

City Council Agenda Items  
and  
Contracts, Leases or Agreements

1/17/2012

City Council Meeting Date  
Agenda Items Only

Greg Tabor  
Submitted By

Support Services  
Division

Police  
Department

Action Required:

Approve a resolution amending the Washington County Jail Services Interlocal Agreement for the 2012 calendar year and setting the jail fees at \$60.00 per booked prisoner.

\$ 258,000.00

Cost of this request

\$ 269,266.00

Category / Project Budget

Contract Services

Program Category / Project Name

1010-2900-5315.00

Account Number

\$ -

Funds Used to Date

Services and Charges

Program / Project Category Name

\$ 269,266.00

Remaining Balance

General

Fund Name

Budgeted Item

Budget Adjustment Attached

*[Signature]* 12-21-11  
Department Director Date

Previous Ordinance or Resolution # \_\_\_\_\_

*[Signature]* 12-21-11  
City Attorney Date

Original Contract Date: \_\_\_\_\_

Original Contract Number: \_\_\_\_\_

*Paul a. Buh* 12-21-2011  
Finance and Internal Services Director Date

Received in City 12-21-11 P.12:06 RCVD  
Clerk's Office  
*WJH*

*[Signature]* 12-29-11  
Chief of Staff Date

Received in Mayor's Office  
**ENTERED**  
12/21/11  
*WJH*


*[Signature]* 12/29/11  
Mayor Date

Comments:

## CITY COUNCIL AGENDA MEMO

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**To:** Mayor Lioneld Jordan and City Council Members

**From:** Greg Tabor, Chief of Police 

**Date:** December 22, 2011

**Subject:** Washington County Jail Services Interlocal Agreement

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### PROPOSAL:

The City of Fayetteville and Washington County entered into an Interlocal Agreement for Jail Services on October 19, 2004 with three subsequent amendments in 2005, 2006, and 2010. This agreement allows that Washington County will provide jail space for City of Fayetteville prisoners in exchange of the City paying a set price for each booked prisoner. It is the desire of both Washington County and the City of Fayetteville to amend Section 5 of the Interlocal Agreement for Jail Services to extend the term of this agreement to include the 2012 calendar year and Schedule A to set a price of \$60.00 per prisoner booking.

The 2012 prisoner booking fee of \$60.00 is a 9.1% increase over the 2011 rate of \$55.00 which is consistent with the Interlocal Agreement for Jail Services that specifies the rate per booking shall not be increased by more than ten percent (10%) per year.

### RECOMMENDATION:

Staff recommends approval of a resolution amending the Interlocal Agreement for Jail Services for the 2012 calendar year and setting the jail fees at \$60.00 per booked prisoner.

### BUDGET IMPACT:

This rate increase will add a projected \$21,500 to our expenses for jail services; however, staff included the anticipated booking fee increase in the approved 2012 budget.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION TO APPROVE THE THIRD AMENDED INTERLOCAL AGREEMENT FOR JAIL SERVICES WITH WASHINGTON COUNTY TO INCREASE THE BOOKING FEE FROM \$55.00 TO \$60.00 PER PRISONER**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:**

Section 1: That the City Council of the City of Fayetteville, Arkansas hereby approves the Third Amended Interlocal Agreement for Jail Services with Washington County to increase the booking fee from \$55.00 to \$60.00 per prisoner and authorizes Mayor Jordan to sign this agreement.

**PASSED and APPROVED** this 3<sup>rd</sup> day of January, 2012.

APPROVED:

ATTEST:

By: \_\_\_\_\_  
**LIONELD JORDAN**, Mayor

By: \_\_\_\_\_  
**SONDRA E. SMITH**, City Clerk/Treasurer



MARILYN EDWARDS  
County Judge

280 North College, Suite 500  
Fayetteville, AR 72701

WASHINGTON COUNTY, ARKANSAS  
County Courthouse

December 15, 2011

RECEIVED  
DEC 19 2011  
CITY OF FAYETTEVILLE  
MAYOR'S OFFICE

Mayor Lioneld Jordan  
City of Fayetteville  
113 W. Mountain Street  
Fayetteville, AR 72701

RE: Washington County Jail Services Interlocal Agreement

Dear Mayor Jordan:

Enclosed is a copy of Washington County Ordinance No. 2011-83 entitled, "An Ordinance Amending an Interlocal Agreement for Jail Services with the City of Fayetteville."

Also enclosed are two copies of the Interlocal Agreement that have been signed by County Judge Marilyn Edwards.

Please return one of the agreements to me after it has been signed along with a copy of the City Council's action approving the agreement.

Thank you! Please do not hesitate to contact me if you have any questions.

Sincerely yours,

Karen M. Beeks  
Quorum Court Coordinator/Reporter  
County Judge's Office

/kb

Encls.

