

1 RESOLUTION NO. 2023-343

2

3 SPONSOR Executive Shapiro

4

5 DATE November 13, 2023

COMMITTEE Public Safety

6

7 **A Resolution authorizing the Executive, subject to the approval of the Board of Control, to**
8 **execute a professional service contract between the Legal Defenders Office of Summit**
9 **County, Ohio, Inc. and the Summit County Public Defender Commission for legal defender**
10 **services for indigent persons on behalf of the Summit County Public Defender**
11 **Commission, for a one-year term, for the period 1/1/24 through 12/31/24, in an amount not**
12 **to exceed \$4,039,430.00, for the Executive and the Summit County Public Defender**
13 **Commission, and declaring an emergency.**

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15 WHEREAS, the County has formed the Summit County Public Defender Commission
16 (“Commission”) pursuant to Chapter 120 the Ohio Revised Code (“ORC”); and

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18 WHEREAS, the Commission is responsible for providing legal defense services to
19 certain indigent persons charged with the commission of crimes under the ORC, the Codified
20 Ordinances of the County of Summit and various municipal ordinances within the boundaries of
21 the County; and

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23 WHEREAS, the Commission is authorized by Section 120.14 of the ORC to contract
24 with a nonprofit organization to provide legal services to indigent persons; and

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26 WHEREAS, the Commission wishes to contract with the Legal Defender’s Office of
27 Summit County, Ohio, Inc. (“Legal Defender”), a nonprofit corporation, to provide legal
28 representation to indigent persons on behalf of the Commission, for a one-year term, from 1/1/24
29 through 12/31/24, for an amount not to exceed \$4,039,430.00; and

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31 WHEREAS, the Executive is required to execute the aforementioned contract, the cost of
32 which will be paid out of funds appropriated by this Council, pursuant to Resolution No. 2023-
33 333, and it is expected, 85% or \$3,433,516.00, of which, will be reimbursed by the State of Ohio;
34 and

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36 WHEREAS, the professional service contract with the Legal Defender and the
37 Commission for legal defender services for indigent persons on behalf of the Commission, for a
38 one-year term, for the period 1/1/24 through 12/31/24, in an amount not to exceed
39 \$4,039,430.00, will be presented for approval of the Board of Control, at its meeting to be held
40 on November 15, 2023; and

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42 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
43 that it is necessary and in the best interest of the County of Summit to authorize the Executive to
44 execute, subject to the approval of the Board of Control, the aforementioned professional service
45 contract with the Legal Defender:

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

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1 RESOLUTION NO. 2023-343

2 PAGE TWO

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4 SECTION 1

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6 The Executive is hereby authorized to execute, subject to the approval of the Board of
7 Control, a professional service contract and any other necessary related documents between the
8 Legal Defender’s Office of Summit County, Ohio, Inc. and the Summit County Public Defender
9 Commission for legal defender services for indigents on behalf of the Commission, for a one-
10 year term, for the period 1/1/24 through 12/31/24, in an amount not to exceed \$4,039,430.00.

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12 SECTION 2

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14 This Resolution is hereby declared an emergency in the interest of the health, safety and
15 welfare of the residents of the County of Summit, and for the further reason to immediately
16 provide necessary legal defender services for indigent persons in 2024.

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18 SECTION 3

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

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24 SECTION 4

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26 It is found and determined that all formal actions of this Council concerning and relating
27 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
28 deliberations of this Council and of any of its committees that resulted in such formal action,
29 were in meetings open to the public, in compliance with all legal requirements, including Section
30 121.22 of the Ohio Revised Code.

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33 INTRODUCED November 13, 2023

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35 ADOPTED November 27, 2023

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37 DocuSigned by:

487AE1C02A594A7...

39 CLERK OF COUNCIL

40

DocuSigned by:

665A946FE4BA42A...

PRESIDENT OF COUNCIL

41

42 APPROVED November 27, 2023

43

44 DocuSigned by:

CBB033E40D287473...

45 EXECUTIVE

46

47 ENACTED EFFECTIVE November 28, 2023

Voice Vote – YES: 10 – 0: Darrow, Dickinson, Donofrio, McKenney,
Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite
Absent: DeVitis