

**FIRST AMENDMENT TO THE CITY OF ISSAQUAH AND CITY OF NORTH BEND
MEMORANDUM OF UNDERSTANDING**

THIS FIRST AMENDMENT to the Memorandum of Understanding entered into between the City of Issaquah and the City of North Bend regarding jail services is dated effective June 2, 2002 (hereafter the "MOU"), and is made in consideration of the mutual benefits, terms, and conditions hereinafter specified.

1. Subsection 2.3 of the MOU is hereby amended to read as follow:

2.3 Price. Effective January 1, 2020, Issaquah will bill the City at the rate_of \$118.02 per day, per prisoner for booking and incarceration except for the reduced rate for reserved beds as provided for in Section 4. Issaquah may increase this rate from time-to-time but no more frequently than once per year, in order to reflect increased costs. Issaquah will give the City at least sixty (60) days' advance written notice of the increased rate.

2. Subsection 3.3 of the MOU is hereby amended to read as follows:

3.3 Price. The City will pay Issaquah the sum of \$118.02 per day, per prisoner for booking and incarceration, subject to the reduced rate for reserved beds as provided in Section 4 and subject to Issaquah's right to increase this rate from time-to-time as provided in Subsection 2.3.

3. Section 4 of the MOU is hereby added to read as follows:

4. Reserved Beds.

4.1 The City of North Bend shall have the option to request the reservation of up to five (5) beds at the Issaquah Jail. Should the City of North Bend desire to exercise this option, the City of North Bend shall notify the Jail Manager of the City of Issaquah at least thirty (30) days prior to the requested start of the reservation. If the City of Issaquah has or will have the requested number of beds available at the time of the requested start, the City of Issaquah shall reserve the requested number of beds for the exclusive use of the City of North Bend. The parties may mutually agree to start the reservation sooner or later than thirty (30) days after notice is given.

4.2 The City of North Bend shall pay for the reserved beds at a reduced rate of \$97.00 daily per prisoner per day, provided, that this rate may be increased by the City of Issaquah in the same manner as provided in Subsection 2.3. Payment shall be made regardless of whether the City of North Bend actually uses the reserved beds.

4.3 The City of North Bend may cancel the reserved beds, in whole or in part, at any time by providing written notice to the Jail Manager for the City of Issaquah. The notice shall be provided at least thirty (30) days in advance of the effective date of the cancellation.

- 4.4 The City of Issaquah may cancel the reserved beds, in whole or in part, at any time by providing written notice to the City Administrator of the City of North Bend at least thirty (30) days in advance of the effective date of the cancellation.
- 4.5 The parties understand that there may be times when conditions at the Issaquah Jail, such as required maintenance or repairs, may cause some or all of the reserved beds to be temporarily unavailable. The City of Issaquah agrees to provide as much notice as is reasonably practicable if any or all of the reserved beds will be temporarily unavailable and will endeavor to keep any such unavailability to a minimum. The temporary unavailability of such beds shall not be a breach of this agreement or entitle the City of North Bend to any compensation from the City of Issaquah. During any period of unavailability, the City of North Bend will be relieved of the obligation to pay for any unavailable beds.

All other terms and conditions remain as provided in the original Agreement effective April 2002.

DATED effective this 2nd day of June, 2020.

CITY OF NORTH BEND

CITY OF ISSAQUAH

By: _____

By: _____

Printed Name: Rob McFarland

Printed Name: Mary Lou Pauly

Title: Mayor

Title: Mayor

Attest/Authenticated:

Attest/Authenticated:

Susie Oppedal, City Clerk

Christine L. Eggers, City Clerk

Approved as to form:

Approved as to form:

Office of the City Attorney

Office of the City Attorney