

1 RESOLUTION NO. 2015-492

2
3 SPONSOR Mr. Pry

4
5 DATE NOVEMBER 23, 2015 COMMITTEE Public Safety

6
7 **A Resolution ratifying the County Executive's execution of an agreement with Cuyahoga**
8 **Falls for direct indictment services and authorizing the appropriation of funds received**
9 **pursuant to agreements with Akron, Barberton, Cuyahoga Falls, Norton, New Franklin**
10 **and Copley Township for direct indictment services, in the amount of \$365,191.00, for the**
11 **Prosecutor and the Executive's Department of Law, Insurance and Risk Management -**
12 **Division of Public Safety, and declaring an emergency.**

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14 WHEREAS, the Akron Municipal Court district encompasses the cities of Akron and
15 Fairlawn and the villages of Mogadore, Lakemore, Richfield, and the townships of Bath,
16 Richfield and Springfield; and

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18 WHEREAS, the Barberton Municipal Court district encompasses the cities of Barberton,
19 Green, Norton and New Franklin, the Village of Clinton and the townships of Copley and
20 Coventry; and

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22 WHEREAS, County Council previously adopted Resolution No. 2012-396, which
23 authorized the County Executive and County Prosecutor to execute agreements with the City of
24 Akron for the Akron Municipal Court district and the cities of Barberton, Norton and New
25 Franklin and the Copley Township for the Barberton Municipal Court district for the Prosecutor
26 to provide direct indictment services for a period of five years, for a total cost to those
27 communities of \$345,191.00 annually; and

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29 WHEREAS, pursuant to Resolution No. 2012-396, the County entered into an agreement
30 with Akron for direct indictment services, for a five-year term, from 10/27/12 through 10/26/17,
31 for a cost to Akron not to exceed \$295,191.00 annually; and

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33 WHEREAS, it is necessary to appropriate funds received from Akron for the fourth year
34 of the agreement, from 10/27/15 through 10/26/16, in the amount of \$295,191.00; and

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36 WHEREAS, pursuant to Resolution No. 2012-396, the County entered into agreements
37 with Barberton, Norton, New Franklin and Copley Township for direct indictment services, for a
38 five-year term, from 10/21/12 through 10/20/17, for a combined total cost for all of the
39 aforementioned communities not to exceed \$50,000.00 annually; and

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41 WHEREAS, it is necessary to appropriate funds received from Barberton, Norton, New
42 Franklin and Copley Township for the fourth year of the agreement, from 10/27/15 through
43 10/26/16, in the amount of \$50,000.00; and

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45 WHEREAS, the County has entered into an agreement with the City of Cuyahoga Falls
46 for direct indictment services, for a one-year term, from 9/1/15 through 8/31/16, at the rate of
47 \$1,674.00 for the first month and \$1,666.00 per month for the remainder of the term, in a total
48 amount cost to Cuyahoga Falls not to exceed \$20,000.00; and

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50 WHEREAS, it is necessary to ratify the County Executive's execution of the
51 aforementioned agreement with Cuyahoga Falls, and to appropriate funds received from
52 Cuyahoga Falls for said agreement, in the amount of \$20,000.00; and

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WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of this County to appropriate the funds that are received by the County pursuant to said agreements for direct indictment services, in a total amount of \$365,191.00;

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

SECTION 1

The County Executive’s execution of an agreement with the City of Cuyahoga Falls for direct indictment services, for a one-year term, from 9/1/15 through 8/31/16, at the rate of \$1,674.00 for the first month and \$1,666.00 per month for the remainder of the term, in a total amount cost to Cuyahoga Falls not to exceed \$20,000.00 is hereby ratified.

SECTION 2

Funds are hereby appropriated as follows for the Direct Indictment Program:

Account	Description	Amount
PR Direct Indictment Program (DIP)		
10171-2605-20501	Salaries – Pool Budget	\$260,250.00
10171-2605-25501	Benefits – Pool Budget	<u>\$104,941.00</u>
Total PR Direct Indictment Program (DIP) Funds		\$365,191.00

SECTION 3

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

SECTION 4

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further reason to immediately ratify the Executive’s execution of an agreement with Cuyahoga Falls for direct indictment services and to immediately appropriate funds for the Direct Indictment Program.

SECTION 5

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

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2 PAGE THREE

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4 SECTION 6

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6 It is found and determined that all formal actions of this Council concerning and relating
7 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
8 deliberations of this Council and of any of its committees that resulted in such formal action,
9 were in meetings open to the public, in compliance with all legal requirements, including Section
10 121.22 of the Ohio Revised Code.

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13 INTRODUCED November 9, 2015

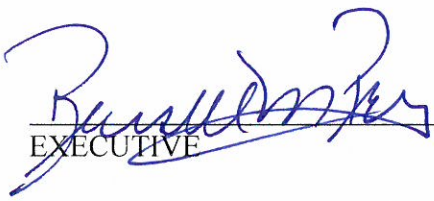
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15 ADOPTED NOVEMBER 23, 2015

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19 _____
20 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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22 APPROVED NOVEMBER 24, 2015

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27 EXECUTIVE

NOVEMBER 24, 2015

ENACTED EFFECTIVE

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