



WASHINGTON COUNTY, ARKANSAS
County Courthouse

December 2, 2016

MEETING OF THE
WASHINGTON COUNTY QUORUM COURT
JAIL / LAW ENFORCEMENT / COURTS COMMITTEE

Monday, December 5, 2016
5:30 P.M.
Washington County Quorum Court Room

Vice-Chair Joe Patterson
Eva Madison
Joel Maxwell

Chair Tom Lundstrum

Sharon Lloyd
Sue Madison
Gary McHenry

A G E N D A

1. Call to Order.
2. Adoption of Agenda.
3. Report from the Juvenile Detention Facility. (3.1)
4. Report from the Sheriff's Office on Enforcement and Adult Detention. This will also include a report from Tim Helder about the co-pay for Medical Services in the Detention Center. (4.1, 4.2)
5. An Ordinance Approving An Interlocal Agreement Between Washington County, Arkansas, And Madison County, Arkansas, Regarding Jail Services. (5.1, 5.2)
6. An Ordinance Extending An Interlocal Agreement For Jail Services With The City Of Fayetteville For 2017. (6.1, 6.2)
7. An Ordinance Designating The Various District Court Clerks In Washington County As The Collectors Of District Court Fines In Accordance With Arkansas Code Ann. §16-13-709. (7.1)
8. Other Business: Any other business to be discussed by the Committee will be brought up at this time.
9. Public Comments.
10. Adjournment.

/cs

**JUVENILE DETENTION CENTER
DAILY POPULATION COUNT FOR NOVEMBER 2016**

This information was developed using the Center's Daily Population Count Forms, which were designed to provide the Juvenile court staff with daily population information.

DAY	MONTH	POPULATION
1	NOVEMBER	7
2	NOVEMBER	10
3	NOVEMBER	9
4	NOVEMBER	9
5	NOVEMBER	8
6	NOVEMBER	9
7	NOVEMBER	10
8	NOVEMBER	9
9	NOVEMBER	8
10	NOVEMBER	12
11	NOVEMBER	12
12	NOVEMBER	14
13	NOVEMBER	15
14	NOVEMBER	15
15	NOVEMBER	15
16	NOVEMBER	17
17	NOVEMBER	17
18	NOVEMBER	19
19	NOVEMBER	19
20	NOVEMBER	19
21	NOVEMBER	19
22	NOVEMBER	19
23	NOVEMBER	16
24	NOVEMBER	16
25	NOVEMBER	16
26	NOVEMBER	17
27	NOVEMBER	16
28	NOVEMBER	18
29	NOVEMBER	18
30	NOVEMBER	18

REGIONAL JUVENILE CENTER DETENTION DATA COMPARISONS

The following information is a comparison of detention data elements for the month of NOVEMBER 2016 and NOVEMBER 2015

STATISTICAL INFORMATION	2015	2016	
AVERAGE NUMBER OF INTAKES PER DAY	1.53	1.70	
NUMBER OF INTAKES (total for period)	46	51	
NUMBER OF DAYS OF DETENTION (total for period)	246	387	
AVERAGE AGE	15.50	15.69	
AVERAGE LENGTH OF STAY	5.35	7.59	
TOP FIVE OFFENSES USED FOR DETENTION			
2015		2016	
OFFENSE	# OF INTAKES	OFFENSE	# OF INTAKES
CRIMINAL TRESPASS <i>(Misdemeanor)</i>	9	PROBATION VIOLATION <i>(Misdemeanor)</i>	6
VIOLATION OF TERMS/CONDITIONS <i>(Violation)</i>	6	BATTERY-3 <i>(Misdemeanor)</i>	5
THEFT OF PROPERTY <i>(Misdemeanor)</i>	4	BURGLARY <i>(Felony)</i>	4
OBSTRUCTION OF GOVERNMENT OPERATIONS <i>(Misdemeanor)</i>	4	CRIMINAL TRESPASS <i>(Misdemeanor)</i>	4
DISORDERLY CONDUCT <i>(Misdemeanor)</i>	4	THEFT OF PROPERTY <i>(Felony)</i>	4

