

AGREEMENT FOR MISDEMEANOR AND GROSS MISDEMEANOR COSTS

THIS AGREEMENT is made by and between the CITY OF PULLMAN, a municipal corporation of the state of Washington, (hereinafter referred to as the "City") and WHITMAN COUNTY, a political subdivision of the state of Washington, (hereinafter referred to as the "County"),

RECITALS

WHEREAS, RCW 39.34.180 provides that "each county, city, and town is responsible for the prosecution, adjudication, sentencing and incarceration of misdemeanor and gross misdemeanor offenses committed by adults in their respective law enforcement agencies, whether filed under state law or city ordinance, and must carry out these responsibilities through the use of their own courts, staff, and facilities, or by entering into contracts or interlocal agreements under this chapter to provide these services"; and,

WHEREAS, the County has been providing prosecution, indigent defense, adjudication, sentencing and incarceration services to the City for misdemeanor and gross misdemeanor offenses committed by adults in Pullman and referred from the City to the County; and,

WHEREAS, the County and City concur that it is mutually advantageous to continue this arrangement for a two-year term, commencing January 1, 2006; now, therefore,

IT IS HEREBY AGREED as follows:

1. **TERM OF AGREEMENT.** This agreement shall be in effect from January 1, 2006 through December 31, 2007.
2. **PAYMENT FOR SERVICES AND METHOD FOR CALCULATION.** The City agrees to pay the County in quarterly installments as the cost of the County providing all services related to the prosecution, indigent defense, adjudication, sentencing, and incarceration of misdemeanor and gross misdemeanor offenses committed by adults in Pullman and referred from the City, according to the following schedule:

2006: \$290,000

2007: \$301,600

The 2007 figure is calculated using the 2006 figure plus a Consumer Price Index (CPI) increase based upon the May/June Seattle/Tacoma/Bremerton CPI-W with a minimum increase of 2% and a maximum increase of 4%. Since the CPI for May/June 2006 came in above 4%, a 4% adjustment was made for 2007.

3. **PRISONER MEDICAL EXPENSES.** The services covered herein do not include the direct provision of medical care to incarcerated persons. The City recognizes the current interpretation of state law as imposing on the City a separate obligation to pay for medical expenses of City-arrested prisoners during pretrial incarceration, and City agrees to directly pay said expenses to medical providers or to reimburse the County where appropriate unless and until the applicable state law is interpreted differently.
4. **REPORTS.** In addition to continuing to provide the current case reports, the County shall attempt to provide greater detail to the City regarding the actual expenses incurred in the prosecution, adjudication, sentencing and incarceration of individual City misdemeanor and gross misdemeanor cases.

IN WITNESS WHEREOF, the parties to this Agreement have caused it to be executed on the dates indicated below to be effective as of January 1, 2006.

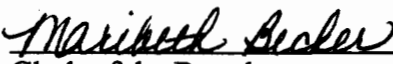
WHITMAN COUNTY, a political
subdivision of the State of Washington

By 
Commissioner

By 
Commissioner

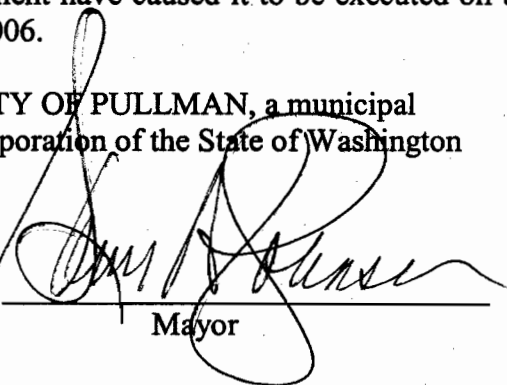
By 
Commissioner

ATTEST:

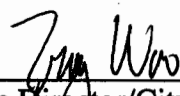

Clerk of the Board

Date: 11-06-06

CITY OF PULLMAN, a municipal
corporation of the State of Washington

By 
Mayor

ATTEST:


Finance Director/City Clerk

Date: Nov. 1, 2006