

MEDINA MUNICIPAL COURT 2017 ANNUAL REPORT

GARY F. WERNER, JUDGE

NANCY L. ABBOTT, CLERK

MEDINA MUNICIPAL COURT 2017 ANNUAL REPORT

MARCH 31, 2018

Medina City Council & Mayor Medina County Commissioners

The following is the 2017 annual report of operations for the Medina Municipal Court as required by Ohio Revised Code Sec. 1901.14.

The Court received new filings of 13,405 cases and terminated 12,912 cases.

These cases generated \$3,969,381.76 of disbursements, which include bond and civil judgments.

Judge Dale H. Chase retired on December 31, 2017, after serving the Medina Municipal Court for 30 years.

Judge Gary F. Werner, was elected on November 7, 2017, and began serving the Medina Municipal Court on January 1, 2018.

CASE FILINGS AND TERMINATION STATISTICS

Lori A. Henry, Court Administrator

The following is a report of the Medina Municipal Court on cases filed and terminated for each case type as established by the Ohio Supreme Court. The information provided is taken from the Administrative and Individual Judge Reports of the Ohio Supreme Court.

	CRIMINAL	& TRAFFIC	CASES		
	2017	2016	2015	2014	2013
FELONIES					
Cases Filed:	230	210	204	265	195
Cases Terminated:	227	216	206	264	197
MISDEMEANORS					
Cases Filed:	1,765	1,693	1,820	2,000	1,831
Cases Terminated:	1,674	1,666	1,773	1,928	1,779
O.M.V.I. (DUI)					
Cases Filed:	521	464	526	563	575
Cases Terminated:	495	459	517	565	553
TRAFFIC					
Cases Filed:	7,841	6,869	8,086	8,136	7,503
Cases Terminated:	7,725	6,932	8,148	7,951	7,437
	CIVIL & SM	ALL CLAIMS	CASES		
	2017	2016	2015	2014	2013
PERSONAL INJURY/PROPERTY DAMAGE					
Cases Filed:	4	1	7	7	6
Cases Terminated:	3	6	4	10	13
CONTRACTS					
Case Filed:	1,477	1,030	1,018	1,228	1,116
Cases Terminated:	1,060	1,031	1,039	1,073	1,350
F.E.D. (Forcible Entry and Detainer)					
Cases Filed:	377	397	391	409	445
Cases Terminated:	393	407	443	445	415
OTHER CIVIL					
Cases Filed:	556	634	865	755	818
Cases Terminated:	611	771	783	676	760
SMALL CLAIMS					
Cases Filed:	634	473	228	257	274
Cases Terminated:	724	292	241	269	273
TOTAL CASES FILED:	13,405	11,771	13,145	13,620	12,763
TOTAL CASES TERMINATED:	12,912	11,780	13,154	13,181	12,777

CASE LOAD COMPARISON BY ARRESTING AGENCIES TOTAL TRAFFIC AND CRIMINAL CASES FILED

AGENCY	2017	2016	2015	2014	2013
Brunswick City	408	450	450	482	429
Brunswick Hills Township	1,169	966	1,033	1,062	362
Bureau of Criminal Investigation	0	0	0	0	1
Chippewa Lake Constable	0	0	0	0	0
Chippewa Lake Zoning	2	1	0	6	2
Division of Watercraft Safety	0	0	0	1	2
Division of Wildlife	17	10	40	49	17
Granger Township Constable	0	0	0	0	1
Hinckley Township	508	302	374	587	414
Lafayette Township	4	10	18	6	7
Litchfield Township	16	24	27	29	19
Liverpool Township	11	15	21	10	18
Medina City	2,500	2,246	2,548	2,517	1,777
Medina City Building Department	1	4	6	5	5
Medina City Zoning	7	4	3	12	3
Medina County Drug Task Force	66	62	41	90	70
Medina County Parks	2	3	4	3	10
Medina County Sheriff	606	560	513	481	595
Medina County SPCA	5	4	6	14	10
Medina Dog Warden	2	0	0	0	2
Medina Township	582	582	834	951	1,168
Medway Enforcement Group	0	0	0	3	1
Metro Parks	10	8	8	10	30
Montville Township	635	767	743	846	1,032
North Royalton	1	0	2	5	3
Ohio Bureau of Workers' Comp	0	0	0	0	0
Ohio Department of Agriculture	0	0	0	0	0
Ohio Department of Transportation	1	6	6	5	8
Ohio Investigative Unit	0	1	9	5	5
Ohio State Patrol	3,310	2,667	3,573	3,425	3,744
Private Citizens	11	13	8	9	4
Spencer Village	99	48	67	80	92
State of Ohio	2	5	2	2	1
Strongsville	1	3	2	0	2
Zoning Violations	<u>0</u>	<u>0</u>	<u>1</u>	<u>1</u>	<u>0</u>
TOTAL	9,976	8,761	10,339	10,696	9,834
Reactivated Cases	<u>381</u>	<u>475</u>	<u> 297</u>	<u> 268</u>	<u>270</u>
TOTAL	10,357	9,236	10,636	10,964	10,104

