



REQUEST FOR BOARD ACTION

ITEM NO. 9.

DATE OF MEETING: May 16, 2011

REQUESTED BY: Carson Smith, Sheriff

SHORT TITLE: Resolution Authorizing Execution of Contract: New Hanover County Sheriff's Office for Contract Detention Services.

BACKGROUND: In an effort to cut costs associated with inmates that have to be sent to other facilities because of overcrowding in the jail, the New Hanover Sheriff has offered to take up to 25 of our inmates for the same fee we are currently being charged in Pamlico County, \$50 dollars (per day, per inmate). This will shorten our transport times dramatically and cut down on the number of transports as many attorneys and others can make contact with the inmate in the New Hanover Jail without us having to transfer them back to Pender just for a meeting.

SPECIFIC ACTION REQUESTED: The Board of Commissioners is requested to authorize execution of a Contract Detention Memorandum of Agreement between the Pender County Sheriff's Office and the New Hanover County Sheriff's Office.

COUNTY MANAGER'S RECOMMENDATION

Respectfully recommend approval.

RB
Initial

RESOLUTION

NOW, THEREFORE BE IT RESOLVED by the Pender County Board of Commissioners that:

the execution of the attached Contract Detention Memorandum of Agreement between the Pender County Sheriff's Office and the New Hanover County Sheriff's Office is authorized. The County Manager/Chairman shall have the authority to execute any/all documents necessary to implement this resolution.

AMENDMENTS:

MOVED _____ SECONDED _____

APPROVED _____ DENIED _____ UNANIMOUS

YEA VOTES: Brown ___ Tate ___ Rivenbark ___ Ward ___ Williams ___

George R. Brown, Chairman 05/16/2011
Date

ATTEST 05/16/2011
Date

STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT is entered into this _____ day of _____, 2011, by and between **NEW HANOVER COUNTY SHERIFF'S OFFICE**, hereinafter referred to as "New Hanover," and the **PENDER COUNTY SHERIFF'S OFFICE**, hereinafter referred to as "Pender."

WITNESSETH:

The parties hereto mutually agree as follows:

1. New Hanover agrees to keep up to and including twenty-five (25) inmates in its detention facility located at 3950 Juvenile Center Road, Castle Hayne, North Carolina, for Pender, contingent upon inmate capacity level at New Hanover's facility at the time of the request.
2. Pender agrees to pay New Hanover a sum of fifty (\$50) dollars per day per inmate.
3. Pender shall bear all costs associated with transporting inmates to and from New Hanover's detention facility.
4. Inmates will be screened for medical problems by New Hanover.

IN WITNESS WHEREOF, the parties have hereunto affixed their hands and seals, the day and year first above written and by authority duly given.

NEW HANOVER COUNTY

_____(SEAL)
Bruce T. Shell, County Manager

ATTEST:

Clerk to the Board

Approved as to form:

County Attorney

PENDER COUNTY

Rick Benton, County Manager (SEAL)

ATTEST:

Clerk to the Board

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Pender County Finance

Approved:

Approved:

Carson Smith
Pender County Sheriff

Edward J. McMahon
New Hanover County Sheriff

NORTH CAROLINA

NEW HANOVER COUNTY

I, _____, a Notary Public of the State and County aforesaid, certify that Sheila L. Schult acknowledged that she is Clerk to the Board of Commissioners of New Hanover County, and that by authority duly given and as the act of the Board, the foregoing instrument was signed in its name by its Manager, sealed with its corporate seal and attested by herself as its Clerk.

WITNESS my hand and official seal, this _____ day of _____, 2011.

Notary Public

My commission expires: _____

NORTH CAROLINA

PENDER COUNTY

I, _____, a Notary Public of the State and County aforesaid, certify that _____ acknowledged that she is Clerk to the Board of Commissioners of Pender County, and that by authority duly given and as the act of the Board, the foregoing instrument was signed in its name by its Manager, sealed with its corporate seal and attested by herself as its Clerk.

WITNESS my hand and official seal, this _____ day of _____, 2011.

Notary Public

My commission expires: _____