

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A SHARE AGREEMENT WITH THE STATE OF ARKANSAS FOR 2015-2016 SALARIES OF THE NORTH LITTLE ROCK DISTRICT COURT JUDGES; APPROPRIATING FUNDS; AND FOR OTHER PURPOSES.

WHEREAS, Ark. Code Ann. § 16-17-1106 provides that the State of Arkansas shall pay the salary and benefits of state district court judges, and further provides that each county and town or city in which a state district court judgeship is created shall pay to the state an amount equal to its proportionate share of one-half (½) of the base salary established by law for that county and town or city's state district court judge; and

WHEREAS, Act 1219 of 2011 established a base salary of \$117,300 in 2011 for a state district court judge; and

WHEREAS, Act 1219 of 2011 provides that a county and town or city that has a state district court judgeship created may agree in writing on the amount to be paid to the state by the county and town or city for its proportionate share of one-half (½) of the salary established by law for its state district court judge; and

WHEREAS, the City of North Little Rock has a total of two district court judges and is obligated to contribute to the State of Arkansas the sum of \$58,650 for each district court judge, or a total of \$117,300 (see letter from Arkansas Department of Finance attached hereto as Exhibit "A").

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the Mayor and City Clerk-Treasurer are hereby authorized to execute a 2015-2016 Fiscal Year Proportionate Share Agreement (substantially similar to Exhibit "B" attached hereto) wherein the City of North Little Rock agrees to pay to the State of Arkansas one-half of the annual base salary established by law for each of the city's two district court judges.

SECTION 2: That the proportionate share for the City's two district court judges is included in the 2015 Budget.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

Joe A. Smith
Mayor Joe A. Smith

ATTEST:

Diane Whitbey
Diane Whitbey, City Clerk-Treasurer

APPROVED AS TO FORM:

C. Jason Carter
C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

| | | | | |
|--|------------------------|------|--|------|
| FILED | 11:07 | A.M. | | P.M. |
| By | <u>C. Jason Carter</u> | | | |
| DATE | <u>4-7-15</u> | | | |
| Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas | | | | |
| RECEIVED BY | <u>U. Kogut</u> | | | |



STATE OF ARKANSAS
**Department of Finance
And Administration**

OFFICE OF ADMINISTRATIVE SERVICES
Administration of Justice Fund
1515 West Seventh Street, Suite 700
Post Office Box 2485
Little Rock, Arkansas 72203-2485
Phone: (501) 371-6007
Fax: (501)682-5354
<http://www.dfa.arkansas.gov>

March 27, 2015

Ms. Diane Whitbey, Treasurer/Clerk/Collector
City of North Little Rock
P.O. Box 5757
North Little Rock, AR 72119

RE: Ark. Code Ann. § 16-17-1106, Salary of state district court judges

Dear Ms. Whitbey:

Under Ark. Code Ann. § 16-17-1106, each county, town or city located in a State district court judgeship shall pay to the State an amount equal to its proportionate share of one half (1/2) of the base salary established by law for FY2009. The base salary for FY2009 was \$117,300. Half of that amount is \$58,650, with the remainder to be paid by the State. The purpose of this letter is to certify the proportionate share of \$58,650 to be paid by the county and the cities and towns in your State district court judgeship(s).

Under the code, the amount to be paid by each county and town or city can be established by written agreement. A form included with this letter apportions the salary costs among the county, cities and towns in your State district court judgeship according to the terms of the prior-year's agreement. **Please sign and return the Proportionate Share Agreement for FY 2015-2016** to this office at the address listed above by April 30, 2015. If the terms of the agreement have changed, please amend the agreement as necessary to clearly denote the terms of the amended agreement and return to this office by April 30, 2015. If you are unable to reach an agreement, please contact this office. The Department of Finance and Administration – Administration of Justice Fund Section will certify proportionate share amounts according to the terms of Ark. Code Ann. § 16-17-1106.

If you have any questions or concerns, please feel free to call me at (501) 371-6007.

Sincerely,

Penny Shaw, Fiscal Support Analyst
Administration of Justice Fund Section
Department of Finance and Administration – Office of Administrative Services
penny.shaw@dfa.arkansas.gov

Enclosure

CC: Mayor Joe Smith



Act 1219 of 2011 State District Court Program

2015-2016 Fiscal Year Proportionate Share Agreement

WHEREAS; Act 1219 of 2011 states that the State of Arkansas shall pay the salary and benefits of state district court judges; Act 663 further provides that each county and town or city that has a state district court judgeship created shall pay to the state an amount equal to its proportionate share of one-half (½) of the base salary established by law for that county and town or city's state district court judge; and

WHEREAS; Act 1219 of 2011 established a base salary of \$117,300 in 2011 for a state district court judge; and

WHEREAS; Act 1219 of 2011 provides that a county and town or city that has a state district court judgeship created may agree in writing on the amount to be paid to the state by the county and town or city for its proportionate share of one-half (½) of the salary established by law for its state district court judge;

THEREFORE; the city of **North Little Rock** agrees to pay to the state one-half (½) of the state district court judge's salary or **\$58,650 x 2 = \$117,300.00 as follows:**

| | | |
|---|--------|-------------|
| City of North Little Rock District 1 | Paying | \$58,650.00 |
| City of North Little Rock District 2 | Paying | \$58,650.00 |

North Little Rock Mayor

North Little Rock Treasurer