CASE LOAD COMPARISON BY ARRESTING AGENCIES DRIVING UNDER THE INFLUENCE OF ALCOHOL CASES

AGENCY	2017	2016	2015	2014	2013
Brunswick City	59	60	69	74	53
Brunswick Hills Township	31	20	34	12	13
Hinckley Township	21	25	30	35	39
Lafayette Township	1	0	0	0	0
Litchfield Township	3	0	1	1	0
Liverpool Township	0	0	0	0	0
Medina City	99	90	110	131	88
Medina County Sheriff	32	36	27	32	33
Medina Township	35	32	35	48	71
Metro Parks	0	0	0	0	0
Montville Township	39	50	62	63	91
North Royalton	0	0	1	0	0
Ohio State Patrol	184	137	145	148	171
Spencer Village	<u>1</u>	<u>1</u>	<u>4</u>	<u>1</u>	<u>3</u>
TOTAL	505	451	518	545	562
Reactivated Cases	<u>16</u>	<u>13</u>	<u>10</u>	<u>18</u>	<u>13</u>
TOTAL	521	464	528	563	575

CASE LOAD COMPARISON BY ARRESTING AGENCIES TOTAL OTHER TRAFFIC CASES

AGENCY	2017	2016	2015	2014	2013
Brunswick City	180	198	215	207	214
Brunswick Hills Township	977	773	879	930	279
Chippewa Lake	0	0	0	59	0
Chippewa Village Constable	0	0	0	0	0
Division of Wildlife	0	0	1	0	0
Granger Township Constable	0	0	0	0	1
Hinckley Township	439	238	303	432	322
Lafayette Township	3	10	18	6	7
Litchfield Township	12	23	26	27	19
Liverpool Township	11	15	21	10	18
Medina City	1,766	1,505	1,590	1,519	953
Medina County Parks	1	0	0	0	0
Medina County Sheriff	328	308	292	261	385
Medina Township	350	409	621	665	843
Metro Parks	6	3	2	3	11
Montville Township	436	571	535	607	721
North Royalton	1	0	1	5	3
Ohio State Patrol	3,023	2,437	3,317	3,194	3,474
Spencer Village	90	42	49	67	72
State of Ohio	2	1	0	1	1
Strongsville	<u>1</u>	<u>3</u>	<u>2</u>	<u>0</u>	<u>2</u>
TOTAL	7,626	6,536	7,872	7,993	7,325
Reactivated Cases	<u>215</u>	<u>333</u>	<u>212</u>	<u>143</u>	<u>178</u>
TOTAL	7,841	6,869	8,084	8,136	7,503

The Brunswick Mayor's Court, which is within the Court's jurisdiction, provided the following information:

CASE TYPE	CASES FILED	CASES TRANSFERRED TO MEDINA MUNICIPAL COURT
Traffic	2,888	114
OVI	132	16
Criminal	624	68
Tax	636	
Dog	42	2
Building	20	
TOTAL	4,342	200

CLERK OF COURT NANCY L. ABBOTT

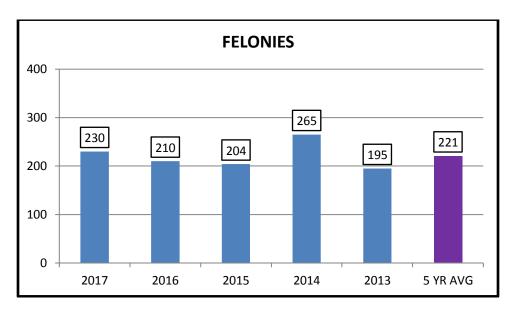
The following is a Statement of Receipts and Disbursements of the Medina Municipal Court for the period January 1, 2017 through December 31, 2017.