Washington County Juvenile Detention Center

Totals and Averages

This report covers 30 days

11/1/2016 to 11/30/2016

The Avg. Daily Intake is 1.70

Intakes	51
Days of Detention	387
Average Age	15.69
Average Stay	7.59

Totals and Averages by County and Percentage of Facility Use

Start Date 11/1/2016

End Date 11/30/2016

This report covers 30 days

County	# Intakes	# Detention Days	Average Stay	Av. Daily Intake	Percentage of Total Days
<Not Specified>	1	22	22.00	0.03	5.68 %
Lee	1	1	1.00	0.03	0.26 %
Washington	49	364	7.43	1.63	94.06 %
	51	387	7.59	1.70	100.00 %

Totals and Averages by Court

Court	# of Intakes	# of Days	Avg. Stay
Juvenile	50	365	7.30

WASHINGTON COUNTY JUVENILE DETENTION CENTER

Nov-16

Sentenced 5

CURRENTLY HOLDING 5

0	Adult charged youth currently holding
0	FINS
2	DYS
5	Early release to treatment or other appropriate facility
0	C-Step
0	Interstate Compact
0	Federal Hold

TRANSPORTS

8	Transports
7	Transports in town
1	Out of town transports (7 by JDC staff)
0	Other agency transported
8	JDC Transports

Washington County Sheriff's Office
Activity Report

4.1

November

January-November

2016

2015

2016

2015

Patrol

Calls for Service:	2,368	2,054	25,238	26,123
Animal Calls:	106	101	1,334	1,187

Civil Process

Papers Entered:	203	248	2,999	3,540
No Charge:	131	158	2,040	2,401
Papers Served:	183	210	2,824	4,024
Service Attempts:	264	314	3,945	5,439

Warrants

Warrants Entered:	639	424	7,097	6,401
Warrants Served:	563	534	6,612	6,374

Training

Hours Trained:	3,257	3,394	45,735	40,823
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Communications

Regular Calls:	14,490	13,505	166,066	159,573
911 Calls:	707	638	8,062	7,420

Washington County Detention Center

Activity Report

4.2

	<u>November</u>		<u>January-November</u>	
	2016	2015	2016	2015
Detention				
Intakes:	983	878	10,917	10,674
Sent To Prison:	50	13	444	336
Daily Average:	623	625	570	618
Daily Average: (Female)	113	93	106	108
Detention Board Days				
State Prisoners:	4,189	5,049	40,303	61,658
Federal Prisoners:	1,169	1,679	15,474	13,980
County Commits:	883	906	9,837	10,671
Pre-Trial:	10,529	9,265	109,425	104,973
All Detainees:	18,068	18,152	190,590	205,894
Outside Workers				
Community Service:	64	121	1,055	1,840
Work Release:	255	305	3,220	4,151
Transport				
Transport Miles:	27,294	21,243	339,172	316,342
In County:	986	771	10,801	9,231
Out of County:	139	118	1,505	1,551
Animal Shelter				
Total Workers:	261	278	2,940	2,997
Total Hours:	1,324	1,404	15,228	15,403

ORDINANCE NO. 2016-_____

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

**AN ORDINANCE APPROVING AN INTERLOCAL
AGREEMENT BETWEEN WASHINGTON COUNTY,
ARKANSAS, AND MADISON COUNTY,
ARKANSAS, REGARDING JAIL SERVICES.**

WHEREAS, Ark. Code Ann. §14-14-910 and §12-14-501 et. seq. authorize counties to enter into contracts for jail services that specify the responsibilities of each party; and,

WHEREAS, Madison County is in need of a facility to hold prisoners and Washington County has the ability to provide such.

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

ARTICLE 1. That said interlocal agreement is approved and the County Judge is authorized to sign such.

MARILYN EDWARDS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Sponsor: _____ Tom Lundstrum

Date of Passage: _____

Votes For: _____ Votes Against: _____

Abstention: _____ Absent: _____

MEMORANDUM OF UNDERSTANDING REGARDING JAIL SERVICES

WHEREAS, the Madison County Sheriff, Phillip Morgan (Morgan) is in need of a facility to hold prisoners; and,

WHEREAS, the Washington County Sheriff, Tim Helder (Helder), has the ability to provide such; and,

WHEREAS, such is authorized by A.C.A. §12-41-509.

NOW, THEREFORE, IT IS AGREED:

- (1) Helder will accept prisoners from Morgan on a space available basis.
- (2) Any prisoner from Madison County who needs emergency medical care must receive such at the expense of the Madison County Sheriff's office before being booked into the Washington County Jail.
- (3) The Madison County Sheriff shall cause the Washington County Sheriff to be reimbursed for acceptance of any Madison County prisoner at the rate of \$62.00 per day. This shall include in house medical care; outside medical care cost shall be the responsibility the Madison County Sheriff and shall be billed from the outside medical vendor accordingly.
- (4) Madison County prisoners shall be subject to the same rules, policies, and procedures as are Washington County prisoners.
- (5) Both parties acknowledge that each is a member of a risk management fund and each party will maintain its coverage to protect it in the event either party is sued.
- (6) This Agreement may be terminated by either party on thirty (30) days written notice to the person and address indicated below.

(7) Nothing herein shall be construed to create a relationship between the parties other than one of independent contractors.

Tim Helder, Sheriff
Washington County, Arkansas

Approved this Date:

(date)

Marilyn Edwards, County Judge
Washington County, Arkansas

Approved this Date:

(date)

Phillip Morgan, Sheriff
Madison County, Arkansas

Approved this Date:

(date)

Frank Weaver, County Judge
Madison County, Arkansas

Approved this Date:

(date)

ORDINANCE NO. 2016-_____

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

**AN ORDINANCE EXTENDING AN INTERLOCAL
AGREEMENT FOR JAIL SERVICES WITH THE
CITY OF FAYETTEVILLE FOR 2017.**

WHEREAS, an Interlocal Agreement between Washington County and the City of Fayetteville has been in existence since 2004; and,

WHEREAS, the current Interlocal Agreement will expire on December 31, 2016; and,

WHEREAS, the Washington County Sheriff has recommended that said Agreement be extended for another year on the same terms.

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

ARTICLE 1. The 2016 Interlocal Agreement for Jail Services is hereby extended for the year 2017 and the County Judge of Washington County, Arkansas is hereby authorized to execute such on behalf of Washington County, Arkansas.

MARILYN EDWARDS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Sponsor: _____ Tom Lundstrum

Date of Passage: _____

Votes For: _____ Votes Against: _____

Abstention: _____ Absent: _____

EIGHTH AMENDED INTERLOCAL AGREEMENT FOR JAIL SERVICES

THIS AGREEMENT, is made pursuant to A.C.A. §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; December 9, 2011; and September 1, 2012.

WHEREAS, the Parties desire to extend the Agreement, 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, 2017, Section 5 of the Interlocal Agreement for Jail Services remains unchanged and reads as follows:

“5. DURATION. The initial term of this Agreement shall commence January 1, 2017, and shall expire on December 31, 2017. 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, 2017, 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 the citizens of the City are paying one quarter (1/4%) cent 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 (\$62.00) per booked prisoner.

The rate provided for herein shall not increase more than then 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

BECKY LEWALLEN, County Clerk

APPROVED as to form:

APPROVED as to form:

KIT WILLIAMS
City Attorney

STEVE ZEGA
County Attorney

DATE: _____

DATE: _____

ORDINANCE NO. 2016-_____

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

**AN ORDINANCE DESIGNATING THE VARIOUS
DISTRICT COURT CLERKS IN WASHINGTON
COUNTY AS THE COLLECTORS OF DISTRICT
COURT FINES IN ACCORDANCE WITH
ARKANSAS CODE ANN. §16-13-709.**

WHEREAS, Arkansas Code Ann. §16-13-709 requires Quorum Courts and other local legislative bodies to designate a county, town, or city official, agency, or department who shall be primarily responsible for the collection of fines assessed in the District Courts of the County; and,

WHEREAS, the Washington County Quorum Court, in Ordinance No. 95-25, designated the Circuit Clerk as the collector of all fines assessed in Washington County Circuit Court but has yet to make such a designation for District Courts; and,

WHEREAS, the various District Court Clerks in Washington County and their designated departments are already collecting fines assessed in the District Courts.

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

ARTICLE 1: The Washington County Quorum Court hereby designates the various District Court Clerks within Washington County as the collectors of the fines assessed in their respective District Courts.

MARILYN EDWARDS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Sponsor: _____ Tom Lundstrum
Date of Passage: _____
Votes For: _____ Votes Against: _____
Abstention: _____ Absent: _____