

MEMO

#9

AUG 16 2012

TO: Mayor and City Council

FROM: R. Michael Traynor, Presiding Magistrate

SUBJECT: MOVE TO APPROVE RESOLUTION NO. 4633 AMENDMENT TO RENEW THE INTER-GOVERNMENTAL AGREEMENT ("IGA") WITH MARICOPA COUNTY JURY COMMISSION FOR JURY SERVICES

RECOMMENDATION: The Presiding Magistrate recommends approving AMENDMENT of the IGA under the same terms and conditions for an additional one-year term from July 1, 2012 through June 30, 2013.

BACKGROUND: The Chandler Municipal Court presently utilizes the services of the Maricopa County Superior Court Jury Commissioner to summon citizens of the City of Chandler for jury service. In addition to selecting the names of potential jurors, the contract also provides for the cost of mailing the summons/questionnaires, letters of excuse, postponement and failure to respond cards. The contract also provides a separate payroll service to pay jurors serving on a jury panel.

DISCUSSION: The initial term of the agreement was through June 30, 2010, with five one-year renewals. The parties agreed via correspondence to renew the IGA for a one-year period from July 1, 2010 through June 30, 2011 and by IGA Amendment from July 1, 2011 through June 30, 2012. This Amendment renews the jury services IGA for the City of Chandler Municipal Court for an additional one year term from July 1, 2012 until June 30, 2013. The Court is satisfied with the jury services being provided and is requesting approval.

FINANCIAL IMPLICATIONS: The fees paid to the Jury Commissioner for FY 12/13 will be approximately \$10,000.00. This figure includes the \$89.00 basic setup fee for computer maintenance, programming time, administrative costs and documentation incurred plus \$1.25 per person summoned.

PROPOSED MOTION: Move to approve Resolution No. 4633 to renew the contractual agreement between the City of Chandler, Chandler City Court and Maricopa County Superior Court, County of Maricopa not to exceed \$10,000.



R. Michael Traynor
Presiding City Magistrate

RESOLUTION NO. 4633

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA APPROVING THE AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT ("IGA") FOR JURY SERVICES

WHEREAS, on or about April 12, 2006, the City of Chandler, City of Chandler Municipal Court, and the Superior Court of Arizona in Maricopa County entered into an intergovernmental agreement for Jury Services IGA. The initial term of the agreement was through June 30, 2010, with five one-year renewals.

WHEREAS, pursuant to paragraph of the IGA, the parties may renew this agreement for an additional one-year term, commencing the first day of July, 2010 with future requests for one-year terms through June 30, 2015. The parties agreed via correspondence to renew the IGA for a one-year period from July 1, 2011 through June 30, 2012.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Chandler, Arizona that the City of Chandler Municipal Court has notified the Superior Court of its intent to renew for an additional one-year term pursuant to paragraph 7 of the IGA and that the Superior Court agrees to renew the IGA under the same terms and conditions for an additional one-year term from July 1, 2012 through June 30, 2013.

That the City Council is giving authorization to the Presiding City Magistrate to execute the Amendment to renew the Jury Services IGA for the City of Chandler Municipal Court for an additional one-year term, from July 1, 2012 through June 30, 2013 with the terms and conditions of the IGA entered on or about April 12, 2006.

PASSED AND ADOPTED by the Mayor and City Council of the City of Chandler, Arizona, this _____ day of _____, 2012.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Resolution No. 4633 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the ___ day of _____ 2012, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY GAB

KR 12-0082

**AMENDMENT
TO INTERGOVERNMENTAL AGREEMENT
FOR JURY SERVICES**

On or about April 12, 2006, the City of Chandler, City of Chandler Municipal Court, and the Superior Court of Arizona in Maricopa County entered into an intergovernmental agreement for Jury Services ("IGA"). The initial term of the agreement was through June 30, 2010, with five one-year renewals.

Pursuant to paragraph 7 of the IGA, the parties may renew this agreement for an additional one-year term, commencing the first day of July, 2010 with future requests for one-year terms through June 30, 2015. The parties agreed via correspondence to renew the IGA for a one-year period from July 1, 2010 through June 30, 2011, and by IGA Amendment from July 1, 2011 through June 30, 2012.

The City of Chandler Municipal Court has notified the Superior Court of its intent to renew for an additional one-year term pursuant to paragraph 7 of the IGA. The Superior Court agrees to renew the IGA under the same terms and conditions for an additional one-year term from July 1, 2012 through June 30, 2013.

This Amendment renews the Jury Services IGA for the City of Chandler Municipal Court for an additional one-year term, from July 1, 2012 through June 30, 2013, with the terms and conditions of the IGA entered on or about April 12, 2006.

IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the date and year first set forth above.

CHANDLER MUNICIPAL COURT

SUPERIOR COURT OF ARIZONA IN
MARICOPA COUNTY



Hon. Michael Traynor
Presiding Judge
Chandler Municipal Court

Hon. Norman J. Davis
Presiding Judge
Superior Court in Maricopa County

ATTEST:

ATTEST:

City Clerk

In accordance with the requirements of Arizona Revised Statute § 11-952 (D), the undersigned attorneys acknowledge that (i) they have reviewed the above Agreement on behalf of their respective clients and (ii) as to respective clients only, each attorney has determined that this Agreement is in proper form and is within the powers and authority granted under the laws of the State of Arizona.

APPROVED AS TO FORM:

APPROVED AS TO FORM:

City Attorney *GAB*

Assistant Attorney General