU OF PRISONS AND LANE
COUNTY TO INCREASE THE PER DIEM DAILY
RATE**

I. MOTION

MOVE TO APPROVE EXECUTION OF THE INTERGOVERNMENTAL
AGREEMENT WITH THE FEDERAL BUREAU OF PRISONS

II. DISCUSSION

A. Background/Analysis

Board Order 89-6-7-10 authorized the execution of Intergovernmental Agreement (IGA) 047-9 between the Federal Bureau of Prisons (BOP) and Lane County for housing federal inmates at the Community Corrections Center (CCC) beginning 1 May 1989.

Board Order 08-9-3-4 ratified execution of Modification 8 to IGA 047-9 which extended the IGA six months and temporarily increased the daily per diem rate while Lane County Sheriff's Office renegotiated a new 3-year Agreement.

IGA 047-9 ends 28 February 2009.

The new BOP IGA begins 1 March 2009 at a daily per diem rate of \$116.66 with a 4% annual increase to the per diem daily rate.

This IGA has a value of approximately \$2.7 Million.

Lane Manual 21.145 requires Board of Commissioner approval for execution of an Agreement which exceeds \$100,000.

B. RECOMMENDATION

Staff recommends approving execution of the Federal Bureau of Prisons IGA for housing federal inmates at the CCC.

The IGA provides much needed revenue for the Community Corrections Center.

II. ATTACHMENT

1. Proposed Board Order No. _____.

IN THE BOARD OF COUNTY COMMISSIONERS OF Lane County, OREGON

ORDER NO.

**)IN THE MATTER OF DELEGATING AUTHORITY
)TO THE COUNTY ADMINISTRATOR TO EXECUTE
)INTERGOVERNMENTAL AGREEMENT BETWEEN
)THE FEDERAL BUREAU OF PRISONS AND LANE
)COUNTY TO INCREASE THE PER DIEM DAILY
)RATE**

WHEREAS, the Federal Bureau of Prisons extended current Intergovernmental Agreement 047-9 until 28 February 2009 in order to provide Lane County Sheriff's Office sufficient time to renegotiate a new 3-year Agreement.

WHEREAS, the Federal Bureau of Prisons (BOP) has agreed to an increase in the daily per diem rate to \$116.66 for federal inmates housed at the Community Corrections Center.

WHEREAS, the Intergovernmental Agreement will be for a period of three (3) years, effective 1 March 2009, and is expected to generate approximately \$2.7 Million in revenue.

WHEREAS, Lane Manual 21.145 requires Board of Commissioner approval for execution of an Agreement which exceeds \$100,000.

IT IS HEREBY ORDERED that the Board of County Commissioners authorize execution by the County Administrator the Federal Bureau of Prisons Intergovernmental Agreement following review and approval by Lane County Legal Counsel.

Signed this day of , 2009

Chair, Lane County Board of Commissioners

APPROVED AS TO FORM
Date 2/12/09 Lane County
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OFFICE OF LEGAL COUNSEL