

ORDINANCE NO. 2-95

By: Richard F. Weber

An Ordinance to authorize the Mayor and Auditor to execute a contract with the Franklin County Public Defender Commission for the legal representation of indigent defendants before the Franklin County Municipal Court, Criminal Division, and to declare an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That the Mayor and Auditor are hereby authorized to execute a contract by and between the City of Bexley and the Franklin County Public Defender Commission for the representation of indigent defendants before the Franklin County Municipal Court, Criminal Division, charged with a violation of an ordinance of the City of Bexley at a rate of \$50 per case, said contract to be in a form approved by the City Attorney.

Section 2. That this Ordinance is an emergency measure necessary for the immediate preservation of the public peace, health and safety, said emergency being the need to provide uninterrupted representation of indigent defendants before the Franklin County Municipal Court, and shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: February 14, 1995

John M. Brennan  
President of Council

Attest: [Signature]  
Clerk of Council

Approved: 2/14, 1995

David H. Madison  
David H. Madison, Mayor

January 10, 1995 - 1st reading  
January 24, 1995 - 2<sup>nd</sup> reading  
February 14, 1995 - 3rd reading  
- Adopted

CONTRACT

This Agreement, beginning on January 1, 1995, by and between the Franklin County Public Defender Commission, pursuant to Ohio Rev. Code, section 120.14(E) (Page 1990), and the City of Bexley, for the defense of indigent defendants before the Franklin County Municipal Court; the parties agree as follows:

The Franklin County Public Defender Commission hereby agrees to represent, through the personnel employed by the Franklin County Public Defender Commission, all indigent persons, coming before the Franklin County Municipal Court, Criminal Division, charged with a violation of an ordinance of the City of Bexley, which occur within the limits of Bexley, Ohio; provided that the Franklin County Public Defender Commission, reserves the right to decline representation if a conflict of interest exists in any specific case filed in or coming before the Franklin County Municipal Court; and, provided further, that the City Solicitor of Bexley, Ohio, reserves the right to appoint other counsel to represent defendants charged with a violation of an ordinance of Bexley, Ohio, or traffic and/or criminal statutes of the State of Ohio, which occur within the jurisdictional limits of Bexley, Ohio in any specific case filed in or coming before the Franklin County Municipal Court.

The City of Bexley agrees to pay the sum of \$50.00 per case. Said sum due to be stated by invoice from the Franklin County Public Defender at quarterly intervals. Checks or warrants should be made payable to the Columbus City Treasurer - Public Defender Service.

This contract may be terminated by either party at any time before the expiration of the contract, by giving thirty (30) days written notice to the other party, of its intention to terminate.

The parties further agree that this Contract shall be in full force and effect from the date first written above through December 31, 1995, unless terminated earlier, as provided herein.

IN WITNESS WHEREOF, the parties have executed this Contract, this 16th day of February, 1995.

City of Bexley

BY: Carl H. Mad

Mayor of Bexley

Franklin County Public Defender Commission

BY: Richard F. Swope / by Pauline Colvin

Richard F. Swope  
Chairman

Comptroller

FRANKLIN COUNTY  
**PUBLIC DEFENDER**

373 S. HIGH ST. / 12TH FLOOR • COLUMBUS, OHIO 43215-6302  
(614) 462-3194 • (614) 645-8980  
FAX (614) 461-6470

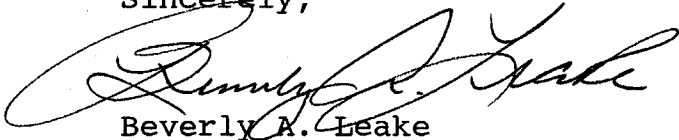
February 16, 1995

Velma R. Downs  
Administrative Assistant to Mayor  
City of Bexley  
2242 East Main Street  
Bexley, Ohio 43209

Dear Ms. Downs:

Please find enclosed a fully executed copy of the contract between the City of Bexley and the Franklin County Public Defender office.

Sincerely,



Beverly A. Leake  
Administrative Secretary

Enclosure

# City of Bexley

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February 15, 1995

Ms. Judith M. Stevenson  
Franklin County Public Defender  
373 S. High Street  
Columbus, OH 43215 6302

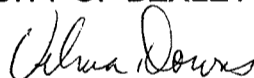
Dear Ms. Stevenson:

Enclosed is the 1995 agreement signed by the City of Bexley for the Franklin County Public Defender Commission to provide representation for indigent defendants before the Franklin County Municipal Court. Also enclosed is a copy of the ordinance approving the contract.

Please return an executed copy of the contract for my file. Thanks for your assistance.

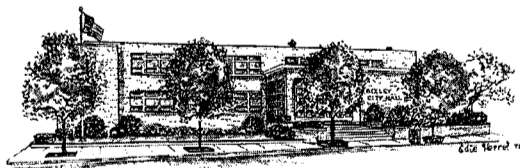
Sincerely,

CITY OF BEXLEY



Velma R. Downs  
Administrative Assistant to Mayor

Enclosures



FRANKLIN COUNTY  
PUBLIC DEFENDER

373 S. HIGH ST. / 12TH FLOOR • COLUMBUS, OHIO 43215-6302  
(614) 462-3194 • (614) 645-8980  
Fax (614) 461-6470

*Copy to Jim Hens  
for review  
me done*

December 11, 1994

Honorable David H. Madison  
Mayor  
City of Bexley  
2242 East Main Street  
Bexley, Ohio 43209

Dear Mr. Mayor:

The existing contract for indigent defense representation with your City is scheduled to expire December 31, 1994.

Enclosed please find a copy of a new contract for your review and hopefully your signature. The cost per case remains at \$50.00.

Please contact me if you have any questions concerning the above.

Very truly yours,

*Judith M. Stevenson*  
Judith M. Stevenson  
Director

/bal  
Enclosure

**received**  
12/13/94