



CITY COUNCIL CONSIDERATION ITEM

CITY OF FAIR OAKS RANCH, TEXAS

AGENDA TOPIC: Consideration and possible action approving a resolution establishing an interlocal agreement with Kendall County for Detention Services and authorizing the execution of all applicable documents by the City Manager.

DATE: December 19, 2024

DEPARTMENT: Police Department and Administration

PRESENTED BY: Scott M. Huizenga, ICMA-CM, City Manager

INTRODUCTION/BACKGROUND:

The City of Fair Oaks Ranch has negotiated an updated Interlocal Agreement (ILA) with Kendall County to ensure continued access to detention services at the Kendall County Jail. Historically, the City has relied on Kendall County for the housing of detainees arrested within city limits. The need to formalize this agreement arose from changes in county policies regarding detainee intake from Bexar and Comal Counties, as well as updates to the cost structure for detention services.

The City previously transported low-level Class C misdemeanor arrestees from Kendall, Bexar, and Comal Counties to the Kendall County Jail. However, in late 2023, the Kendall County Sheriff notified the City that detainees from Bexar and Comal Counties would no longer be accepted even though historically there had been fewer than 10 annually, primarily for public intoxication. There have been no Class C arrests in Fair Oaks Ranch in the last year.

In July 2024, discussions resumed to renew the ILA with terms ensuring Kendall County would accept all eligible Class C arrestees from Fair Oaks Ranch, regardless of origin. By August 2024, a tentative agreement was reached, and the proposed ILA now includes updated daily fees and operational guidelines to align with state and county requirements.

Key terms of the agreement include:

- Kendall County will accept detainees charged with Class C misdemeanors and higher-level offenses within Fair Oaks Ranch's jurisdiction.
- Fair Oaks Ranch will pay Kendall County a daily detention fee of \$65 per detainee.
- Fair Oaks Ranch remains responsible for detainee transportation and medical care prior to magistration.
- The agreement is effective from October 1, 2024, to September 30, 2025, with automatic renewal provisions.

POLICY ANALYSIS/BENEFIT(S) TO CITIZENS:

- Supports Priority 4.1 of the Strategic Action Plan to Enhance and Ensure Continuity of Police Services.
- Ensures efficient processing and housing of detainees, reducing administrative burdens on Fair Oaks Ranch Police Department.
- Preserves collaboration with Kendall County, benefiting City taxpayers who contribute to County services.

LONGTERM FINANCIAL & BUDGETARY IMPACT:

The ILA establishes a daily detention fee of \$65 per detainee. Based on historical averages, the projected annual cost is less than \$3,000. The last known payment to Kendall County was in 2009 for \$1300.

LEGAL ANALYSIS:

The draft ILA has been reviewed and approved as to form by the City Attorney. The agreement aligns with the requirements of the Texas Interlocal Cooperation Act and will be considered by the Kendall County Commissioners Court upon approval.

RECOMMENDATION/PROPOSED MOTION:

I move to approve a resolution establishing an interlocal agreement with Kendall County for Detention Services and authorizing the execution of all applicable documents by the City Manager.