

2013 ANNUAL REPORT



SIDNEY MUNICIPAL COURT

**DUANE GOETTEMOELLER
JUDGE**



Sidney Municipal Court

Court Location
110 W. Court St.
Sidney, OH 45365

Mailing Address
201 W. Poplar St.
Sidney, OH 45365

Duane A. Goettemoeller
Judge

Bonnie K. Gold
Clerk/Court Administrator
bgold@sidneyoh.com

Cathy F. Johnson
Executive Assistant
cjohnson@sidneyoh.com

Noah F. Faulder
Chief Bailiff
Chief Probation Officer

Stacy L. Brinkman
Chief Deputy Clerk

Tel: (937) 498-0011
Fax: (937) 498-8163

January 2014

Mayor and Members of Sidney City Council

And Shelby County Commissioners

Sidney Municipal Court

2013 ANNUAL REPORT
(O.R.C. 1901.14A4)

As I begin my first full term in office, I would like to thank the citizens of Shelby County for the support and trust bestowed upon me and my staff during my bid for reelection last year. I am looking forward to this next term and hope to bring several exciting new projects to completion.

At the end of 2013 the Municipal Court along with Shelby County Common Pleas Court, Shelby County Juvenile and Probate Court, Shelby County Prosecutor's office and the Shelby County Clerk of Courts office signed a contract with AmCad headquartered in Herndon, VA to purchase a new case management system which will be implemented during the next eighteen months. This purchase is the result of an unprecedented collaboration between City and County Court personnel and required an extensive search process including the development and issuance of a very detailed Request for Proposal (R.F.P.). A selection committee reviewed and scored the responses to the R.F.P., completed reference checks, and performed site visits to courts who had already implemented the proposed programs. The current project schedule and Statement of Work calls for the Municipal Court to be the first Court implemented with a tentative go-live date of January, 2015. Once fully implemented, the system will allow internet search of Court public records including available document images from one web portal, credit card payments - both on-line and in person, electronic filing of new cases and documents related to those cases creating a near paperless work environment, and more efficient work flow processes within the Courts.

Since June of 2012 when the Court implemented an on-line only credit card payment program, the Court has receipted over \$504,000.00 in credit card payments. Nearly one-third of the money received in the traffic/criminal division for 2013 was paid through credit card payments.



During 2013, 239 individuals entered the License Intervention Program. The Court had a 62% successful completion rate which resulted in another 147 valid properly insured drivers on the roads.

In 2013, \$2,146,172.51 was collected in receipts. In addition \$40,306.59 was provided by offenders to the City and County through the Court's Community Service Program. This program allows those who qualify to account for their fines and costs even when they do not earn sufficient income to pay what they owe by performing community service to local organizations and non-profit agencies.

The Court distributed \$27,571.72 in restitution to victims of crime and distributed garnishment monies in the amount of \$856,397.36 to various creditors.

The Probation Department performed 335 drug tests, conducted 270 pre-sentence investigations and had 1,553 active probationers in 2013. The Bailiff's served 1,197 papers, transported 1,117 prisoners and the Court held video arraignment for 77 prisoners. More than 33,270 jail days were served by defendants. In place of jail 209 people were placed in counseling and treatment programs such as alcohol and drug, anger management and parenting classes.

The Home Arrest program had 427 days served by 10 defendants and saved over \$23,000 in incarceration costs. The Justice and Mental Health grant screened 56 people, admitted 22 to the program, and had 5 successful completions in 2013. The program also assisted in providing clothing, groceries, and transportation to appointments, helped with job searches, gave assistance with housing, medication needs, and provided an advocate to outside medical providers.

