

**BOARD OF COMMISSIONERS
OF CANDLER COUNTY**

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Via Certified Mail; Return Receipt Requested

April 13, 2018

Hon. Ed Boyd, Mayor
City of Metter
P.O. Box 74
Metter, GA 30439

RE: Jail Construction and Staffing Additional Penalties

Dear Mayor Boyd:

The City of Metter has, since 1996, contracted with the County to house inmates and provide dispatch services for the Metter Police Department (the "Public Safety IGA"). The Public Safety IGA, approved in a Metter City Council Called Meeting on July 22, 1996, remains in effect through the end of this year. While there have been some intervening modifications to the Public Safety IGA, primarily pertaining to prisoner costs (regarding the provision of meals and medical expenses), the basic components of the Public Safety IGA have not been disturbed and remain in full force and effect.

Candler County has adopted the required county resolution to authorize the imposition of the jail fine 'additional penalties' as required by O.C.G.A. §15-21-92 (the "County resolution").

As a result of the Public Safety IGA and the County resolution imposing additional penalties pursuant to O.C.G.A. §15-21-93 – and as mandated by O.C.G.A. §15-21-94 (a) - funds imposed and collected in the City Court must be transmitted to the governing authority of the County by the tenth day of the month following the month in which the sums are collected.

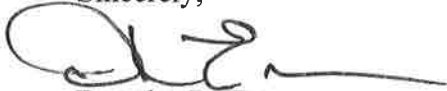
1075 EAST HIAWATHA STREET, SUITE A, METTER, GEORGIA 30439
(912) 685-2835 FAX (912) 685-4823

It is our understanding that the City of Metter has collected such fine add-ons since January with a sum approximating \$5,500. To date, no such sums have been remitted to the County governing authority by the City. It should be noted that there are severe penalties for any person whose duty [it is] to collect and remit such sums ...to fail to remit same. O.C.G.A. §15-21-94 (b).

The Candler County Board of Commissioners, as the local governing authority, have directed that all efforts, including legal action if necessary, be initiated to remedy this violation of State law and the Public Safety IGA. I strongly urge that the City of Metter take all actions necessary to deliver the collected funds to the County as required by law.

At the direction of and on behalf of the Candler County Board of Commissioners

Sincerely;

A handwritten signature in black ink, appearing to read 'D. Eaves', with a long horizontal flourish extending to the right.

Douglas R. Eaves
County Administrator

cc: Ken Jarrard, Esq.