

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0125

Sponsored by: **County Executive FitzGerald and Councilmembers Gallagher, Connally, Miller, Germana and Simon**

A Resolution authorizing an agreement with State of Ohio Attorney General for collection services of delinquent debt owed to the Cuyahoga County Clerk of Courts; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

WHEREAS, the County Executive/County Council has submitted an agreement with the State of Ohio Attorney General for collection of delinquent debt owed to the Cuyahoga County Clerk of Court; and,

WHEREAS, the Clerk of Court is owed delinquent statutory fines and fees that are assessed by the Court of Common Pleas in the Civil, Criminal and Domestic Relations Divisions and the Court of Appeals; and,

WHEREAS, from 2002 to 2011, the Clerk of Court has over \$63.3 million in delinquent accounts and uncollected costs; and,

WHEREAS, pursuant to ORC Section 131.02, the Ohio Attorney General is empowered to collect amounts due to the state; and,

WHEREAS, in accordance with ORC Section 131.02, the Ohio Attorney General is authorized to deduct the Attorney General's collection cost from all amounts collected, calculated upon all certified amounts recovered, plus interest and fees accruing from the date of certification to Attorney General; and,

WHEREAS, this is an ongoing agreement that will continue until terminated by either party; and,

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county development.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Council hereby authorizes an agreement with the State of Ohio Attorney General for collection of delinquent debt owed to the Cuyahoga County Clerk of Court.

SECTION 2. The County Executive is hereby authorized to execute the agreement and all other documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue without interruption, and to provide for the usual, daily operation of a county department; therefore, this Resolution, provided it receives the affirmative vote of eight members of Council, shall become effective immediately upon the signature of the County Executive; otherwise it shall be in full force and effect from and immediately after the earliest time permitted by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of 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 Ohio Revised Code.

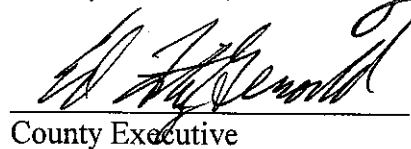
On a motion by Mr. Miller, seconded by Ms. Conwell, the foregoing Resolution was duly adopted.

Yeas: Schron, Conwell, Jones, Simon, Greenspan, Miller, Brady, Germana, Gallagher and Connally

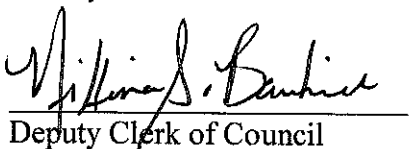
Nays: None


County Council President

6-26-12
Date


County Executive

6/27/12
Date


Deputy Clerk of Council

6/26/2012
Date

Additional Sponsorship Requested on the Floor: June 26, 2012

Journal CC006
June 26, 2012