Sincerely,

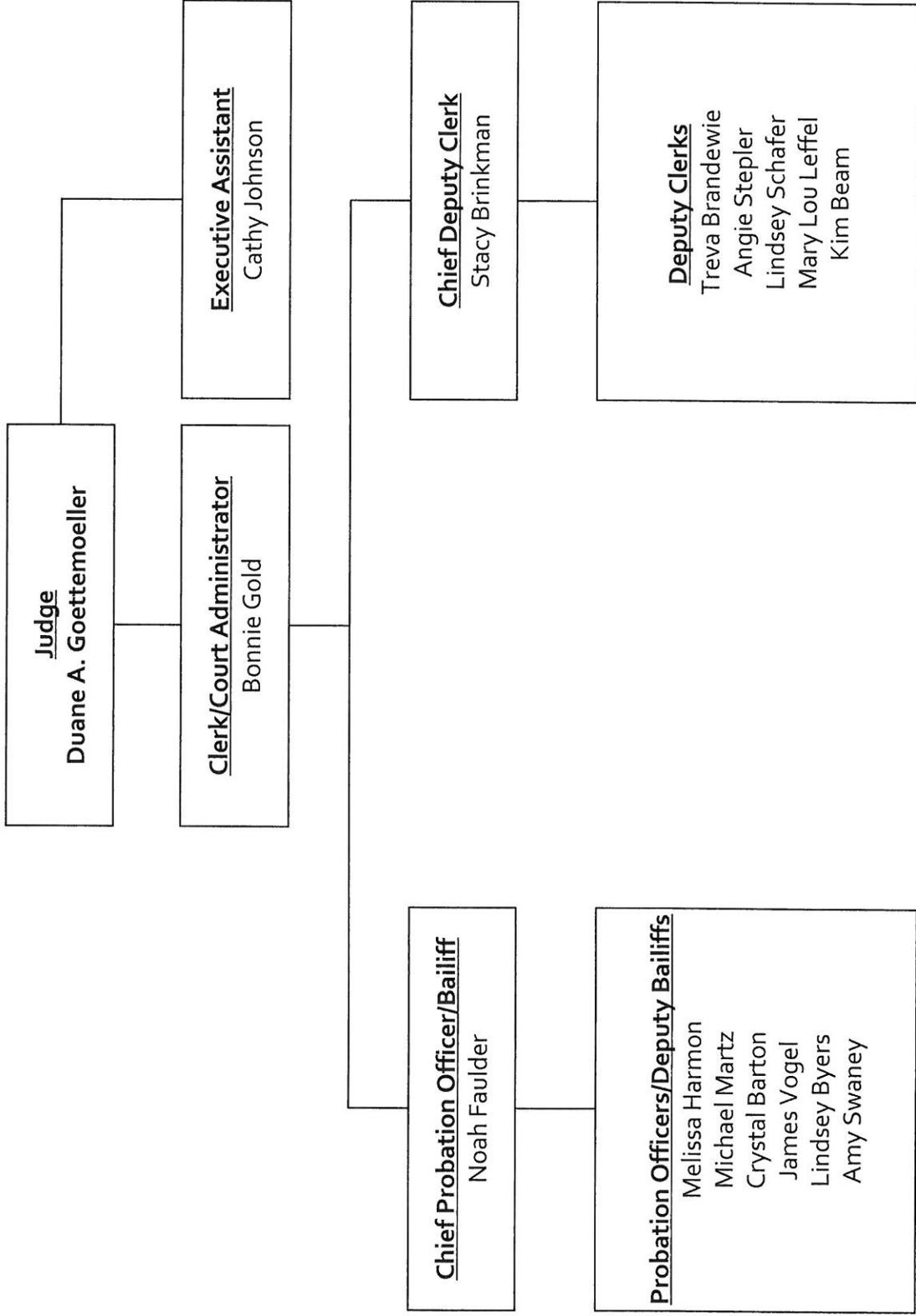
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Duane A. Goettemoeller, Judge
Sidney Municipal Court

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Sidney Municipal Court Organizational Chart



SIDNEY MUNICIPAL COURT
TRIAL BALANCE
December 31, 2013

	FINAL 2012	DR/(CR)	FINAL 2013
Assets Cash	\$142,645.63	\$22,231.38	\$164,877.01
LIABILITIES			
Civil/Small Claims Open Items	62,155.47	(4,088.87)	58,066.60
Bonds Open Items	7,790.65	11,556.38	19,347.03
Trusteeship Open Items	118.00	39.53	157.53
Payable to Government Agencies	<u>72,581.51</u>	14,724.34	<u>87,305.85</u>
TOTAL LIABILITIES	\$142,645.63	\$22,231.38	\$164,877.01
RECEIPTS			
Criminal/Bonds	\$1,041,560.88		\$1,010,631.10
Civil/Small Claims	1,058,645.83		1,157,642.06
Trusteeship	7,543.04		39.53
Landlord/Tenant	<u>420.00</u>		<u>600.00</u>
TOTAL RECEIPTS	\$2,108,169.75		\$2,168,912.69
DISBURSEMENTS			
Criminal/Bonds	\$1,054,849.51		\$984,410.38
Civil/Small Claims	1,026,529.63		1,161,670.93
Trusteeship	8,575.04		0.00
Landlord/Tenant	<u>420.00</u>		<u>600.00</u>
TOTAL DISBURSEMENTS	\$2,090,374.18		\$2,146,681.31
Receipts Over/Under Disbursement	\$17,795.57		\$22,231.38
Beginning Cash/Change	124,850.06		142,645.63
Cash/Change	<u>0.00</u>		<u>0.00</u>
Ending Cash	<u>\$142,645.63</u>		<u>\$164,877.01</u>