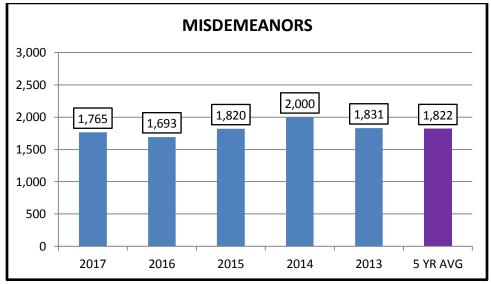
BOND ACCOUNT	
Cash Receipts: Balance as of January 1, 2017 Total receipts for 2017 Unclaimed Funds	98,836.91 425,063.07 0.00
Disbursements: Total disbursements for 2017 Indigent Defense State Fund (IDSF)	379,108.70 74,186.15
Balance as of December 31, 2017	70,605.13
CIVIL / LANDLORD-TENANT / TRUSTEE DIVISION	
Cash Receipts:	
Balance as of January 1, 2017 Cash Receipts	101,516.26 1,447,850.37
Disbursements:	
City of Medina Bailiff Fees Bank Processing Fee Case Management Computer Legal Research Service Fee Computer Capital Improvement Fund Court Administrative Fee Court Costs Special Project Fund Special Project Fund (FF&E) State of Ohio Miscellaneous Foreign Sheriff Fees Jury and Witness Fees Judgments, Returns & Transfers Adjustments (voided checks, unclaimed funds, etc.) Total Civil Disbursements Balance as of December 31, 2017	6,525.50 268.00 14,503.00 8,885.00 29,550.00 675.23 246,983.73 3,500.00 1,225.00 66,847.77 0.00 0.00 1,030,374.57 -6,724.45 1,402,613.35
Datable as 01 December 31, 2017	140,753.28
CRIMINAL/TRAFFIC ACCOUNT	
Cash Receipts: Balance as of January 1, 2017 Total CR/TR Receipts for 2017	0.00 2,113,473.56

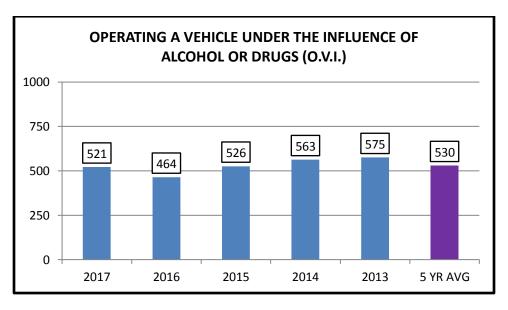
City Dishursem	ents: City of Medina Finance Director	
Jity Disbuistin	Bank Processing Fee	474.00
	10% Bond Fee	35,023.00
	Building Code Fines	400.00
	Case Management Fund	42,075.00
	City Police Fines	81,415.80
	Community Service Fee	1,320.00
	Computer Legal Research Fund	25,545.50
	Court Clerk Computer Improvement Fund	85,126.40
	Court Costs	390,807.48
	Court Reporter Costs	27,689.22
	Indigent Drivers Alcohol Treatment Act	23,292.45
	Indigent Interlock Fund	17,936.00
	Medina City Drug Enforcement Act	1,300.00
	Medina City DUI Enforcement Act	2,089.00
	Medina Street Maintenance	3,777.00
	Pre-sentence Investigation Fee	37,843.00
	Probation Service Fee	130,759.71
	Reimbursed Jury & Witness Fees	3,018.50
	Sealing of Record Fee	5,600.00
	Special Project Fund	37,492.57
	Special Project Fund - FF&E	10,900.00
	State Highway Patrol Fines	91,078.25
	Zoning Fines	150.00
Total Criminal D	Disbursement to Medina City:	1,055,112.88
State Disburser	ments: Treasurer, State of Ohio	
	Child Safety Act	475.00
	Drug Law Enforcement Fund	27,136.55
	Expungement Fees	2,160.00
	Indigent Defense Support Fund	241,028.05
	Liquor Fines	50.00
	Seat Belt Fines	15,490.00
	State Highway Patrol DUI Enforcement	3,115.00
	State Highway Patrol Fines	113,837.46
	State Highway Patrol Safety Fund	20.00
	Victims of Crime	69,718.00
Total Distribution	on to State of Ohio:	473,030.06
Miscellaneous (County Distributions:	
	Dog Warden Fines	150.00
	Expungement Fees	1,440.00
	Indigent Application Fees	11,845.12
i e	<u> </u>	
	Highway Maintenance Fund	2,880.00
	Jury & Witness Fees	1,468.00
	Jury & Witness Fees Liquor Control Fines	1,468.00
	Jury & Witness Fees Liquor Control Fines Medina County Drug Enforcement	1,468.00 50.00
	Jury & Witness Fees Liquor Control Fines	1,468.00 50.00 750.00

