

1 RESOLUTION NO. 2010-447

2
3 SPONSOR Mr. Pry

4
5 DATE November 1, 2010 COMMITTEE Public Safety

6
7 **A Resolution authorizing the County Executive to execute agreements with the City of**
8 **Akron for the Akron Municipal Court district and the Cities of Barberton, Norton and**
9 **New Franklin and the Township of Copley, being communities within the Barberton**
10 **Municipal Court district not already served by the County Sheriff's direct indictment**
11 **officer, whereby the County Prosecutor will provide direct indictment services for a period**
12 **of one year commencing on 10/21/10, for a total cost to those communities of \$345,191.00**
13 **collectively, and appropriating funds in the amount of \$55,000.00 for the period 10/21/10**
14 **through 12/31/10, for the Prosecutor and Executive's Department of Law-Division of**
15 **Public Safety, and declaring an emergency.**

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

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

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

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

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

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43 WHEREAS, it is necessary to appropriate the funds that are received by the County
44 pursuant to said agreements, in the amount of \$55,000.00, for the period 10/21/10 through
45 12/31/10; and

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47 WHEREAS, this Council finds and determines that it is necessary and in the best interest
48 of this County to authorize the aforementioned agreements for the provision of direct indictment
49 services and to appropriate the funds received pursuant to said agreements.

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51 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
52 of Ohio, that:
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4 SECTION 1

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6 The County Executive is hereby authorized to execute an agreement with the City of
7 Akron whereby the County of Summit, through the County Prosecutor, will provide direct
8 indictment services for all communities within the Akron Municipal Court district for a period of
9 one year, commencing on 10/21/10, for the amount of \$295,191.00.

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11 SECTION 2

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13 The County Executive is hereby authorized to execute agreements with the Cities of
14 Barberton, Norton and New Franklin and the Township of Copley, being the communities within
15 the Barberton Municipal Court district not already served by the County of Summit Sheriff,
16 whereby the County of Summit, through the County Prosecutor, will provide direct indictment
17 services for a period of one year, commencing on 10/21/10, for the following amounts:

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19	Barberton	\$27,000.00
20	Norton	\$10,000.00
21	New Franklin	\$ 4,000.00
22	Copley	\$ 9,000.00
23		

24 SECTION 3

25
26 Funds are hereby appropriated, for the period of 10/21/10 through 12/31/10, as follows:

27	Account	Description	Amount
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29			
30	PR Direct Indictment Program (DIP)		
31	10171-2605-20501	Salaries – Pool Budget	\$40,000.00
32	10171-2605-25501	Benefits – Pool Budget	<u>\$15,000.00</u>
33	Total PR Direct Indictment Program (DIP) Funds		\$55,000.00
34			

35 SECTION 4

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

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40 SECTION 5

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42 This Resolution is hereby declared an emergency in the interest of the health, safety and
43 welfare of the citizens of the County of Summit and for the further reason to immediately
44 authorize the County Executive to execute agreements relating to the Direct Indictment Program
45 for the County.

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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 October 18, 2010

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15 ADOPTED November 1, 2010

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19 _____
20 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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22 APPROVED November 1, 2010

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26 _____
27 EXECUTIVE

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29 ENACTED EFFECTIVE November 1, 2010

Voice Vote: 10-1 Yes: Komunale, Crossland, Feeman, Kostandaras
Poda, Prentice, Rodgers, Schmidt, Shapiro, Smith NO: Crawford