

ORDINANCE NO. O-2009-36

AN ORDINANCE AUTHORIZING A CONTRACT WITH THE PORTAGE COUNTY PUBLIC DEFENDER FOR DEFENSE OF INDIGENT PERSONS CHARGED WITH CRIMINAL OFFENSES UNDER THE VILLAGE ORDINANCES.

Whereas, the Village recognizes its responsibilities under the laws of the State of Ohio and of the United States of America to provide legal counsel to indigent persons charged with potential loss of liberty offenses under its municipal ordinances; and

Whereas, the Village, in furtherance of the execution of its legal responsibilities, desires to contract with the Portage County Public Defender Commission for delivery of legal services and representation by the Portage County Public Defender to the Village's indigent citizens and others so situated.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Windham, Portage County, Ohio, the majority or more of the members thereto concurring that:

SECTION 1: The Mayor and the Fiscal Officer are authorized on behalf of the Village to execute a contract with the Portage County Public Defender Commission for the representation of indigent persons charged under Windham Village ordinances for and during the calendar year 2010. The approved Agreement is attached hereto as Exhibit "A".

SECTION 2: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that the deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Revised Code of the State of Ohio.

PASSED IN COUNCIL as an emergency on October 27, 2009.

Vote of Council: Ayes: Mr. Garrett, Mr. Snyder, Mrs. Barrett, Mrs. Meszaros, Mrs. Rininger,
Mr. Slusher Nays: None.

ATTEST:

APPROVED:

Lloyd Billman, Fiscal Officer

Mayor, Robert Donham II

Approved as to Form:

Thomas Reitz, Solicitor