

MEMORANDUM OF UNDERSTANDING

1. This memorandum sets forth the manner by which the Muscatine County Attorney will provide prosecution services to the City of Muscatine. It is not intended to create any legal rights in any third party.
2. Effective July 1, 2014, the City of Muscatine shall authorize and designate on a permanent basis the Muscatine County Attorney and his assistants as the duly authorized prosecuting attorney under City of Muscatine ordinances. The County Attorney shall have the full authority described in those ordinances to prosecute violations and otherwise represent the City of Muscatine's interests in the enforcement of criminal and civil violations.
3. This arrangement shall last indefinitely. Either the Muscatine County Attorney or the City of Muscatine may cancel this arrangement at any time. Each party will give the other 90 days notice of the cancelation.
4. The City of Muscatine shall pay to Muscatine County a sum of \$40,000 per year for prosecution services. The funds shall be paid on a quarterly basis. This payment for prosecution services shall compensate Muscatine County for the personal services of attorneys and support staff, use of computer software and office equipment, and any office supplies incidental to prosecution services. The City of Muscatine will pay separately any litigation costs such as witness fees, court costs, or service fees. The Muscatine County Attorney will obtain advance authorization from the Muscatine City Administrator, or his designee, prior to incurring any expert witness fees or other fees that would be outside the normal costs of litigation to the City of Muscatine. In all cases where permitted by law the Muscatine County Attorney will seek to hold criminal defendants who have been adjudicated guilty liable for court costs.
5. The Muscatine County Attorney shall inform the Muscatine City Administrator of any proposed increase in the yearly cost of prosecution services not later than the January 15 preceding the July 1 on which such increase would take effect. The Muscatine County Attorney agrees that the soonest he would propose any such increase would be for the fiscal year commencing July 1, 2016.

This memorandum is approved by the following parties:

Alan R. Ostergren Date
Muscatine County Attorney

Gregg Mandsanger Date
Muscatine City Administrator