

City of Fayetteville Staff Review Form

City Council Agenda Items  
and  
Contracts, Leases or Agreements

11/8/2012

City Council Meeting Date  
Agenda Items Only

Greg Tabor  
Submitted By

Support Services  
Division

Police  
Department

Action Required:

Approve a resolution extending the term of the Washington County Jail Services Interlocal Agreement for the 2013 calendar year with no increase in prisoner booking fees. The costs associated with this contract will be included in the 2013 Annual Budget.

\$ 313,200.00  
Cost of this request

\$ -  
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

Project Number

\$ -  
Remaining Balance

General  
Fund Name

Budgeted Item

Budget Adjustment Attached

  
Department Director

10-19-12  
Date

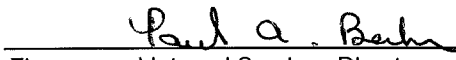
Previous Ordinance or Resolution # \_\_\_\_\_

  
City Attorney

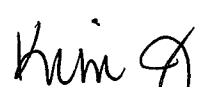
10-19-12  
Date


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

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

  
Finance and Internal Services Director

10-22-2012  
Date

10-19-12 A09:24 RCV  
Received in City Clerk's Office  


  
Chief of Staff

10-22-12  
Date

Received in Mayor's Office  


  
Mayor

10/23/12  
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:** November 8, 2012

**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. The 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 this Interlocal Agreement for Jail Services to extend the term of this agreement to include the 2013 calendar year with no increase in Schedule A which holds the price at \$60.00 per prisoner booking.

### **RECOMMENDATION:**

Staff recommends approval of a resolution amending the Interlocal Agreement for Jail Services for the 2013 calendar year with no increase in prisoner booking fees.

### **BUDGET IMPACT:**

There is no increase in per prisoner booking fee, however, we have had a significant increase in the number of arrests in 2012. Within the Department's 2013 budget, we budgeted the same amount of funds approved in the 2012 budget (\$258,950) and submitted a target overrun request in the amount of \$54,250 to meet the projected number of arrests. The total projected cost of the 2013 Washington County Jail Services Interlocal Agreement is \$313,200.

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

A RESOLUTION APPROVING AN AMENDMENT TO THE JAIL SERVICES INTERLOCAL AGREEMENT WITH WASHINGTON COUNTY, ARKANSAS, CONTINUING FEES AT \$60.00 PER BOOKED PRISONER FOR CALENDAR YEAR 2013

**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 an amendment to the jail services interlocal agreement with Washington County, Arkansas, continuing fees at \$60.00 per booked prisoner for calendar year 2013. A copy of the contract amendment is attached as Exhibit "A".

**PASSED and APPROVED** this 8<sup>th</sup> day of November, 2012.

APPROVED:

ATTEST:

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

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

Approved 09/20/12 Ordinance No. 2012-55

**FOURTH 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, which was amended on January 10, 2005; January 20, 2011; and December 9, 2011.

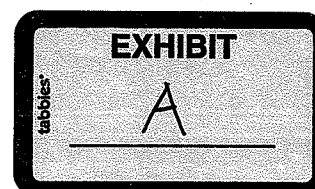
**WHEREAS**, the Parties desire to extend the Agreement, as amended for another year.

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

1. Effective January 1, 2013, Section 5 of the Interlocal Agreement for Jail Services as amended, remains unchanged and reads as follows:

"5. **DURATION.** The initial term of this Agreement shall commence January 1, 2013, and shall expire on December 31, 2013. 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, 2013, Schedule A of the Interlocal Agreement for Jail Services remains unchanged and reads 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

WASHINGTON COUNTY

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

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

ATTEST:

ATTEST:

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

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

APPROVED as to form:

APPROVED as to form: 

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

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

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

DATE: 9-26-12



MARILYN EDWARDS  
County Judge

280 North College, Suite 500  
Fayetteville, AR 72701

WASHINGTON COUNTY, ARKANSAS  
County Courthouse

RECEIVED

SEP 27 2012

CITY OF FAYETTEVILLE  
MAYOR'S OFFICE

September 26, 2012

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. 2012-55 entitled, "An Ordinance Amending an Interlocal Agreement for Jail Services with the City of Fayetteville for 2013."

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  
Executive Assistant/Quorum Court Coordinator  
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

**ORDINANCE NO. 2012-55**

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

2012 SEP 24 AM 10:01

FILED

**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 FOR 2013.**

**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 for 2013 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

9-24-12  
DATE

  
KAREN COMBS PRITCHARD, County Clerk

Sponsor: Butch Pond  
Date of Passage: September 20, 2012  
Votes For: 12 Votes Against: 0  
Abstention: 0 Absent: 1

Approved 09/20/12 Ordinance No. 2012-55

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2. Effective January 1, 2013, Schedule A of the Interlocal Agreement for Jail Services remains unchanged and reads as follows: