

# County Council of Cuyahoga County, Ohio

## Resolution No. R2012-0218

<b>Sponsored by: County Executive FitzGerald/Clerk of Courts and Councilmembers Connally and Gallagher</b>	A <b>Resolution</b> making awards on RQ24243 to various providers for debt collection services for the Cuyahoga County Clerk of Courts for the period 11/1/2012 - 10/31/2014; authorizing the County Executive to execute the revenue generating agreements and all other documents consistent with said awards and this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/County Council has recommended awards on RQ24243 and approval of revenue generating agreements with various providers for debt collection services for the Clerk of Courts for the period 11/1/2012 - 10/31/2014 to the following vendors:

- A) NCO Financial Systems, Inc.,
- B) Weltman Weinberg & Reis CO, LPA; and,

WHEREAS, the Clerk of Courts 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, more than \$63.3 million dollars in delinquent accounts and uncollected costs are owed to the Clerk of Courts; and,

WHEREAS, pursuant to ORC Section 2335.24, the Clerk of Court “may enter into contracts with one or more public agencies or private vendors for the collection of amounts due under judgments for costs;” and,

WHEREAS, the vendors will be paid a fee equal to twenty-four percent on top of the debt to be collected from each debtor on each delinquent account referred to the firm, including specified costs outlined in the agreements; and,

WHEREAS, these are two year agreements with an option to renew by both parties; 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 approves the County Executive's recommendation and authorizes awards on RQ24243 and approves the revenue generating agreements with various providers for debt collection services for the Clerk of Courts for the period 11/1/2012 - 10/31/2014 to the following individuals:

- A) NCO Financial Systems, Inc., and
- B) Weltman Weinberg & Reis Co, LPA.

**SECTION 2.** The County Executive is hereby authorized to execute the revenue generating agreements in connection with said awards 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: Germana, Gallagher, Schron, Conwell, Jones, Rogers, Simon, Greenspan, Miller, Brady and Connally

Nays: None

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County Council President                      Date

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County Executive                                      Date

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Clerk of Council                                      Date

First Reading/Referred to Committee: October 9, 2012

Committee(s) Assigned: Finance & Budgeting

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