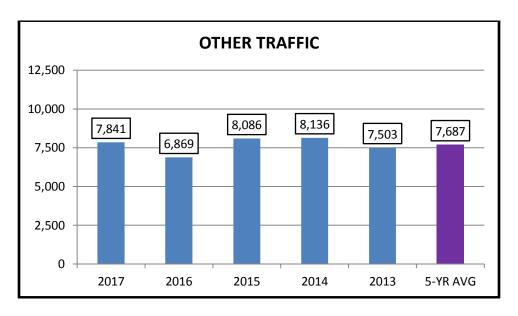
County Disbursements: Treasurer - County of	Medina	
Brunswick City Police Fines:	4511-4513 Sections	13,411.00
	All Other Sections	7,023.16
	Aud. Cir. 81-5	3,031.00
Brunswick Hills Township Police Fines:	4511-4513 Sections	19,786.30
	All Other Sections	9,738.50
	Aud. Cir. 81-5	12,849.20
Hinckley Township Police Fines:	4511-4513 Sections	72,739.00
	All Other Sections	5,765.50
	Aud. Cir. 81-5	3,168.00
Lafayette Constable Fines:	4511-4513 Sections	218.00
Litchfield Constable Fines:	4511-4513 Sections	1,425.00
	All Other Sections	300.00
	Aud. Cir. 81-5	363.00
Liverpool Constable Fines:	4511-4513 Sections	270.00
	Aud. Cir. 81-5	50.00
Medina City Police Fines - State Code:	4511-4513 Sections	26,365.50
	All Other Sections	26,638.20
	Aud. Cir. 81-5	26,934.80
Medina Township Police Fines:	4511-4513 Sections	29,291.00
	All Other Sections	7,183.50
	Aud. Cir. 81-5	9,829.50
Montville Township Police Fines:	4511-4513 Sections	44,245.00
	All Other Sections	9,848.50
	Aud. Cir. 81-5	15,463.60
Ohio State Patrol - 10%:	4511-4513 Sections	21,544.41
	All Other Sections	298.90
	Aud. Cir. 81-5	925.10
Spencer Township Police Fines:	4511-4513 Sections	575.00
	All Other Sections	500.00
	Aud. Cir. 81-5	350.00
Total County Distribution:		370,130.67

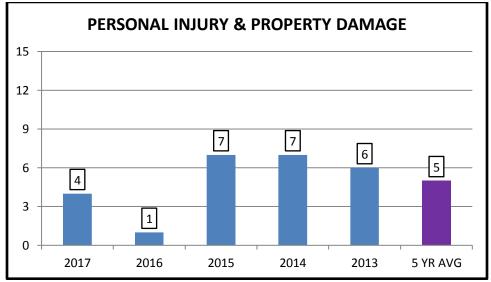
MISCELLANEOUS DISTRIBUTIONS:	
M. 15. O. 16. 16. 17. 1	
Medina County - Sheriff Fees	5,596.00
Medina County - Sheriff Fines	48,307.50
Medina County - Sheriff DUI Enforcement	808.00
Medina County - DUI Jail Costs	24,668.50
Brunswick City - DUI Enforcement	1,324.00
Brunswick City - Fines & Costs	29,568.00
Brunswick Hills Township - DUI Enforcement	430.00
Brunswick Hills Township - Fines & Costs	5,176.00
Chippewa Village - Police Fines	1,881.11
Cleveland Metro Parks - Fines	325.00
Hinckley Township - DUI Enforcement	566.00
Hinckley Township - Police Fines	2,342.00
Medina Township - DUI Enforcement	818.00
Medina Township - Police Fines	2,330.00
Montville Township - Drug Fines	350.00
Montville Township - DUI Enforcement	1,245.00
Montville Township - Police Fines	2,738.00
Spencer Village - DUI Enforcement	25.00
Spencer Village - Police Fines	5,756.00
Lafayette Township - DUI Enforcement	25.00
Litchfield Township - DUI Enforcement	50.00
Medina County SPCA Fines	300.00
Medina County Treasurer - Law Library	7,000.00
Ohio Board of Pharmacy	17,731.30
Ohio Department of Natural Resources	665.00
Capital Recovery Collections	36,474.78
Summit County Sheriff Fees	41.64
Total Miscellaneous Distributions	196,541.83

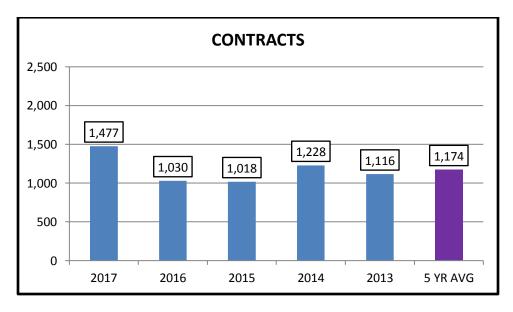


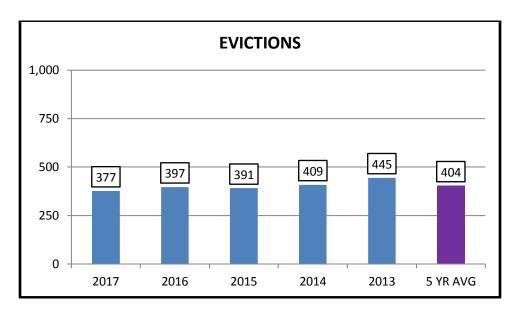


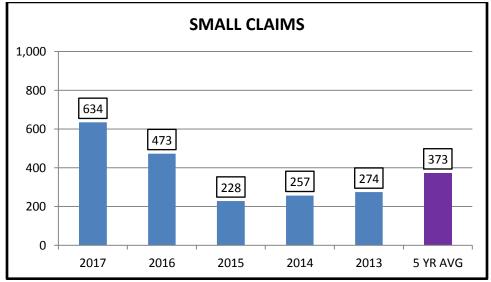


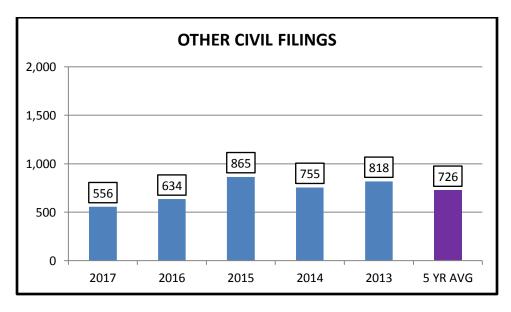


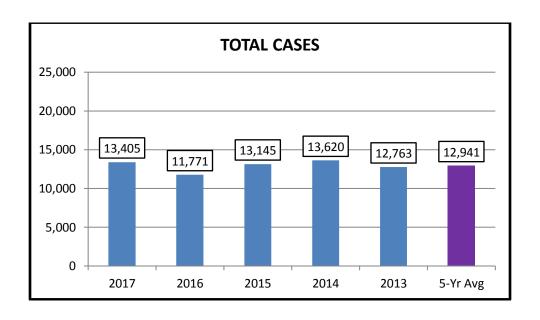












PROBATION DEPARTMENT

Marirose Power, Chief Probation Officer

The Probation Department employs two full-time general supervision/presentence investigation officers, two part-time officers, a full-time intensive supervision probation officer, a full-time chief probation officer, and two part-time clerical staff. A grant from the Ohio Department of Rehabilitation and Correction funds the position of the intensive supervision officer and one of the part-time clerical staff.

The department completed presentence investigations in 1,210 cases and 138 sealing-of-records investigations. Additionally, 197 traffic cases were reviewed and prepared for sentencing and 292 victim impact statements were processed.

Three hundred ninety-eight offenders were placed on probation. Of these, 60% were convicted of an OVI or closely related offense, 8% were convicted of domestic violence or threatening domestic violence (a reduced charge that originated as domestic violence), 6% were convicted of theft or property crimes, 3% committed assault (an act of violence), 3% had aggravated menacing/menacing charges and another 4% were convicted of underage alcohol charges. The remaining 16% had a broad range of offenses such as telecommunications harassment, falsification, possessing drug abuse instruments and disorderly conduct.