**SIDNEY MUNICIPAL COURT
CHANGES IN ASSETS AND LIABILITIES
FOR THE YEAR ENDED DECEMBER 31, 2013**

	TRAFFIC AND CRIMINAL	CIVIL AND SMALL CLAIMS	OTHER	TOTAL
ASSETS				
Cash 1-1-13	\$61,753.16	\$80,774.47	\$118.00	\$142,645.63
Additions	1,010,631.10	1,157,642.06	639.53	2,168,912.69
Reductions	<u>984,410.38</u>	<u>1,161,670.93</u>	<u>600.00</u>	<u>2,146,681.31</u>
Cash 12-31-13	\$87,973.88	\$76,745.60	\$157.53	\$164,877.01
TOTAL ASSETS	<u>\$87,973.88</u>	<u>\$76,745.60</u>	<u>\$157.53</u>	<u>\$164,877.01</u>
LIABILITIES				
Escrow bonds & deposits 1-1-13	\$7,790.65	\$62,155.47	\$118.00	\$70,064.12
Additions	111,283.18	917,352.01	639.53	1,029,274.72
Reductions	<u>99,726.80</u>	<u>921,440.88</u>	<u>600.00</u>	<u>1,021,767.68</u>
Escrow bonds & deposits 12-31-13	\$19,347.03	\$58,066.60	\$157.53	\$77,571.16
Payable to other govt's 1-1-13	53,962.51	18,679.00	0.00	72,641.51
Additions	899,347.92	240,290.05	0.00	1,139,637.97
Reductions	<u>884,683.58</u>	<u>240,290.05</u>	<u>0.00</u>	<u>1,124,973.63</u>
Payable to other govt's 12-31-13	\$68,626.85	\$18,679.00	\$0.00	\$87,305.85
TOTAL LIABILITIES	<u>\$87,973.88</u>	<u>\$76,745.60</u>	<u>\$157.53</u>	<u>\$164,877.01</u>

