



REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

August 4, 2021

DEPARTMENT:

Municipal Court

DIVISION

Administration

STRATEGIC OUTCOMES

- ☐ Safe & Prosperous
- ☐ Active & Appealing
- ☒ Respected & Responsible
- ☐ Connected & Engaged
- ☐ Unique & Creative

ACTION

- ☐ Motion
- ☒ Resolution
- ☐ Ordinance - Introduction
- ☐ Ordinance - Adoption
- ☐ Public Hearing

TITLE:

Intergovernmental Agreement: Weekend and Holiday Municipal Court Coverage

SUMMARY RECOMMENDATION:

Authorize the City Administrator to execute an intergovernmental agreement (IGA) with Yuma County to provide a Justice Court Initial Appearance Master to preside over initial appearances for the Yuma Municipal Court on weekends and City of Yuma recognized holidays. (Municipal Court) (Del Miller)

STRATEGIC OUTCOME:

In accordance with the strategic outcome of Respected and Responsible, this IGA will ensure all City defendants are seen by a judge within 24 hours of arrest, as required by law, at a cost to the City that is much lower than that of funding weekend and/or holiday overtime pay for Municipal Court staff.

REPORT:

The City of Yuma desires to continue to utilize a Yuma County Justice Court Initial Appearance Master, through an IGA with Yuma County, to preside over all City of Yuma Municipal Court (YMC) initial appearances occurring on Saturdays, Sundays, and all City recognized holidays, pursuant to Arizona Rules of Criminal Procedure, Rules 4.2 and 7.2.

Pursuant to the IGA, the Yuma County Justice Court Initial Appearance Master will conduct initial appearances for all defendants required to be seen by YMC on Saturdays, Sundays and all City of Yuma recognized holidays, and will prepare and process all related paperwork. The City of Yuma shall pay Yuma County \$3,421.00 each year the IGA is in effect for court services, which includes the cost of interpreter services, supplies and forms. The payment of such fees is not contingent upon a specific number of initial appearances being conducted by the County Justice Court Initial Appearance Master on behalf of YMC.

The IGA shall be effective on July 1, 2021 and shall remain in effect until June 30, 2022 (initial term), unless terminated sooner pursuant to Section 5 of the IGA. This IGA shall be automatically renewed for up to four consecutive one-year terms. Upon renewal, this IGA remains in full force and effect.

FISCAL REQUIREMENTS	CITY FUNDS:	\$3,421.00	BUDGETED:	\$3,421.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT/FUND/CIP: 001-02-10.6201	
	TOTAL:	\$3,421.00		
	FISCAL IMPACT STATEMENT: This item falls under a budgeted line item for professional services which is included in the court's annual budget for FY2022. This budget item includes funds to pay for services such as this but also includes costs for judicial coverage by pro-tems, court appointed counsel, outside interpreter services and other costs for outside court services that are incurred annually.			

ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.	
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="checkbox"/> Department <input checked="" type="checkbox"/> City Clerk's Office <input type="checkbox"/> Document to be recorded <input type="checkbox"/> Document to be codified	

SIGNATURES	CITY ADMINISTRATOR:	DATE:
	Philip A. Rodriguez	07/28/2021
	REVIEWED BY CITY ATTORNEY:	DATE:
	Richard W. Files	07/27/2021
	RECOMMENDED BY (DEPT/DIV HEAD):	DATE:
Del C. Miller	06/15/2021	
WRITTEN/SUBMITTED BY:	DATE:	