

RESOLUTION NO. 2013-14

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, APPROVING THE THIRD AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH THE SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY FOR JURY MANAGEMENT SERVICES.

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS as follows:

SECTION 1. The Third Amendment to the Intergovernmental Agreement between the Town of Fountain Hills (the "Town") and the Superior Court of Arizona in Maricopa County for jury management services (the "Third Amendment"), is hereby approved in substantially the form attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2. The Mayor, the Town Manager, the Town Clerk, the Town Presiding Judge and the Town Attorney are hereby authorized and directed to cause the execution of the Third Amendment and to take all steps necessary to carry out the purpose and intent of this Resolution.

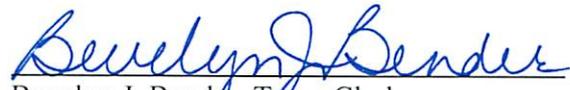
PASSED AND ADOPTED by the Mayor and Council of the Town of Fountain Hills, Arizona, March 21, 2013.

FOR THE TOWN OF FOUNTAIN HILLS:

ATTESTED TO:



Linda M. Kavanagh, Mayor



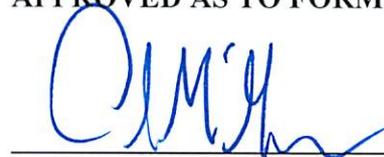
Bevelyn J. Bender, Town Clerk

REVIEWED BY:

APPROVED AS TO FORM:



Ken Buchanan, Town Manager



Andrew J. McGuire, Town Attorney

EXHIBIT A
TO
RESOLUTION NO. 2013-14

[Third Amendment]

See following pages.

* KR13-00157

**AMENDMENT
TO INTERGOVERNMENTAL AGREEMENT
FOR JURY SERVICES**

On or about March 15, 2007, the Town of Fountain Hills, Town of Fountain Hills Municipal Court, and the Superior Court of Arizona in Maricopa County entered into an intergovernmental agreement for Jury Services ("IGA") (a copy of which is attached). The initial term of the agreement was through June 30, 2010, with five one-year renewals.

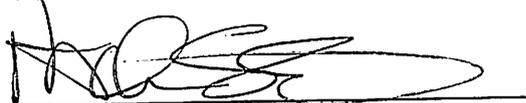
Pursuant to paragraph 3 of the IGA, the parties may renew this agreement for an additional one-year term, commencing the first day of July, 2010 with future requests for one-year terms through June 30, 2015. The parties agreed via correspondence to renew the IGA for a one-year period from July 1, 2010 through June 30, 2011, by IGA amendment from July 1, 2011, through June 30, 2012, and by IGA amendment from July 1, 2012 through June 30, 2013.

The Town of Fountain Hills Municipal Court has notified the Superior Court of its intent to renew for an additional one-year term pursuant to paragraph 3 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, 2013 through June 30, 2014.

This Amendment renews the Jury Services IGA for the Town of Fountain Hills Municipal Court for an additional one-year term, from July 1, 2013 through June 30, 2014, with the terms and conditions of the IGA entered on or about March 15, 2007.

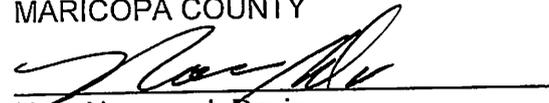
IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the date and year first set forth above.

FOUNTAIN HILLS MUNICIPAL COURT



Hon. Mitchell S. Eisenberg
Presiding Judge
Fountain Hills Municipal Court

SUPERIOR COURT OF ARIZONA IN
MARICOPA COUNTY



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

ATTEST:


City Clerk
Town

ATTEST:

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

APPROVED AS TO FORM:


Town Attorney

APPROVED AS TO FORM:

Assistant Attorney General



Thomas C. Horne
Attorney General

Office of the Attorney General
State of Arizona

Fountain Hills

INTERGOVERNMENTAL AGREEMENT DETERMINATION

Attorney General Contract No. KR18-0015 which is an Agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Assistant Attorney General, who has determined that it is in the proper form and is within the powers granted under the laws of the State of Arizona to those Parties to the Agreement represented by the Attorney General.

Dated this 28th Day of January, 2013

THOMAS C. HORNE
The Attorney General


Assistant Attorney General