

MARILYN EDWARDS
County Judge



280 North College, Suite 500
Fayetteville, AR 72701

WASHINGTON COUNTY, ARKANSAS
County Courthouse

April 3, 2015

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

Monday, April 6, 2015
(immediately following Personnel)
Washington County Quorum Court Room

Vice Chair Joe Patterson
Sharon Lloyd
Sue Madison

Chair Tom Lundstrum

John Firmin
Eva Madison
Joel Maxwell

AGENDA

1. Call to Order.
2. Adoption of Agenda.
3. A Resolution Approving An Interlocal Agreement With The City Of Springdale, Arkansas, City Of Tontitown, Arkansas, And Washington County, Arkansas Regarding The Operational Expenses Of The Springdale District Court. (3.1, 3.2)
4. Other Business: Any other business to be discussed by the Committee will be brought up at this time.
5. Public Comments.
6. Adjournment.

/cs

RESOLUTION NO. 2015-____

**BE IT RESOLVED BY THE QUORUM COURT
OF THE COUNTY OF WASHINGTON
STATE OF ARKANSAS, A RESOLUTION
TO BE ENTITLED:**

**A RESOLUTION APPROVING AN INTERLOCAL
AGREEMENT WITH THE CITY OF SPRINGDALE,
ARKANSAS, CITY OF TONTITOWN, ARKANSAS,
AND WASHINGTON COUNTY, ARKANSAS,
REGARDING THE OPERATIONAL EXPENSES OF
THE SPRINGDALE DISTRICT COURT.**

WHEREAS, the City of Tontitown, Arkansas, has a police department but does not have a district court; and,

WHEREAS, the City of Tontitown, Arkansas, wishes to have the cases generated by its police department prosecuted through the Springdale District Court; and,

WHEREAS, Ark. Code Ann. §16-17-1203 provides that a written interlocal agreement is to be entered into between the City of Tontitown and the governing bodies of the City of Springdale, Arkansas, and Washington County, Arkansas, concerning the contribution to the operational expenses of the Springdale District Court by the City of Tontitown, Arkansas; and,

WHEREAS, the City of Tontitown, Arkansas, and the City of Springdale, Arkansas, wish to comply with the provisions of Ark. Code Ann. §16-17-1203.

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

ARTICLE 1. That the Quorum Court of Washington County, Arkansas, approves the attached interlocal agreement with the City of Springdale, Arkansas, City of Tontitown, Arkansas, and Washington County, Arkansas, concerning the contribution to the operational expenses of the Springdale District Court by the City of Tontitown, Arkansas, pursuant to Ark. Code Ann. §16-17-1203.

ARTICLE 2. That the County Judge of Washington County, Arkansas, and the County Clerk of Washington County, Arkansas, are hereby authorized and directed to execute the attached interlocal agreement concerning contribution to the operational expenses of the Springdale District Court, and are further authorized to execute any and all documents necessary to effectuate this purpose. A copy of said agreement is attached hereto as Exhibit "A" and incorporated herein as if set out word for word.

MARILYN EDWARDS, County Judge

DATE

BECKY LEWALLEN, County Clerk

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

AGREEMENT

This agreement is made and entered into between the City of Tontitown, Arkansas ("Tontitown"), the City of Springdale, Arkansas, and Washington County, Arkansas.

WITNESSETH:

WHEREAS, the City of Tontitown, Arkansas, has a police department but does not have a district court;

WHEREAS, the City of Tontitown, Arkansas, wishes to have the cases generated by its police department prosecuted through the Springdale District Court;

WHEREAS, Ark. Code Ann. §16-17-1203 provides that a written agreement is to be entered into between the City of Tontitown and the governing bodies of the City of Springdale, Arkansas, and Washington County, Arkansas, concerning the contribution to the operational expenses of the Springdale District Court by the City of Tontitown, Arkansas;

WHEREAS, the contribution made by the City of Tontitown, Arkansas, to the Springdale District Court shall be a prorated amount based on the collection of fines derived from Tontitown cases filed in the Springdale District Court; and

WHEREAS, the City of Tontitown, Arkansas, and the City of Springdale, Arkansas, wish to comply with the provisions of Ark. Code Ann. §16-17-1203.

NOW THEREFORE, in consideration of the mutual covenants contained herein and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereby agree:

1. Springdale District Court shall allow Tontitown to process its cases in said district court;
2. Tontitown shall contribute annually to the operational expenses of the court on a prorated amount based on the amount of collections derived from Tontitown cases filed in the district court from Tontitown during the preceding calendar year, and such amount shall equal twenty percent (20.00%) of the fines collected (less "Act 988 fines") from Tontitown cases in the Springdale District Court, and shall be due and payable by February 1st of each calendar year;
3. For purposes of the calendar year 2014, said contribution shall consist of a one-time contribution of \$12,387.25 to the Springdale District Court; and
4. This agreement shall be considered the written agreement required by Ark. Code Ann. §16-17-1203, and the Mayor of the City of Tontitown is hereby authorized and directed to execute this agreement on behalf of the City of Tontitown, which shall then be submitted to the governing bodies of the City of Springdale, Arkansas, and Washington County, Arkansas, for their respective approval.

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____, 2015.

City of Tontitown, Arkansas

By _____

City of Springdale, Arkansas

By Doug Sprouse
Doug Sprouse, Mayor

By Denise Pearce
Denise Pearce, City Clerk

Washington County, Arkansas

By _____
Marilyn Edwards, County Judge

ACNOWLEDGMENT

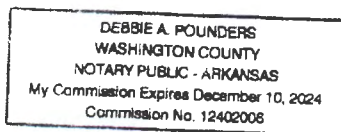
STATE OF ARKANSAS)
)SS
COUNTY OF WASHINGTON)

Before me, a Notary Public, duly commissioned, qualified and acting within and for the aforesaid County, on this day personally appeared Paul Colvin, Mayor of Tontitown, Arkansas, well known to me to be the person whose name is subscribed to the foregoing instrument and stated to me that he/she executed the same for the consideration and purposes therein mentioned and set forth.

In testimony whereof, I have hereunto set my hand and official seal this 26 day of February, 2015.

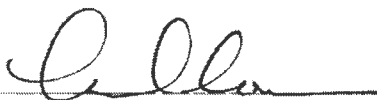
My Commission Expires:
12-10-2024

Debbie A. Ponders



IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____, 2015.

City of Tontitown, Arkansas

By 
Paul Colvin Sr., Mayor

City of Springdale, Arkansas

By _____
Doug Sprouse, Mayor

By _____
Denise Pearce, City Clerk

Washington County, Arkansas

By _____
Marilyn Edwards, County Judge

ACKNOWLEDGMENT

STATE OF ARKANSAS)
)SS
COUNTY OF WASHINGTON)

Before me, a Notary Public, duly commissioned, qualified and acting within and for the aforesaid County, on this day personally appeared Paul Colvin, Mayor of Tontitown, Arkansas, well known to me to be the person whose name is subscribed to the foregoing instrument and stated to me that he/she executed the same for the consideration and purposes therein mentioned and set forth.

In testimony whereof, I have hereunto set my hand and official seal this 11th day of February, 2015.

My Commission Expires:



