

Ordinance No. 7952

AN ORDINANCE AUTHORIZING RENEWAL OF A CONTRACT WITH DEFIANCE COUNTY PERTAINING TO REIMBURSEMENT OF MUNICIPAL EXPENSES INCURRED TO PROVIDE LEGAL SERVICES TO INDIGENT DEFENDANTS PROSECUTED IN MUNICIPAL COURT FOR OFFENSES PROSCRIBED BY MUNICIPAL ORDINANCE

WHEREAS, the State Public Defender allocates funds to Defiance County for payment of expenses incurred to provide legal services to indigent persons charged with offenses punishable by incarceration; and,

WHEREAS, a long standing agreement between the City and County has enabled the County to allocate a portion of the funds received from the Public Defender to payment of expenses incurred to provide constitutionally required legal services to persons prosecuted for offenses proscribed by municipal ordinance; and,

WHEREAS, the aforesaid agreement was most recently revised in 2013 to conform to requirements prescribed by the Public Defender and can be annually renewed by Ordinance of Council and Resolution of the Board of County Commissioners; and,

WHEREAS, on September 14, 2017, the Board of County Commissioners adopted a Resolution authorizing renewal of the agreement for calendar year 2018;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The agreement between the City of Defiance and County of Defiance entitled, "Agreement for Indigent Defense Services in Municipal Court (Assigned Counsel)" is hereby extended without modification for the period beginning January 1, 2018, and ending December 31, 2018. The City Finance Director is authorized to receive and disburse funds in accordance with the agreement during calendar year 2018.

Section 2: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session duly convened in accordance with law.

Section 3: This Ordinance shall be effective on the earliest date permitted by law.

Passed: October 3, 2017

Michael Ketcham
President of Council

Votes in Favor of Adoption: 6

Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: October 3, 2017

Michael McCann
Mayor

Ordinance No. 7953

AN ORDINANCE AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE OHIO DEVELOPMENT SERVICES AGENCY FOR SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO SUPPORT THE EXPANSION OF CREDIT ADJUSTMENTS, INC., AND DECLARING AN EMERGENCY

WHEREAS, The Ohio Development Services Agency allocates Small Cities Community Development Block Grant funds appropriated by Congress to assist local governments with the cost of Community Development Activities undertaken to achieve Federal objectives established by the Housing & Community Development Act of 1974; and,

WHEREAS, The City desires to participate in the Fiscal Year 2017 CDBG Economic Development Loan and Public Infrastructure Grant Program to address a local need to create employment opportunities by providing economic development assistance to support the proposed expansion of Credit Adjustments, Inc.; and,

WHEREAS, Council acknowledges that acceptance of Federal assistance obligates the municipality to administer the granted funds in accordance with program guidelines and maintain public facilities and conduct programs in accordance with Federal requirements;

Now therefore, be it enacted by the Council of the Municipality of Defiance, Ohio, that:

Section 1: The City Administrator is authorized to contract with the Ohio Development Services Agency for such Title I Housing & Community Development Act assistance as may be available through the FY 2017 CDBG Economic Development Loan and Public Infrastructure Grant Program and is empowered to:

- a) Prepare and file all documents required to make application to the Ohio Development Services Agency for CDBG Economic Development Loan and Public Infrastructure Grant Program assistance;
- b) Provide such certifications and assurances as may be requested to assure that Title I funds are received and expended in full compliance with the Housing & Community Development Act of 1974 as amended and all Regulations promulgated pursuant thereto including, without limitation, 24 CFR 570.496(a);
- c) Provide such certifications and assurances as may be requested to assure that municipal facilities are constructed and maintained and municipal programs are operated in conformity with anti-discrimination Regulations applicable to the municipality by reason of its acceptance of Federal financial assistance; and,
- d) Carry out all programs and activities described by the authorized application in conformity with program guidelines and applicable regulations.

Section 2: It is found and determined that all legislative actions pertaining to the adoption of this Ordinance were taken in Public Session and that all deliberations that affected or influenced any such legislative act, including all deliberations in Committee, were conducted in Public Session duly convened in accordance with law.

Section 3: This Ordinance is declared to be an emergency measure necessary to preserve the health, safety and welfare of the community for the reason that the application authorized by this Ordinance must be promptly filed with the Ohio Development Services Agency in order to be considered timely and eligible for funding. As such, this Ordinance shall be effective immediately upon passage by an affirmative vote of not less than 5 Members of Council and approval of the Mayor.

Passed: October 3, 2017 Michael Ketcham
President of Council

Votes in Favor of Adoption: 6
Votes Opposed to Adoption: 0

Attest: Lisa Elders, Clerk

Approved: October 3, 2017 Michael McCann
Mayor