Reporting appointments for the year totaled 2,605 and 1,125 drug tests were completed. The probation department also supervised persons ordered to bond reporting and electronically monitored house arrest and/or transdermal alcohol monitoring. All intervention in lieu of conviction candidates were monitored by probation officers, as were 24 individuals assigned to complete over 1,400 hours of community service. Eighty-seven individuals were formally charged with violating conditions of probation.

ALCOHOL TREATMENT FUNDS AND JAIL COSTS

The Court collected \$57,633.64 for the Indigent Drivers Alcohol Treatment Act (IDATA) in 2017. These funds can be used to pay for treatment of indigent defendants. The Court collected \$24,668.50 for Driving Under the Influence of Alcohol jail costs, which was paid to the Medina County Auditor. The Court disbursed to townships, cities, Medina County and the State of Ohio a total of \$10,495.00 from funds collected under the Driving Under the Influence Enforcement Act. These funds may be used by the arresting agencies for equipment, training, and enforcement of driving under the influence of alcohol laws.

BAILIFF'S OFFICE

Carl Meding, Bailiff

Current staffing of the Court's Bailiff's Office consists of the Bailiff, four full-time Deputy Bailiffs and one part-time Deputy Bailiff (who works as a security officer manning the Court's metal detector located in the public entrance to the court). Bailiffs remain responsible for court room and building security, attending to the Court's electronic recording system, as well as overseeing the activities of all people using the Court and its facilities. The Bailiff also supervises five additional part-time security guards who operate the Court's metal detector.

One Deputy Bailiff is responsible for the service of subpoenas and other court papers throughout the Court's jurisdiction. This includes executing evictions and court ordered sales of property. In 2017 the Bailiff's Office scheduled and executed 132 Writs of Restitution (eviction orders), a 14.8% decrease compared to 2016. (See Table #1) Additionally, the Bailiff's Office conducted one Property Attachment, and seven Replevin Actions per court order during 2017.

The Bailiff's Office maintains and operates the Court's Law Enforcement Automated Data System (LEADS) terminal. The Court once again passed the triennial audit performed by LEADS, and remains in compliance with all LEADS and NCIC regulations. This included the training supervision of all court personnel regarding the updated LEADS Security Policy. The last audit was completed in 2015, with the next audit scheduled for 2018.

The Bailiff's Office continues to actively pursue defendants who have failed to appear at the Court, or have otherwise ignored court orders. During 2017 the bailiff staff physically arrested 47 defendants, and cleared a total of 241 warrants. (See Table #2) Table #3 and #4 detail warrants on hand at the end of 2017.

The Bailiff's Office continues to administer the Court's program of recording probationers into the National Crime Information Center's (NCIC) Supervised Release File. These entries allow law enforcement agencies across the nation (as well as Canada and Mexico) to identify people they have come into contact with who are on probation to this Court. These agencies may then contact the Court's probation staff for additional information as necessary, (e.g. individuals being screened for a firearms purchase, or being screened by ICE). This allows the Court's Probation Department to better monitor those defendants on probation.

At the end of 2017 the court listed 400 probationers in the Supervised Release File. During 2017 the Court recorded 112 contacts with various law enforcement agencies dealing with the Court's probationers. These contacts encompass relatively minor traffic violations, to more serious crimes such as OVI, Domestic Violence, Violating Protection Orders and felony matters such as Felonious Assault and Felony Drug Possession.

	TABLE #1
	EVICTION ACTIVITY
(FORCIBL	E ENTRY AND LOCK CHANGE)
YEAR	NUMBER OF EVICTIONS
2013	135
2014	164
2015	167
2016	155
2017	132

TABLE #2	
WARRANT ENFORCEMENT ACTIVITY	
TOTAL NUMBER OF WARRANTS RESOLVED:	241
TOTAL NUMBER OF DEFENDANTS:	222
WARRANTS RESOLVED BY ACTION TAKEN:	
Executed by Arrest:	47
Came to Court After Home Visit:	52
Came to Court After Phone Contact:	84
Came to Court After Warrant Block:	58
NUMBER OF HOME VISITS MADE:	343

TABLE #3	
WARRANTS ON HAND	
NUMBER OF FAILURE TO APPEAR WARRANTS:	566
ARRAIGNMENT	299
TRIAL	69
CHANGE OF PLEA	24
SENTENCING	98
PROBATION VIOLATION	32
SHOW CAUSE/STATUS HEARING	35
COMPETENCY HEARING	0
JAIL SENTENCE	4
NUMBER OF CIVIL SHOW CAUSE WARRANTS	5

