

1 RESOLUTION NO. 2023-368

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3 SPONSOR Executive Shapiro

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5 DATE November 27, 2023 COMMITTEE Public Safety

6

7 **A Resolution authorizing the Executive to sign intergovernmental agreements with the**  
8 **cities of Akron, Barberton, Cuyahoga Falls, Stow, Tallmadge, and New Franklin as well as**  
9 **the Village of Norton, and Copley Township for direct indictment services to be provided**  
10 **by the Prosecutor, for a two-year term, from 1/1/23 through 12/31/24 with two one-year**  
11 **renewals at the amounts set forth below and to sign a new one-year agreement with two**  
12 **one-year renewals with the City of Twinsburg, for the Prosecutor, and declaring an**  
13 **emergency.**

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15 WHEREAS, the Prosecutor has operated the Direct Indictment Program since 1998  
16 which enables her to bring criminal cases to Grand Jury without the necessity of the preliminary  
17 hearing process in the municipal court, thus enable criminal defendants to have resolution of  
18 their cases on a more timely basis; and

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20 WHEREAS, the Prosecutor has agreements with the cities of Akron, Barberton  
21 Cuyahoga Falls, Stow, Tallmadge, and New Franklin as well as the Village of Norton, and  
22 Copley Township for direct indictment services and those agreements have expired and need to  
23 be renewed; and

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25 WHEREAS, the City of Twinsburg wishes to join the program at an annual cost of  
26 \$10,000.00; and

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28 WHEREAS, the cost of these services had not been reevaluated for several years, nor  
29 had the case counts coming from each municipality, thus the County engaged Maximus  
30 Consulting Services Inc. to conduct a time study incorporating current hourly rates and benefits  
31 expense for employees engaged in providing the services in order to ensure the services are  
32 being provided at a break-even cost; and

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34 WHEREAS, based on that analysis the cost to be charged to each participating  
35 subdivision is set forth below; and

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37 WHEREAS, this Council finds and determines, after reviewing all of the pertinent  
38 information, that it is necessary, and in the best interest of this County, to authorize the  
39 Executive to sign the aforementioned intergovernmental agreements for direct indictment  
40 services to be provided by the Prosecutor;

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

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45 SECTION 1

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47 The rate to be charged to each political subdivision participating in the Direct Indictment  
48 Program is set forth below:

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4 SECTION 1 (Continued)

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6	Akron	\$310,000.00	New Franklin	\$4,000.00
7	Barberton	\$21,000.00	Norton	\$8,000.00
8	Copley	\$11,000.00	Stow	\$9,000.00
9	Cuyahoga Falls	\$25,000.00	Tallmadge	\$14,000.00
10			Twinsburg	\$10,000.00

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12 SECTION 2

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14 The Executive is hereby authorized to execute intergovernmental agreements for Direct  
15 Indictment Services to be provided by the Prosecutor to the above mentioned political  
16 subdivisions already participating at the rates set forth for the period from 1/1/23 to 12/31/24  
17 with two one-year options to renew as well as an agreement with the City of Twinsburg for a  
18 one year period from 1/1/24 to 12/31/24 with two one-year options to renew at the rate set forth  
19 above.

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21 SECTION 3

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23 This Resolution is hereby declared an emergency, in the interest of the health, safety and  
24 welfare of the residents of the County of Summit, and for the further reason to immediately  
25 authorize the Executive to execute intergovernmental agreements for Direct Indictment Services  
26 to be provided by the Prosecutor to the above mentioned political subdivisions at the rates set  
27 forth for the period from 1/1/23 to 12/31/24 with two one-year options to renew.

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29 SECTION 4

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

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35 SECTION 5

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

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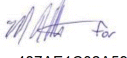
5 INTRODUCED November 27, 2023

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8 ADOPTED December 4, 2023

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10 DocuSigned by:  
  
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11  
12 CLERK OF COUNCIL

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14 APPROVED December 4, 2023

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16 DocuSigned by:  
  
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17  
18 EXECUTIVE

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20 ENACTED EFFECTIVE December 5, 2023

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PRESIDENT OF COUNCIL

Voice Vote – YES: 11 – 0: Darrow, DeVitis, Dickinson, Donofrio, McKenney, Rodgers, Schmidt, Sims, Walters, Wiedie Higham, Wilhite