

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AND ENTER INTO A CONTRACT WITH THE SUMMIT COUNTY PUBLIC DEFENDER'S COMMISSION, A PROVIDER OF CRIMINAL DEFENSE SERVICES, FOR THE YEAR 2019, WITHOUT THE NECESSITY OF PUBLIC BIDS; DIRECTING THE FINANCE DIRECTOR TO APPROPRIATE, ENCUMBER AND PAY FUNDS FOR SAID SERVICES AS SET FORTH HEREIN; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Stow must fund the representation of indigent defendants charged under the Codified Ordinances of Stow and prosecuted in Stow Municipal Court; and

WHEREAS, the Summit County Public Defender is a sole source provider of this service exempt from bidding pursuant to C.O.S. 173.07(a)(1)(G) and 173.07(b)(1)(A).

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STOW, COUNTY OF SUMMIT AND STATE OF OHIO:

SECTION 1. That the Mayor be, and she hereby is, authorized to make and enter into a contract with the Summit County Public Defender's Office, a sole source provider of indigent criminal defense services, for the year 2019, without the necessity of public bids, for purposes of providing legal counsel to indigent persons charged with violating the Codified Ordinances of Stow.

SECTION 2. That the Finance Director be, and he hereby is, authorized and directed to make payment, on a monthly basis, pursuant to the terms and conditions of said contract attached as exhibit A and incorporated herein by reference.

SECTION 3. That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees or subcommittees that resulted in those formal actions were in meetings open to the public in compliance with the law.


SECTION 4. That this Ordinance was adopted pursuant to Section 4.11, Charter, and is hereby declared to be an emergency measure necessary for the immediate preservation of the public health and safety for the reason that it is fair and just to pay the Summit County Public Defender's Commission for their representation of indigent defendants as services are performed, and, pursuant to Section 4.13, Charter, shall take effect upon its adoption by Council and approval by the Mayor, otherwise at the earliest period allowed by law.

ADOPTED BY COUNCIL 1/10/19

ATTEST   
Bonnie J. Emanuel  
CLERK OF COUNCIL

  
Matt Riehl  
PRESIDENT OF COUNCIL

FILED WITH MAYOR 1/14/19

APPROVED   
John Pribonic  
MAYOR

FILED WITH CLERK 1/14/19

APPROVED AS TO FORM  
  
Amber K. Zibritosky  
LAW DIRECTOR

EFFECTIVE DATE 1/14/19