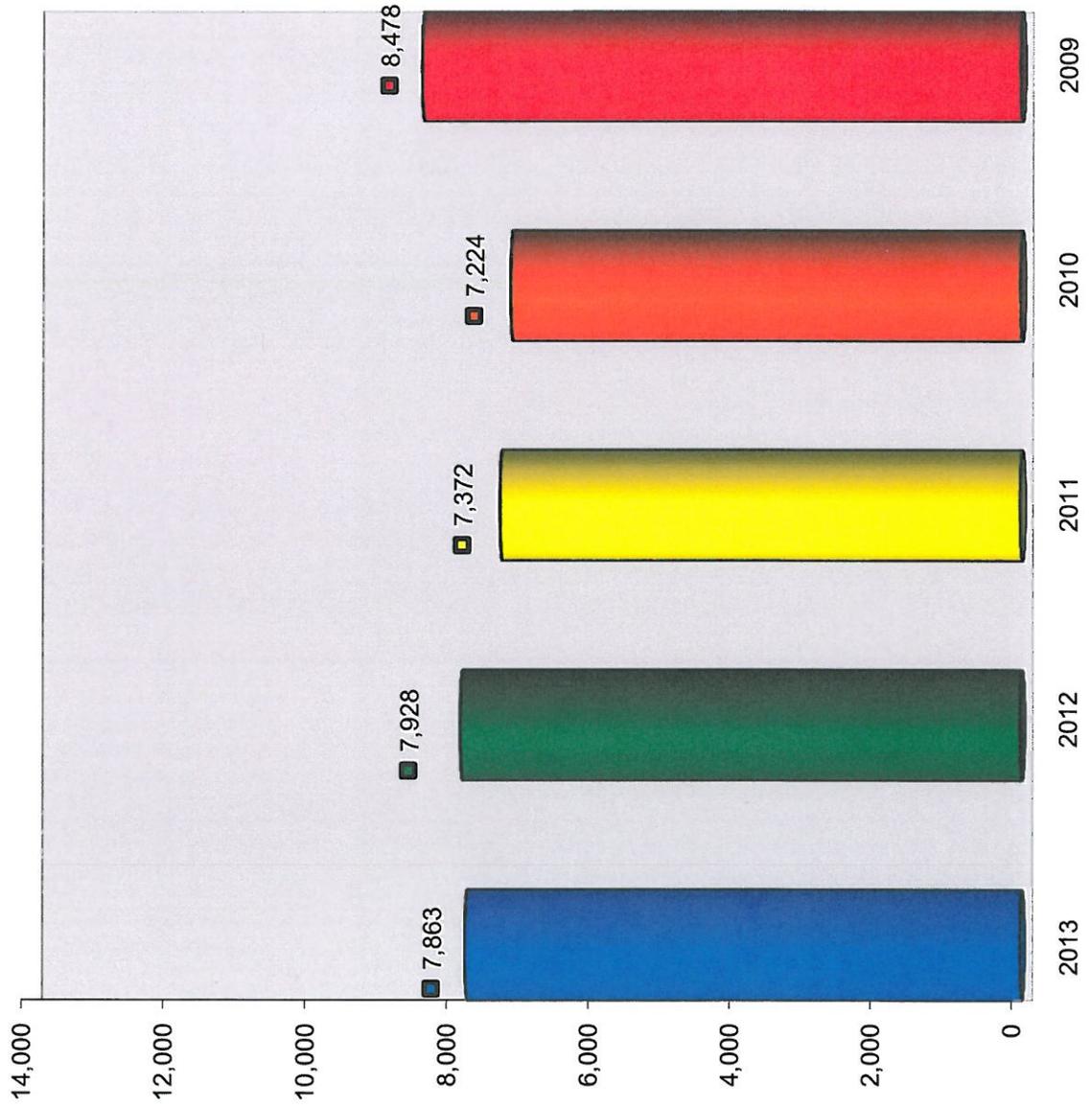
SIDNEY MUNICIPAL COURT ACCOUNTS RECEIVABLE COMPARISON

	2013	2012
PAID TO CITY OF SIDNEY		
Computer Research Fund (07/06)	36,008.60	38,214.67
Home Arrest Program	6,345.00	9,265.00
City Fines/Forfeitures	22,211.45	15,871.00
Court Costs	226,570.23	234,805.15
45% Ohio State Highway Patrol	22.50	36.90
40% Ohio State Highway Patrol	42,883.20	50,522.72
Witness and Jury Fees	21.00	42.00
Indigent Alcohol Treatment Fund	9,934.25	10,245.64
DUI Enforcement/Education Fund	2,305.00	1,630.50
Civil Costs	185,344.05	200,564.00
Small Claims Costs	13,626.00	9,976.00
Trusteeship Fees	0.00	94.45
Political Housing/DUI	0.00	0.00
Interest Earned	(1,081.13)	(981.30)
Special Projects (08/08)	134,688.06	144,012.05
Non Moving Violation	13,486.00	13,818.54
Special Pro. Ind Alcohol Treatment	6,376.00	6,949.10
Sidney Police Drug Enforcement Fund	4.00	100.00
Unclaimed funds	1,773.86	2,287.28
Drug Test (08/10)	790.00	634.00
Total Paid To City of Sidney	701,308.07	738,087.70
PAID TO SHELBY COUNTY		
Victims Services (08-07)	1,484.00	1,801.00
Canine Control	2,815.00	2,970.00
Regular Fines	94,087.40	95,862.71
Uniform Traffic	34,728.50	36,693.95
10% Ohio State Highway Patrol	10,725.80	12,637.98
Witness and Jury Fees	221.20	644.00
Crime Stoppers	834.00	819.00
Public Defender Fee	10,224.63	9,934.03
Shelby County Sheriff's Fees	2,868.00	2,936.95
DUI Incarceration	9,788.50	11,222.00
DUI Enforcement/Education Fund	755.00	613.00
Shelby County Sheriff Drug Enforcement Fund	347.00	250.00
Shelby County Humane Society	0.00	0.00
Total Paid To Shelby County	168,879.03	\$176,384.62
PAID TO STATE OF OHIO		
