

City of Carson City
Agenda Report

Item # 5-3

Date Submitted: September 8, 2008

Agenda Date Requested: Sept. 18, 2008

Time Requested: Consent

To: Mayor and Supervisors

From: Department of Alternative Sentencing

Subject Title: ACTION TO ADOPT RESOLUTION NO. ____ A RESOLUTION ADOPTING AND APPROVING AN INCREASE IN THE DEPARTMENT OF ALTERNATIVE SENTENCING'S PROBATION FEES FROM \$40.00 TO \$50.00 AND OTHER MATTERS PROPERLY RELATED THERETO.

Staff Summary: The last probation fee increase was March 18, 2002. At that time, it was reported that the Department of Alternative Sentencing was supervising 356 clients. As of July 31, 2008, the Department was supervising 2,151 individuals. Of these, 372 are on formal probation, 526 on informal probation, 768 on court monitored supervision, 276 on bail conditions supervision and 209 are on pre-trial supervision.

Type of Action Requested: (check one)

(☒) Resolution

(☐) Ordinance

(☐) Formal Action/Motion

(☐) Other (Specify)

Does this action require a Business Impact Statement: () Yes (X) No

Recommended Board Action: I MOVE TO ADOPT RESOLUTION NO. ____ A RESOLUTION ADOPTING AND APPROVING AN INCREASE IN THE DEPARTMENT OF ALTERNATIVE SENTENCING'S PROBATION FEES FROM \$40.00 TO \$50.00 AND OTHER MATTERS PROPERLY RELATED THERETO.

Explanation for Recommended Board Action: Pursuant to Nevada Revised Statute (NRS) 211A.130 and Carson City Municipal Code (CCMC) 2.38.070, the Board shall adopt a schedule of fees to be imposed on probationers to defray the cost of supervision. The Department has seen a significant increase of probationers. The last probation fee increase was March 18, 2002. At that time, it was reported that the department was supervising 356 clients. As of July 31, 2008, the Department of Alternative Sentencing was supervising 2,151 individuals. Of these, 372 are on formal probation, 526 on informal probation, 768 on court monitored supervision, 276 on bail conditions supervision and 209 are on pre-trial supervision.

Applicable Statue, Code, Policy, Rule or Regulation: NRS 211A.130, CCMC 2.38.070

Fiscal Impact: Yes, reimbursement to the City of Carson City General Fund.

Explanation of Impact: Increase from \$85,034 in FY 07/08 to an estimated increase of \$101,328 in FY 08/09.

Funding Source: n/a

Alternatives: Not approve the increase.

Supporting Materials: Resolution

Prepared By: Rory Planeta, Chief of the Alternative Sentencing Department

Reviewed By:

(Department Head)

Date:

9-9-08

:

(City Manager)

Date:

9-9-08

:

(District Attorney)

Date:

9-9-08

:

(Finance Director)

Date:

9-9-08

Board Action Taken:

Motion:

1)

2)

Aye/Nay

(Vote Recorded By)

RESOLUTION NO. _____

**A RESOLUTION ADOPTING AND APPROVING AN INCREASE
IN THE DEPARTMENT OF ALTERNATIVE SENTENCING'S
PROBATION FEES FROM \$40.00 TO \$50.00 AND OTHER
MATTERS PROPERLY RELATED THERETO.**

WHEREAS, pursuant to Nevada Revised Statute (NRS) 211A.130 and Carson City Municipal Code (CCMC) 2.38.070, the Board of Supervisors shall adopt a schedule of fees to be imposed on probationers to defray the cost of supervision; and

WHEREAS, the schedule adopted must provide for a monthly fee of not less than \$20.00 for the supervision of a probationer; and

WHEREAS, on March 18, 2002, the Board of Supervisors adopted a \$40.00 supervision fee; and

WHEREAS, the Board of Supervisors finds that in March 2002 the Department of Alternative Sentencing was supervising 356 clients and in July 2008, the Department was supervising 2,151 clients; and

WHEREAS, the Board of Supervisors finds that due to the significant increase in the number of probationers it is necessary to increase the probation fee to defray the increased costs of supervision.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors approves an increase in probation fees from \$40.00 to \$50.00 effective October 1, 2008; and

BE IT FURTHER RESOLVED that probation fees are to be collected by the Department of Alternative Sentencing and transferred to the General Fund for reimbursement to Carson City for the Department of Alternative Sentencing's expenditures.

ADOPTED this ___ day of October, 2008.

AYES: _____

NAYS: _____

ABSENT: _____

ABSTAIN: _____

Marv Teixeira, Mayor
Carson City, Nevada

ATTEST:

Alan Glover, Clerk
Carson City, Nevada