

1 RESOLUTION NO. 2012-396

2
3 SPONSOR Mr. Pry

4
5 DATE October 22, 2012 COMMITTEE Public Safety

6
7 **A Resolution authorizing the County Executive and County Prosecutor to execute**
8 **agreements with the City of Akron for the Akron Municipal Court district and the Cities of**
9 **Barberton, Norton and New Franklin and the Township of Copley, being communities**
10 **within the Barberton Municipal Court district not already served by the County Sheriff's**
11 **direct indictment officer, whereby the County Prosecutor will provide direct indictment**
12 **services for a period of five years, for a total cost to those communities of \$345,191.00**
13 **annually, and appropriating said funds, for the Prosecutor and the Executive's Department**
14 **of Law – Division of Public Safety, and declaring an emergency.**

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16 WHEREAS, the Akron Municipal Court district encompasses the cities of Akron and
17 Fairlawn and the Villages of Mogadore, Lakemore, Richfield, and the Townships of Bath,
18 Richfield and Springfield; and

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20 WHEREAS, the Barberton Municipal Court District encompasses the Cities of
21 Barberton, Green, Norton and New Franklin, the Village of Clinton and the Townships of
22 Copley and Coventry; and

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24 WHEREAS, the consolidation of the direct indictment services under the County
25 Prosecutor's Office began in 2008 and the County of Summit, along with the Prosecutor's Office
26 and the Cities of Akron, Barberton, Norton and New Franklin and the Township of Copley desire
27 to continue these agreements in order to continue to provide efficient direct indictment services
28 for the communities involved; and

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30 WHEREAS, the County desires to continue its current agreement with the City of Akron
31 whereby the County, through the Prosecutor, will provide direct indictment services within the
32 Akron Municipal Court district for a period of five years, for a cost not to exceed \$295,191.00
33 annually; and

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35 WHEREAS, the County desires to continue its current agreement with the Cities of
36 Barberton, Norton and New Franklin and the Township of Copley, being the communities
37 within the Barberton Municipal Court district not already served by the County of Summit
38 Sheriff, whereby the County of Summit, through the County Prosecutor, will provide direct
39 indictment services for a period of five years for a cost not to exceed \$50,000.00 annually (said
40 individual contract amounts being set forth below); and

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42 WHEREAS, it is necessary to appropriate the funds that are received by the County
43 pursuant to said agreements; and

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45 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
46 that it is necessary and in the best interest of the County to authorize the aforementioned
47 agreements for the provision of direct indictment services and to appropriate the funds received
48 pursuant to said agreements;

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50 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
51 of Ohio, that:

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4 SECTION 1

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6 The County Executive and the County Prosecutor are hereby authorized to execute an
7 agreement with the City of Akron whereby the County of Summit, through the County
8 Prosecutor, will provide direct indictment services for all communities within the Akron
9 Municipal Court district for a period of five years, commencing October 27, 2012, for a total cost
10 not to exceed \$295,191.00 annually.

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12 SECTION 2

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14 The County Executive and the County Prosecutor are hereby authorized to execute
15 agreements with the Cities of Barberton, Norton and New Franklin and the Township of Copley,
16 being the communities within the Barberton Municipal Court district not already served by the
17 County of Summit Sheriff, whereby the County of Summit, through the County Prosecutor, will
18 provide direct indictment services for a period of five years, commencing October 21, 2012, not
19 exceeding the following annual amounts:

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Barberton	\$27,000.00
Norton	\$10,000.00
New Franklin	\$ 4,000.00
Copley	\$ 9,000.00

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26 SECTION 3

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28 Funds are hereby appropriated as follows:

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<u>Account</u>	<u>Description</u>	<u>Amount</u>
PR Direct Indictment Program (DIP)		
10171-2605-20501	Salaries – Pool Budget	\$252,691.00
10171-2605-25501	Benefits – Pool Budget	<u>\$92,500.00</u>
Total PR Direct Indictment Program (DIP) Funds		\$345,191.00

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37 SECTION 4

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39 The County Fiscal Office is hereby authorized and directed to effect the within
40 appropriations.

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42 SECTION 5

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44 This Resolution is hereby declared an emergency in the health, safety and welfare of the
45 citizens of the County of Summit, and for the further purpose to allow the County Prosecutor to
46 provide direct indictment services for five years commencing October 27, 2012, to the City of
47 Akron and for five years commencing October 21, 2012 to the cities of Barberton, Norton and
48 New Franklin and Copley Township.

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2 PAGE TWO

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4 SECTION 6

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6 Provided this Resolution receives the affirmative vote of eight members, it shall take
7 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
8 effect and be in force at the earliest time provided by law.

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10 SECTION 7

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

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19 INTRODUCED October 1, 2012

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21 ADOPTED October 22, 2012

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26 
CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

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34 APPROVED October 23, 2012

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EXECUTIVE

ENACTED EFFECTIVE October 23, 2012

Voice Vote: 11-0. YES: Comunale, Crawford, Feeman, Kostandaras, Kurt Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro