

COUNCIL DECISION REQUEST

SUBJECT: Compensation for Judge Pro-Tems of the Magistrate Court

MEETING DATE: January 18, 2007

CSP ITEM: Yes No KRA#

ITEM NO.:

TENTATIVE SCHEDULE:

SUBMITTED BY: Magistrate Court

AMOUNT BUDGETED: \$13,050.00

SUBMITTAL TO AGENDA
APPROVED BY TOWN MANAGER

EXPENDITURE REQUIRED: not to exceed budget

CONT. FUNDING REQUIRED:

EXHIBITS (If Applicable, To Be Attached):

December 29, 2006 letter from Hon. Dorothy Little to the Gila County Board of Supervisors
March 24, 2005 and July 7, 2005 CDR's appointing judge pro tem's and setting compensation

RECOMMENDED MOTION

I move to authorize the Judge Pro-Tem's of the Payson Magistrate Court to be compensated at the same rate as the Judge Pro-Tem's of the Gila County Justice Courts.

SUMMARY OF THE BASIS FOR RECOMMENDED MOTION:

The Town Magistrate Court utilizes Judge Pro-Tem's to act as Judges of the Magistrate Court when the Town Magistrate has a scheduling conflict or a legal conflict. In the March 24, 2005 and July 7, 2005 CDR's, the Town approved five persons as Judge Pro-Tem's and authorized compensation of \$25.00/hour which was the rate paid to Judge Pro-Tem's of the Gila County Justice Courts. Beginning in 2007, Gila County is now compensating its Justice Court Judge Pro-Tem's at a rate of \$30.00/hour. See December 29, 2006 letter. In an effort to maintain consistency within the County Court system, the Town Magistrate is requesting that Town Judge Pro-Tem's be compensated at the same rate as the County's Judge Pro-Tem's.

Based on the number of hours Judge Pro-Tem's are used, the increase in compensation should not have an effect on the current year budget allocation of \$13,500.00.

PROS:

CONS:

PUBLIC INPUT (if any):

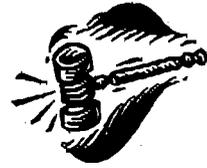
BOARD/COMMITTEE/COMMISSION ACTIONS/RECOMMENDATIONS (if any) (give dates and attach minutes): N/A

JAN 18 2007 I.5*



DOROTHY A. LITTLE
JUSTICE OF THE PEACE
PAYSON TOWN MAGISTRATE

PAYSON REGIONAL COURT
PAYSON MAGISTRATE COURT
714 S. BEELINE HWY SUITE #103
PAYSON, AZ 85541
928-474-5267
928-474-6214 fax



12/29/06

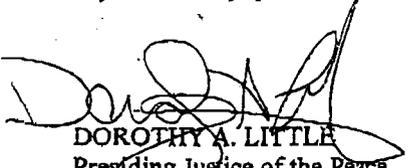
Gila County Board of Supervisors
1400 East Ash St
Globe, Az 85501

RE: Pro-tem Salaries

Please be advised in reference to Pro-tem salaries beginning in 2007 the per hour rate will increase from \$25.00 per hour to \$30.00 per hour.

Superior Court Judges and Justice of the Peace will be receiving an increase in salary at that time also, Judge Nolan and I believe it is appropriate to also increase the pro-tem salary to coincide with these raises. This will not financially impact our current budget.

If you have any questions or concerns please feel free to contact me.


DOROTHY A. LITTLE
Presiding Justice of the Peace

cc:
Honorable Robert Duber
Presiding Superior Court Judge

Honorable Peter Cahill
Presiding Superior Court Judge 01/07

Honorable Patty Nolan
Globe Regional Justice of the Peace

COUNCIL DECISION REQUEST

SUBJECT: Appointment of Judge Pro-Tem's for Magistrate Court

MEETING DATE: March 24, 2005

CSP ITEM: Yes No KRA#

ITEM NO.:

TENTATIVE SCHEDULE:

SUBMITTED BY: Magistrate Court

AMOUNT BUDGETED: \$13,050.00

SUBMITTAL TO AGENDA

EXPENDITURE REQUIRED: not to exceed budgeted amount

APPROVED BY TOWN MANAGER

CONT. FUNDING REQUIRED:

EXHIBITS (If Applicable, To Be Attached): N/A

RECOMMENDED MOTION

I move to approve R.O McDaniel, James Weeks, John Pearlman, and Judge Patti Nolan to serve as judge pro tem's for the Payson Magistrate Court, subject to assignment and direction of the Town Magistrate; and that such judge pro tems shall be compensated at a rate of \$25.00/hour.