TABLE #4	
WARRANTS ON HAND BY GEOGRAPHICAL LOCATION	
WITHIN MEDINA COUNTY:	20
WITHIN ADJACENT COUNTY AREA:	144
WITHIN STATE OF OHIO:	142
OUTSIDE STATE OF OHIO:	242
OUTSIDE OF UNITED STATES:	18

NOTE: THESE LOCATIONS ARE BASED UPON THE MOST RECENT INFORMATION AVAILABLE TO THE BAILIFF'S OFFICE AS OF 2/7/18

COMPUTER DEVELOPMENTS

Tammy Barr, Manager of Information Systems

The Court hired a new Manager of Information Systems (MIS) in October. Ms. Barr previously worked as a Data Administrator for Cleveland State University. The Court's MIS coordinates all technology applications.

The Court works with a local company, Technology Engineering Group (TEG), in cooperation with the City of Medina, to improve hardware and software programs. The Clerk's Office is changing Case Management Systems (CMS) this year and has been working with the new company, Pioneer Technology Group, LLC, to integrate the Court's records for a smooth transition.

The Case Management System is integrated with the Ohio State Patrol E-ticketing system. This allows officers to automatically upload citations from their patrol vehicles to the Court's CMS, which reduces data entry time and increases the accuracy of information entered. This system can be expanded to other law enforcement departments to utilize the system, if they desire.

The Court maintains records back to 1980, which are backed up continually to the Barracuda Cloud system and maintained off site. The audio is recorded in both courtrooms by For The Record (FTR) software and stored on multiple computers. Backups are made for each courtroom and stored offsite and on multiple desktop computers within the building, which allows quick recovery by Court staff, attorneys and clients. Our website offers the ability for on-line inquiry of current and past criminal and traffic, as well as civil, cases.

Two LEADS computer systems are used by the Court allowing timely data lookup for court processing as well as reducing the workload for the Medina Police Department. The LEADS systems were upgraded to the newest release allowing much faster access to the information.

CONTINUING EDUCATION

All Judicial seminars are through the Judicial College of the Supreme Court of Ohio unless otherwise noted.

Judge Chase was an active member of the Ohio Association of Municipal/County Court Judges in 2017.

Judge Chase attended the following association meetings:

- July 2017 Association of Municipal/County Court Judges of Ohio Summer Conference in Columbus, OH
- September 2017 American Judges Association Annual Educational Conference in Cleveland, OH.

Magistrate Lawrie and Magistrate Leggett are both active members of the Ohio Association of Magistrates.

Chief Magistrate Lawrie serves on the Court Technology Committee of the Ohio Judicial Conference (www.ohiojudges.org). The committee "explores new development in court technology and policies related to it, and serves as a resource to help Ohio judges effectively use technology."

As a member of the Court Technology Committee of the Ohio Judicial Conference, Magistrate Lawrie prepared and participated in presentations for the Ohio Judicial Conference's Court Technology Conference in April 2017.

Chief Magistrate Lawrie attended the following seminar(s):

 September 2017: Ohio Association of Magistrates 2017 Fall Conference – Active Shooter Awareness; Dealing with Stress, Depression, and Aging; Professionalism; Anatomy of a Trial; Evidence Made Easy; Best Practices; Review of a Trial Practice; Perception and Persuasion in Communication

Magistrate Leggett attended the following seminar(s):

May 2017: Ohio Association of Magistrates 2017 Spring Conference – How Perception Has Deception; Manufactured Homes: Eviction and Abandonment Process; Defenses to an Eviction Action; All About the Attorney Fees; Measure of Damages; the Unique and Unusual; Court Security; Verbal De-Escalation

FOREIGN LANGUAGE INTERPRETING SERVICES

The Court maintains interpreting services for defendants who do not speak English and require assistance in their native language to understand court proceedings. The Supreme Court of Ohio contracts with Language Line Services of Monterey, California and offers their services to Ohio Courts to provide language translation for short court proceedings (approximately 5 to 10 minutes in length). Monarca Language Services, a Medina business, is used by the Court for other translation services.

WEDDINGS

Judge Chase performed 71 weddings in 2017.

Respectfully submitted:

MEDINA MUNICIPAL COURT

MARCH 31, 2018

GARY F. WERNER, JUDGE

NANCY L. ABBOTT, CLERK