



YAVAPAI COUNTY JAIL DISTRICT

BOARD OF DIRECTORS

RESOLUTION NO. 1875

RESOLUTION PROPOSING AN EXCISE (SALES) TAX LEVY AND DIRECTING THAT APPROVAL OF THE LEVY BE PLACED ON THE BALLOT FOR THE GENERAL ELECTION TO BE HELD ON NOVEMBER 4, 2014.

WHEREAS, County Jail Districts are authorized, pursuant to §48-4022(A)(1) of the Arizona Revised Statutes, to levy, with voter approval, an excise (sales) tax not to exceed ½ cent per dollar on eligible sales within the District; and

WHEREAS, at the General Election held on November 2, 1999, a majority of qualified voters approved the establishment of the Yavapai County Jail District and authorized the levy of a Jail District Sales Tax not to exceed ¼ cent per dollar on eligible sales within the District, for a period of 20 years, from July 1, 2000 to June 30, 2020; and

WHEREAS, on December 6, 1999, the Board of Directors of the Yavapai County Jail District, pursuant to §48-4022(A)(1) of the Arizona Revised Statutes, approved Resolution #1999-1 authorizing the excise levy of ¼ cent per dollar within the district and directing that collection of the voter-approved Jail District Sales Tax commence as of July 1, 2000; and

WHEREAS, the Board of Directors and the Yavapai County Sheriff have sought to identify and implement strategies that would ensure that the jail system operates both efficiently and effectively; and

WHEREAS, the increasing inmate population the County is currently experiencing and anticipates to continue over the next years due to economic and population growth will require the construction of a new jail facility in the Prescott area to prevent overcrowding and associated safety, security, and liability issues within the County jail system; and

WHEREAS, costs of operating the County's jail system, including a new Prescott Jail facility, will exceed the combined revenues generated by the current ¼ cent Jail District Sales Tax and the County's mandated General Fund Maintenance of Effort payments; and

WHEREAS, the Board of Directors has determined that unless additional sources of revenue are made available to the Jail District, diversion of monies from the County's General Fund will be necessary, forcing reductions in other vital County services; and

WHEREAS, unlike other potential sources of revenue, a Jail District Sales Tax allows a substantial portion of the increased cost of jail operations to be borne by those visiting Yavapai County including non-residents who may, from time to time, occupy the District's jail facilities; and

WHEREAS, the Board of Directors, has concluded that an increase in the Jail District Sales Tax offers a fair and cost-effective means to obtain the revenues needed to ensure the continued safety and security of the citizens of Yavapai County.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. That the Board of Directors hereby proposes to increase the authorized excise levy limit from $\frac{1}{4}$ cent per dollar on eligible sales within the District to a total of $\frac{1}{2}$ cent per dollar on eligible sales within the District, and to extend such authorization until June 30, 2035; and
2. That the Board of Directors hereby directs that approval of the $\frac{1}{2}$ cent per dollar Jail District Sales Tax levy be placed on the ballot for the General Election to be held on November 4, 2014; and
3. That the ballot for said election shall contain those items specified by §48-4021(B) of the Arizona Revised Statutes; and
4. That a publicity pamphlet shall be prepared and distributed in the manner provided by law and shall contain the information specified by §48-4021(C) of the Arizona Revised Statutes and shall include those written arguments filed as specified in this Resolution; and
5. That if authorized by the voters the revenues generated by the proposed Jail District Sales Tax shall be used only for acquiring, constructing, operating, maintaining and financing the District's jail system and facilities; and
6. That a person may file in the office of the Clerk of the Board of Directors no later than 5:00 P.M. on August 4, 2014, an argument, not exceeding three hundred words in length advocating or opposing the increase in the Jail District Sales Tax; and
7. That each argument filed shall be signed by the person, or the officers of the organization sponsoring it, and shall be accompanied by a publication fee of fifty dollars, and if properly submitted shall be included in the publicity pamphlet prepared and distributed.

Dated this 7th day of July, 2014.

YAVAPAI COUNTY JAIL DISTRICT BOARD OF DIRECTORS

/s/ Rowle P. Simmons

Rowle P. Simmons, Chairman

ATTEST:

/s/ Ana Wayman-Trujillo

Ana Wayman-Trujillo, Clerk of the Board

APPROVED AS TO FORM AND DETERMINED TO BE WITHIN THE SCOPE OF PERFORMANCE
OF DUTY OF THE YAVAPAI COUNTY JAIL DISTRICT BOARD OF DIRECTORS:

/s/ Jack Fields

Jack Fields, Deputy County Attorney