SUMMARY OF THE BASIS FOR RECOMMENDED MOTION:

The Town of Payson operates its Magistrate Court in conjunction with the Payson Regional Justice Court. Prior to his retirement, Judge McDaniel was the Justice of the Peace and the Town Magistrate. The Town also contracted with Judge Little to be the Town's Associate Magistrate. Following Judge McDaniel's retirement, Dorothy Little was appointed Justice of the Peace and the Town appointed her Town Magistrate. The position of Associate Magistrate has not been filed and Judge Little does not anticipate filling this position any time in the near future. The Court has been covering this vacancy through the use of judge pro tempores (a judge pro tempores, usually referred to as a judge pro tem, is a person appointed for a term in which he/she exercises all of the functions of the regular judge). Pursuant to Section 34.03(H) of the Town Code, the Town Magistrate may recommend to the Council names of individuals to serve as judge pro-tem's of the Magistrate Court and these persons would be compensated at a rate set by the Council. Judge Little is recommending R.O. McDaniel, James Weeks, John Pearlman, and Judge Patti Nolan. The first three individuals have been approved by the presiding Judge of the Gila County Superior Court and are serving as judge pro-tem's for the Payson Justice Court. Judge Nolan is the Justice of the Peace for the Globe Regional Justice Court. R.O. McDaniel, James Weeks, and John Pearlman would be compensated at a rate of \$25.00/hour. Because Judge Nolan is the elected Globe JP, she would not receive additional compensation. The funds necessary for this would come from the savings of not having a full time Associate Magistrate.

PROS: Judge pro tem's provide the necessary coverage for the Magistrate Court's calendar. This also may prove to be a less expensive than a permanent Associate Magistrate.

CONS: N/A

PUBLIC INPUT (if any): N/A

BOARD/COMMITTEE/COMMISSION ACTIONS/RECOMMENDATIONS (if any) (give dates and attach minutes): N/A

COUNCIL DECISION REQUEST

SUBJECT: Appointment of additional Judge Pro-Tem for Magistrate Court

MEETING DATE: July 7, 2005

CSP ITEM: Yes No KRA#

ITEM NO.:

TENTATIVE SCHEDULE:

SUBMITTED BY: Magistrate Court/Legal Dept.

AMOUNT BUDGETED:

SUBMITTAL TO AGENDA

EXPENDITURE REQUIRED:

APPROVED BY TOWN MANAGER

CONT. FUNDING REQUIRED:

EXHIBITS (If Applicable, To Be Attached): March 24, 2005 CDR; June 6, 2005 Administrative Order

RECOMMENDED MOTION

I move to approve John Huffman to serve as an additional Judge Pro Tem for the Payson Magistrate Court, subject to assignment and direction of the Town Magistrate; and that he be compensated at a rate of \$25.00/hour.

SUMMARY OF THE BASIS FOR RECOMMENDED MOTION:

On March 24, 2005, the Town Council approved the appointment of several Judge Pro Tems for the Town Magistrate Court. See attached CDR approving R.O. McDaniel, James Weeks, John Pearlman, and Judge Patti Nolan. Because of scheduling and court coverage issues, Magistrate Dorothy Little is requesting, that in addition to the Judge Pro-Tems approved on March 24, 2005, John Huffman be approved as a Judge Pro-Tem. On June 6, 2005, the Honorable Robert Duber II, Gila County Superior Court appointed Mr. Huffman as a Judge Pro-Tem for the Payson Regional Justice Court.

If approved, Mr. Huffman would be compensated at the same rate as the other Judge Pro-Tems. Mr. Huffman's approval would not result in any additional expenditure of funds beyond those funds already designated for the compensation of the Town's Judge Pro-Tem's.

PROS: Judge Pro Tems provide the necessary coverage for the Magistrate Court's calendar. This also may prove to be a less expensive than a permanent Associate Magistrate.

CONS: N/A

PUBLIC INPUT (if any): N/A

BOARD/COMMITTEE/COMMISSION ACTIONS/RECOMMENDATIONS (if any) (give dates and attach minutes): N/A