

VILLAGE OF CHAUNCEY
STATE OF OHIO
RESOLUTION NO. 2021-9

A RESOLUTION APPROVING PUBLIC DEFENDER CONTRACT.

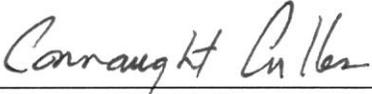
BE IT RESOLVED by the Council of the Village of Chauncey, State of Ohio, that:

Section One: The Mayor, Fiscal Officer, and Solicitor are authorized to execute the Public Defender Contract for current fiscal year of 2021.

Section Two: The Resolution is necessary for the preservation of constitutional rights of accused persons and will take effect immediately.

PASSED this 11th day of March, 2021.

ATTEST:



Connaught Cullen
Council President

ATTEST:



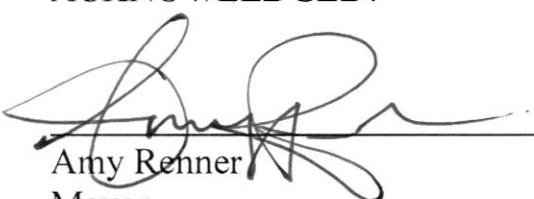
Chelsie McKee
Fiscal Officer

APPROVED AS TO FORM:



Robert J. Shostak
Solicitor

ACKNOWLEDGED:



Amy Renner
Mayor

First Reading: March 11, 2021

Second Reading: Suspended

Third Reading: Suspended

**CERTIFICATION OF FISCAL OFFICER AS TO
POSTING OF RESOLUTION**

The foregoing is a true copy of the original Resolution No. 2021-9.

Publication of this Resolution was made by posting a copy of the same in the following five locations within the Village, beginning on March 12, 2021, and concluding on March 26, 2021, (at least 15 days later):

Location	Date Posted:
Village Hall	<u>3/12/2021</u>
Chauncey Gas Station	<u>3/12/2021</u>
Cee Dee Market	<u>3/12/2021</u>
Post Office	<u>3/12/2021</u>
Library	<u>3/12/2021</u>

ATTEST:

Date: 3/12/2021

Chelsie McKee
Chelsie McKee
Fiscal Officer

ADDENDUM

The parties herein, being Athens County, herein after referred to as County, and the Village of Chauncey previously entered into an agreement on the 1st day of July, 2020, for the provision of legal counsel to indigent defendants. The parties, pursuant to Paragraph 5 of that agreement, hereby mutually extend the agreement to provide legal representation for indigent person from December 31, 2020 through June 30, 2021. All the terms of the agreement signed between the parties of July 1, 2020, shall remain in full force and effect and are incorporated herein.

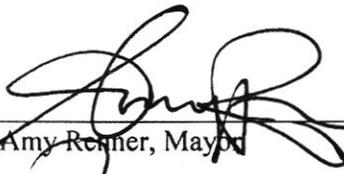
IN WITNESS WHEREOF, the parties have hereunto set their hands, the day and year first above written.

ATHENS COUNTY COMMISSIONERS

VILLAGE OF CHAUNCEY



Lenny Eliason, President



Amy Renner, Mayor



Chris Chmiel



Robert J. Shostak
Village Solicitor



Charlie Adkins

APPROVED AS TO FORM

 2/19/21

Keller J. Blackburn
Athens County Prosecuting Attorney



Office of the Ohio Public Defender

Timothy Young, State Public Defender

MEMORANDUM

DATE: September 21, 2020
TO: County Commissioners, County Auditors, County Public Defenders, Court Appointed Counsel, Judges
FROM: State Public Defender Tim Young
RE: Indigent Defense Reimbursement Updates

This memorandum is intended to provide further guidance on one of the options the Office of the Ohio Public Defender (OPD) has offered to counties – reimbursement submission extensions – in an effort to provide support and assistance during the COVID-19 pandemic, as well as an update on reimbursement requirements for municipal ordinance contracts.

Reimbursement Submission Extension

In an [April 14, 2020 memorandum](#), the OPD provided information regarding financial disclosure forms, interim billing, billing for arraignments, and extensions on the timelines for reimbursement submissions. The OPD issued a subsequent [memorandum on August 25, 2020](#) continuing all provisions of the April 14, 2020 memo, noting that the extension provision will be continued through December 2020. As we continue to make the extension provision available, the OPD believes it may be helpful to counties to have further guidance on extensions – specifically a chart which details when/what is considered timely.

Accordingly, attached to this memo is a document which includes two charts. The first chart details the deadline for standard reimbursement submissions (within 90 days of the end of the month in which a case was disposed – or the last court hearing for an interim bill). The second chart details the deadline for extension reimbursement submissions.

The process for extensions, as described below, allows a county to submit one regular/standard submission and one extension submission each month. A county must request an extension for any given month on or before the last day of that respective month. Then, as detailed in the chart, a county may have an additional 60 days to submit reimbursement submissions to OPD for that particular month. For example, a regular/standard reimbursement submission for the month of September (postmarked by September 30, 2020) could include bills/fee applications that have disposition dates as far back as June 2020 (which would fall within the 90-day rule). Bills/fee applications that have a disposition date of May 2020 or earlier would be untimely (fall outside the 90-day rule). If a county wished to have an extension submission for the month of September, the county should notify OPD. The county would then be permitted to send one extension submission packet to the OPD, that includes all material that would have otherwise been timely for a September submission, by November 2020 (postmarked by November 30, 2020).

The process for extensions is as follows:

1. A county auditor, or their designee, should notify OPD's Reimbursement Program Administrator, Alice Hill, in writing via email (alice.hill@opd.ohio.gov), of an extension request for a reimbursement submission for a given month, on or before the last day of that respective month.
2. Because the OPD receives and processes approximately 13,000 -14,000 indigent defense bills each month, we ask that counties submit reimbursement submissions timely, as you are able.
3. A county is permitted to have one timely reimbursement submission, and one "extension" submission through December 2020. As noted in the attached chart, the extension submission for the month of August will be due by the end of October. The extension submission for the month of September will be due by the end of November. The extension submission for the month of October will be due by the end of December. The extension submission for the month of November will be due by the end of January. The extension submission for the month of December will be due by the end of February.
4. With both the timely submission and the extension submission, counties should include an appointed counsel summary report (the same that is otherwise required with each reimbursement submission).

Municipal Ordinance Contracts

For those counties that have municipal ordinance contracts with any village or municipality, OAC 120-1-09 previously required the OPD to approve those contracts through signature. In an effort to assist counties, the OPD has amended OAC 120-1-09 to now require that counties send executed municipal ordinance contracts to the OPD within 60 days of execution. The OPD will no longer be signing those contracts as to form, which should prove a more efficient process for the involved parties. Executed contracts may be emailed to the OPD at outreach@opd.ohio.gov or the following address: The Office of the Ohio Public Defender - Attention Reimbursement, 250 East Broad Street, Suite 1400, Columbus, Ohio 43215.

If you have any questions, or if there are ways in which the OPD can be of assistance during this time, please feel free to reach out. Thank you, stay safe, and be well.