Reparations Rotary (Victims of Crime)	41,791.80	43,493.26
45% Ohio State Highway Patrol	22.50	36.90
50% Ohio State Highway Patrol	53,609.00	63,153.40
Department of Liquor Control	3,073.50	3,719.50
Division of Wildlife	2,935.00	4,918.00
Division of Watercraft	150.00	215.00
Board of Pharmacy	895.00	2,205.00
Seatbelt Education Fund	13,326.00	15,573.00
Child Highway Safety Fund	425.00	665.00
DUI Enforcement/Education Fund	1,220.50	2,057.19
Legal Aid Funding	36,465.00	42,071.00
Highway Patrol Drug Enforcement Fund	1,472.00	1,107.00
Expungement fees	1,170.00	7,230.00
Indigent Defense Support Fund	133,791.80	141,228.88
35% Moving Violation	12,650.70	13,322.97
Waiver of Immobilization Fee	0.00	0.00
Total Paid To State of Ohio	302,997.80	\$340,996.10
MISCELLANEOUS		\$52,555.58
(Includes Marriage Fees, Restitution Paid, Foreign County Sheriff Fees, etc.)		
TOTAL PAID OUT TO GOV'T AGENCIES		\$1,225,740.48
MISCELLANEOUS CIVIL RECEIPTS		\$857,397.36
(Includes Garnishments, Judgments, Trusteeship, and all other Miscellaneous Civil Accounts)		
ACCOUNTS RECEIVABLE		\$699,357.23
COMMUNITY SERVICE CREDIT FOR FINES		\$40,306.59

SIDNEY MUNICIPAL COURT
COMPARISON OF CASES FILED

TYPE OF CASE FILED	2013	2012	2011	2010	2009
Felonies	154	136	174	146	177
Criminal Misdemeanors	1,285	1,164	1,112	1,217	1,344
Driving Under Influence	240	276	265	262	333
Other Traffic	4,657	4,657	4,041	3,823	4,781
Civil (including Evictions)	1,330	1,556	1,637	1,590	1,608
Small Claims	197	139	143	186	235
TOTAL	7,863	7,928	7,372	7,224	8,478
Cases Reactivated	323	327	173	468	545
GARNISHMENTS	819	832	800	816	737
WEDDING CEREMONIES	50	37	38	49	60

