

**FEE COMPENSATION AGREEMENT FOR PROSECUTION SERVICES  
AS A RESULT OF THE MERGING OF  
THE SAN JUAN COUNTY AND MONTICELLO CITY JUSTICE COURTS**

**WHEREAS**, San Juan County (“County”) and Monticello City (“City”) recently executed an Interlocal Agreement wherein the County and the City justice courts merged into one court hereinafter to be named as “The San Juan County Justice Court” effective January 1, 2026;

**WHEREAS**, as a result of the merger, the County Attorney’s Office workload will increase in that said office will take over the prosecution services for and on behalf of the City. These services were previously paid by the City to an independent third party as set forth below;

**WHEREAS**, in 2025, the City paid for 12 hours of prosecution services per month at the rate of \$125.00 per hour or \$1500.00 per month. The hourly rate is not reflective of the current market conditions. In 2025, both the judge and the public defender were paid at the rate of \$175.00 per hour. Historically, the amount of hours dedicated to City prosecution services has been significantly more than 12 with a more realistic figure being 20 hours a month<sup>1</sup>

**WHEREAS**, the Parties agree that the County Attorney’s office should be compensated at the rate of \$175.00 x 20 hours per month = \$3500.00 per month for taking on these extra services.

**WHEREAS**, among other things the Interlocal Agreement executed by the parties requires the County and the City to share revenues and expenses pursuant to a 70/30 split.

**NOW THEREFORE**, The San Juan County Board of Commissioners agrees and adopts the following terms and conditions:

**1. Compensation for Prosecution Services.** The San Juan County Attorney’s Office shall be compensated for the additional work that will be required to prosecute and deal with the added case load created as a result of the merging of the County and City justice courts, effective January 1, 2026 at the rate of \$3500.00 per month.

**2. Payment Structure.** This compensation will be paid from the revenues received by the justice court prior to the 70/30 split and will be paid as follows:

Jens Nielsen will receive a wage increase of \$1500.00 per month and Mitch Maughan will receive a wage increase of \$1500.00 per month. \$500.00 will be paid each month to the County to help pay for any benefits the County is required to pay as a result of the wage increases called for in this section.

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<sup>1</sup> To prepare for and go to trial for 1 simple case without a jury can easily require more than 10 hours of prosecution and related services – with a jury - the time allotted could well exceed the 20 hours a month.

**(SIGNATURE PAGE)**  
**Fee Compensation Agreement for Prosecution Services**

**THIS FEE COMPENSATION AGREEMENT IS PASSED AND ADOPTED** by action of the Board of San Juan County Commissioners for San Juan County in an open meeting this \_\_\_\_ day of March, 2026

Voting Aye: \_\_\_\_\_

Voting Nay: \_\_\_\_\_

ATTEST:

SAN JUAN COUNTY BOARD OF  
COMMISSIONERS

\_\_\_\_\_  
Lyman Duncan, Clerk/Auditor

\_\_\_\_\_  
Lori Maughan - Chair