

RESOLUTION NO: 2022-R04
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: FEBRUARY 08, 2022 **ASSIGNED TO:** _____

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF GREEN AND THE SUMMIT COUNTY PUBLIC DEFENDER'S COMMISSION OF SUMMIT COUNTY, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Green is required to provide legal services to those persons charged with crimes under City Ordinances that are unable to pay for legal representation; and

WHEREAS, the City of Green has contracted with the Summit County Public Defender's Commission ("Defender") of Summit County, Ohio, since its inception to provide services to individuals who are charged with crimes under City Ordinances and are unable to afford legal representation; and

WHEREAS, the current contract expired on December 31, 2021; and

WHEREAS, the Defender notified the City of Green that the minimum amount paid per case will remain the same as the prior year at One Hundred Seventy Dollars (\$170.00) per case, pursuant to Section 2 of Exhibit "A", a copy of which is attached; and

WHEREAS, it is in the City's best interests to continue its Agreement with Defender for calendar year January 1, 2022 through December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO THAT:

SECTION ONE:

Green City Council approves the Agreement between the City of Green and the Summit County Public Defender's Commission to provide legal counsel to indigent persons charged with offenses under Codified Ordinances of the City of Green, pursuant to the terms set forth in the Agreement, a copy of which is attached hereto and incorporated herein as Exhibit "A".

SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Green City Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green and for the further reason that it is necessary to be in place and effective as of January 1, 2021. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it

Page 2
Resolution 2022-R04

shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____

Nichole Messner, Clerk of Council

Dave France, Council President

APPROVED: _____, 2022

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2022

ON ROLL CALL: Babbitt _____ Brandenburg _____ DeVitis _____ France _____
 Noble _____ Meager _____ Yeargin _____

Southside Leader publication on _____ and _____

Nichole Messner, Clerk of Council