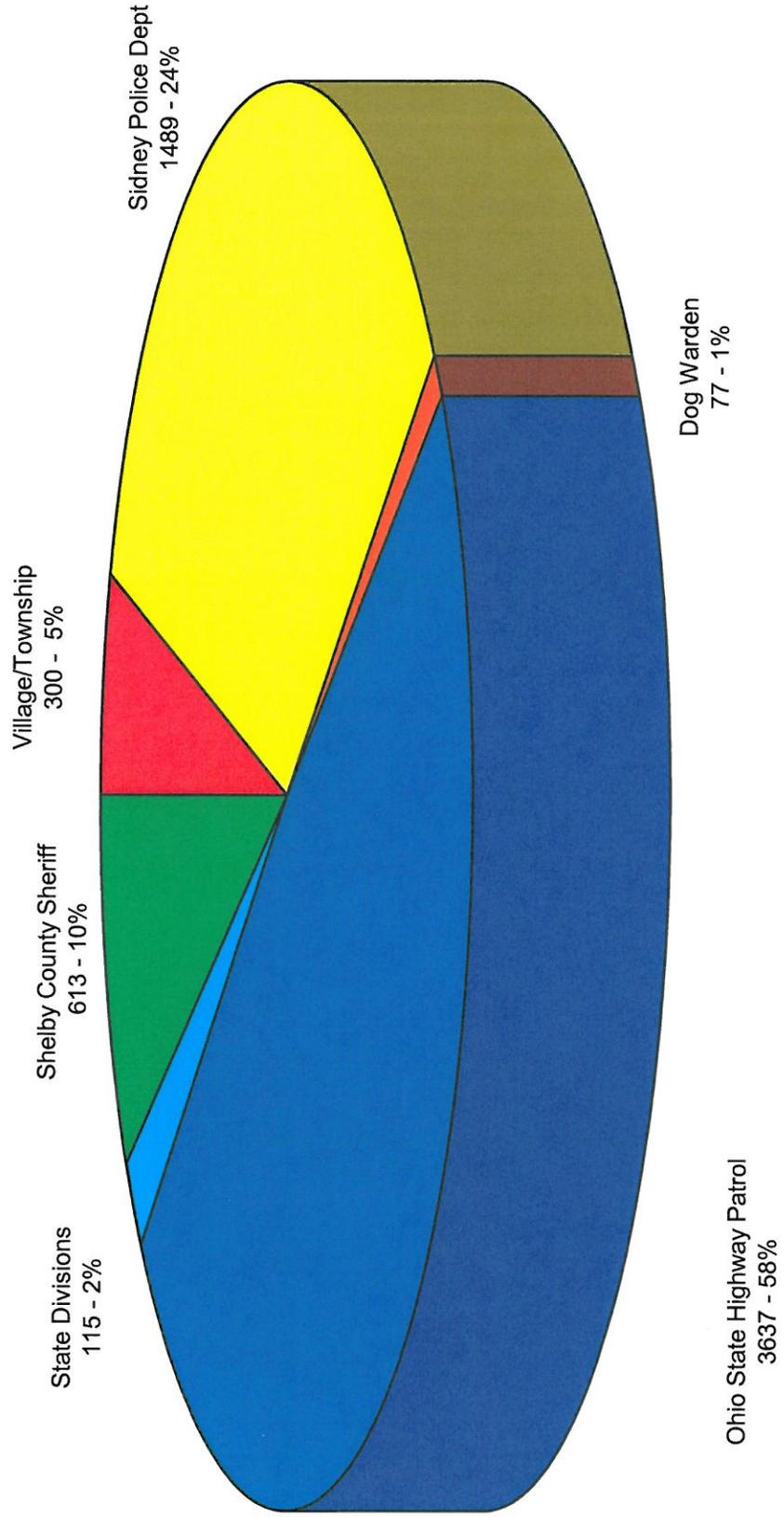
SIDNEY MUNICIPAL COURT FIVE-YEAR COMPARISON OF CASES FILED



BREAKDOWN OF 2013 CASE FILINGS
BY AGENCY

AGENCY	FELONIES	CRIMINAL MISDEM.	DUIs	OTHER TRAFFIC	TOTAL
Village of Anna	5	8	6	31	50
Village of Botkins	2	18	1	140	161
Dog Warden	0	65	0	0	65
Village of Fort Loramie	0	4	0	13	17
Village of Jackson Center	2	36	7	34	79
Village of Kettlersville	0	0	0	0	0
State of Ohio Board of Liquor Control	0	72	0	0	72
Village of Lockington	0	0	0	0	0
Ohio State Highway Patrol	11	56	71	2,940	3,078
State of Ohio Division of Parks/Recreation	1	14	0	5	20
Village of Port Jefferson	0	0	0	0	0
Village of Russia	0	0	0	2	2
Shelby County Sheriff's Office	52	172	43	287	554
Sidney Police Department	81	788	112	1,205	2,186
State of Ohio Division of Watercraft	0	5	0	0	5
State of Ohio Division of Wildlife	0	43	0	0	43
TOTALS	154	1,281	240	4,657	6,332

