

VAN BUREN COUNTY QUORUM COURT

BOOK 2019

PAGE 1

Recorded In:

ORDINANCE Book

01/18/2019 05:21 AM

PAM BRADFORD

County Clerk

VAN BUREN County, AR

ORDINANCE NO. 2019- 01

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE COUNTY AND THE 20TH JUDICIAL DISTRICT PROSECUTING ATTORNEY; AND CREATING A LINE ITEM IN THE SHERIFF'S BUDGET FOR VICTIM/WITNESS SERVICES.

WHEREAS: The 20th Judicial District Prosecuting Attorney, which serves Van Buren County, operates a victim/witness program, which is responsible for providing notice and services to victims, the immediate family of homicide victims, and witnesses of crimes pursuant to Ark. Code Ann. § 16-21-106; and

WHEREAS: The Prosecuting Attorney, from time to time, requires the services of the Sheriff to locate victims or witnesses of crimes and to serve such victims and witness with notice of critical case events; and

WHEREAS: Due to a shortfall in the projected 2019 budget, there is a lack of funding in the County General Fund for these critical services; and

WHEREAS: The Prosecuting Attorney has reserved funds in the "Prosecutor's Victim/Witness Fund", from which the costs of the victim/witness program may be paid pursuant to Ark. Code Ann. § 16-21-151; and

WHEREAS: Van Buren County, Arkansas and the Prosecuting Attorney desire to enter into an interlocal agreement to provide for the use of funds in the Prosecutor's Victim Witness Fund by the Van Buren County Sheriff to continue to provide certain victim/witness services in 2019; and


THEREFORE, BE IT ORDAINED BY THE VAN BUREN COUNTY QUORUM COURT THAT:

SECTION 1. The County Judge of Van Buren County, Arkansas is hereby authorized and directed to execute the Interlocal Agreement attached in "Schedule A".


SECTION 2. There is hereby created line item #3093 - Victim/Witness Services for appropriation and payment of victim/witness services provided by the Van Buren County Sheriff pursuant to the terms of the agreement.

Approved this 17th day of January, 2019

APPROVED: 
Dale James, County Judge

ATTEST: 
Pam Bradford, County Clerk

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I certify that this instrument was
filed on 01/18/2019 08:21 AM
and recorded in
ORDINANCE Book 2019
PAM BRADFORD
County Clerk
VAN BUREN County, AR
 D.C.

INTERLOCAL AGREEMENT

THIS Agreement (the "Agreement") entered into between **Van Buren County, Arkansas** ("County"), **Lucas Emberton, Van Buren County Sheriff** ("Sheriff") and **Carol Crews, 20th Judicial District Prosecuting Attorney** ("Prosecuting Attorney").

WHEREAS, The Prosecuting Attorney operates a victim/witness program, which is responsible for providing notice and services to victims, the immediate family of homicide victims, and witnesses of crimes pursuant to Ark. Code Ann. § 16-21-106; and

WHEREAS, The Prosecuting Attorney, from time to time, requires the services of the Sheriff to locate victims or witnesses of crimes and to serve such victims and witness with notice of critical case events; and

WHEREAS, due to a shortfall in the projected 2019 budget, there is a lack of funding in the County General Fund for these critical services; and

WHEREAS, the Prosecuting Attorney has reserved funds in the "Prosecutor's Victim/Witness Fund", from which the costs of the victim/witness program may be paid pursuant to Ark. Code Ann. § 16-21-151; and

WHEREAS, the Prosecuting Attorney desires to provide funding to the County to be appropriated into the Sheriff's budget in consideration of certain victim/witness services to be provided by the Sheriff.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. This Agreement shall commence on the date of execution and shall terminate on December 31, 2019.

2. The Sheriff shall, upon request from the Prosecuting Attorney, assist in providing all of the notices and services to victims, the immediate family of homicide victims, and witnesses of crimes set forth in Ark. Code Ann. § 16-21-106. Such assistance shall include, but shall not necessarily be limited to:

- serving all court subpoenas and office subpoenas to victims or witnesses of crimes located within Van Buren County,
- locating victims or witnesses who have not provided appropriate contact information to the Prosecuting Attorney,
- providing reasonable protection to victims or witnesses from harm or threats arising out of their cooperation with law enforcement and prosecution efforts.

3. In consideration of this guarantee of services, the Prosecuting Attorney shall provide \$50,000.00 to the County to offset the costs of such services provided by the Sheriff. The

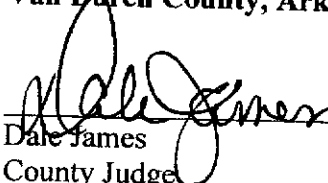
funds shall be paid in 11 monthly installments of \$4,166.00, and a final monthly payment of \$4,174.00.

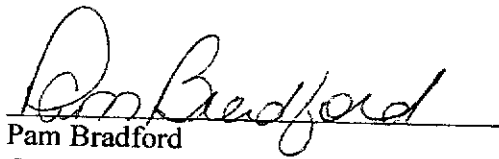
4. The County shall appropriate \$50,000.00 in a special line item in the Sheriff's 2019 budget for said funds.

5. The funds may be used by the Sheriff to provide personnel, transportation and other expenses or costs necessary to perform the services set forth in this Agreement. The Sheriff shall submit to the Prosecuting Attorney a monthly report of services provided pursuant to the Agreement.


IN WITNESS WHEREOF the parties have hereunto set their hands and seals this 17th day of Jan, 2019.

Van Buren County, Arkansas, by:


Dale James
County Judge


Pam Bradford
County Clerk

Lucas Emberton, Van Buren County Sheriff:



Carol Crews, 20th Judicial District Prosecuting Attorney:
