

AGREEMENT

This Agreement, made and entered into on September 25, 2009, by and between the Yellowstone County Sheriff, hereinafter called the "SHERIFF", and the City of Billings, Montana, hereinafter called the "CITY".

WITNESSETH:

Whereas, the SHERIFF is desirous of using the CITY's Computer Facility to support their existing law enforcement data processing requirements; and

Whereas, the CITY maintains and operates a Computer Facility with appropriate capabilities, capacity and security; and

Whereas, the CITY is willing to allow the SHERIFF to have access to the Computer Facility at all normal operating times which are seven (7) days a week, twenty-four (24) hours a day except for necessary back-ups and maintenance.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS AND AGREEMENTS between the parties hereto, it is mutually agreed that:

1. The CITY will provide to the Yellowstone County Sheriff's department the following described computer access, magnetic disk storage, computer processing, and maintenance support to support their existing Law Enforcement data processing system:
 - A. Communication capabilities allowing 24 hr computer access;
 - B. Magnetic disk storage shared with Billings Police Dept.;
 - C. Computer processing, program maintenance, operations to support current data processing system;
2. The SHERIFF agrees to pay CITY the sum of Ninety-Nine Thousand, Nine Hundred and Thirty Nine Dollars (\$99,939) specified in Paragraph Three below. This charge is based on actual computer usage for the period of January 1, 2008 thru December 31, 2008.
3. This Agreement shall be in effect for twelve (12) months beginning July 1, 2009, and continuing until June 30, 2010.
4. Payment shall be made in two equal installments of \$49,969.50. The first installment is due and payable on or before October 20, 2009, and the second is due and payable on or before April 15, 2010.

AGREEMENT DATED September 25, 2009.

YELLOWSTONE COUNTY

CITY OF BILLINGS

BY: James B. Ben
Sheriff

Mayor

Bill K
Chair, County Commissioners

City Administrator

ATTEST: [Signature]
Clerk and Recorder

City Clerk

Approved as to Form: [Signature]
County Attorney

City Attorney