- cc: Chief Greg Tabor, Fayetteville Police Department  
100-A W. Rock Street, Fayetteville, AR 72701
- cc: Kit Williams, City Attorney  
113 W. Mountain Street, Room 302-303, Fayetteville, AR 72701
- cc: Sheriff Tim Helder

**THIRD AMENDED INTERLOCAL AGREEMENT FOR JAIL SERVICES**

**THIS AGREEMENT**, is made pursuant to Ark. Code Ann. §14-14-910, by and between the County of Washington, Arkansas (hereinafter referred to as the "County"), and the City of Fayetteville, Arkansas, (hereinafter referred to as the "City"), herein collectively known as the "Parties".

**WITNESSETH:**

**WHEREAS**, the Parties entered into an Interlocal Agreement for Jail Services dated October 19, 2004, which was supplemented by an Addendum on April 19, 2006, and amended on January 10, 2005; and amended again on January 20, 2011.

**WHEREAS**, the Parties desire to further amend the Agreement.

**NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS AND OBLIGATIONS OF THE PARTIES CONTAINED HEREIN, BE IT AGREED:**

1. Effective January 1, 2012, Section 5 of the Interlocal Agreement for Jail Services as amended, is further amended to read as follows:

"5. **DURATION.** The initial term of this Agreement shall commence January 1, 2012, and shall expire on December 31, 2012. The County further agrees to make jail space for City prisoners an operational priority during the initial term and any subsequent term of this Agreement."

2. Effective January 1, 2012, Schedule A of the Interlocal Agreement for Jail Services is further amended to read as follows:

**"SCHEDULE A**

The current cost of keeping a County Prisoner in jail has been determined to be Sixty Five Dollars (\$65.00) per day, however, due to the fact that citizens of the City are paying a one quarter (¼ %) sales and use tax, and due to the long and ongoing history of sharing resources between the Washington County Sheriff and the Fayetteville Police Department, the County shall charge the City Sixty Dollars (\$60.00) per booked prisoner.

The rate provided for herein shall not increase more than ten percent (10%) in any following years that this Agreement is renewed."

**CITY OF FAYETTEVILLE**

\_\_\_\_\_  
LIONELD JORDAN, Mayor

**ATTEST:**

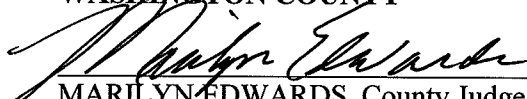
\_\_\_\_\_  
SONDRA E. SMITH, City Clerk

**APPROVED as to form:**

\_\_\_\_\_  
KIT WILLIAMS, City Attorney

**DATE:** \_\_\_\_\_

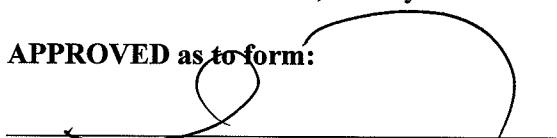
**WASHINGTON COUNTY**

  
\_\_\_\_\_  
MARILYN EDWARDS, County Judge

**ATTEST:**

  
\_\_\_\_\_  
KAREN C. PRITCHARD, County Clerk

**APPROVED as to form:**

  
\_\_\_\_\_  
GEORGE E. BUTLER, JR., County Attorney

**DATE:** 12/9/11

FILED

2011 DEC -9 PM 1:43

KAREN COMBS PRITCHARD  
CO. & PROBATE CLERK  
WASHINGTON CO. ARK

**ORDINANCE NO. 2011-83**

**BE IT ORDAINED BY THE QUORUM COURT  
OF THE COUNTY OF WASHINGTON,  
STATE OF ARKANSAS, AN ORDINANCE  
TO BE ENTITLED:**

**AN ORDINANCE AMENDING AN INTERLOCAL  
AGREEMENT FOR JAIL SERVICES WITH THE  
CITY OF FAYETTEVILLE.**

**WHEREAS**, A.C.A. § 14-14-910 authorizes cities and counties to enter into contracts to co-operate or join with each other to provide services; such to specify the responsibilities of all parties; and,

**WHEREAS**, each of the governing bodies desire to amend the Interlocal Agreement for Jail Services.

**NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM  
COURT OF WASHINGTON COUNTY, ARKANSAS:**

**ARTICLE 1.** The Amended Interlocal Agreement for Jail Services attached hereto as Exhibit "A" and incorporated herein as if set out word for word is hereby approved and the County Judge of Washington County, Arkansas, is hereby authorized to execute said Amended Interlocal Agreement for and on behalf of Washington County, Arkansas.

  
\_\_\_\_\_  
MARILYN EDWARDS, County Judge

12/9/11  
\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
KAREN COMBS PRITCHARD, County Clerk

Sponsor: Butch Pond  
Date of Passage: December 8, 2011  
Votes For: 12 Votes Against: 0  
Abstention: 0 Absent: 1