SIDNEY MUNICIPAL COURT 2013 CASE BREAKDOWN BY AGENCY



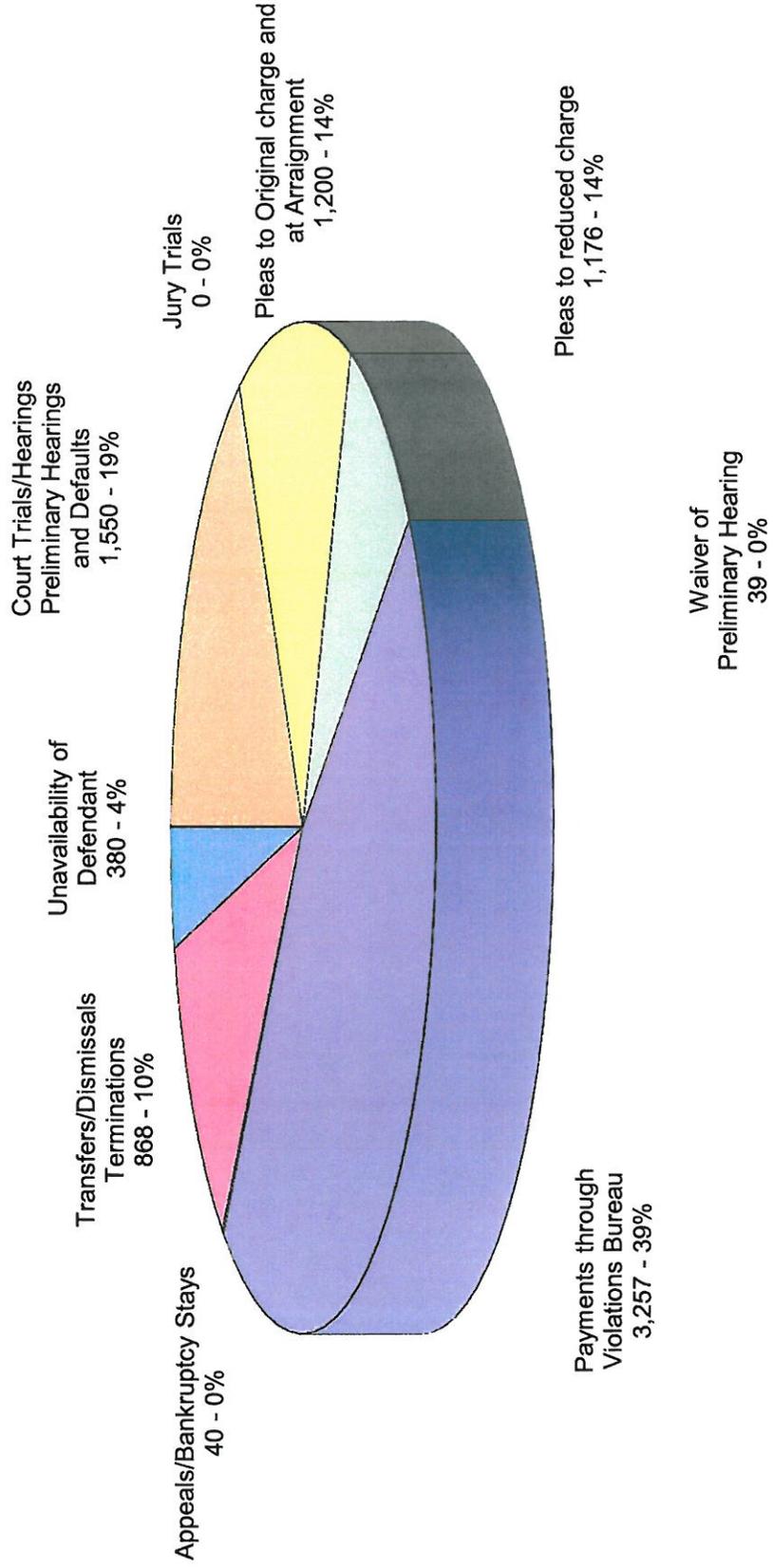
SIDNEY MUNICIPAL COURT
COMPARISON OF CASE DISPOSITIONS

	2013	2012
FELONIES		
Preliminary Hearing Held	9	8
Waiver of Preliminary Hearing	42	39
Dismissals (including at Prel. Hrg.)	98	75
Unavailability of Defendant	8	10
Plea to reduced charge	4	14
Total	161	146
CRIMINAL MISDEMEANORS		
Jury Trials	2	0
Court Trials	206	232
Pleas (to original charge & at arraignment)	299	231
Pleas (to reduced charge)	380	402
Payment through Violations Bureau	147	150
Dismissals	203	130
Unavailability of Defendant	104	163
Appeals	4	2
Transfer to Another Judge or Court	0	58
Total	1345	1368
DRIVING UNDER INFLUENCE		
Jury Trials	0	0
Court Trials	16	30
Pleas (to original charge & at arraignment)	182	179
Pleas (to reduced charge)	39	64
Appeals	0	1
Dismissals	4	7
Unavailability of Defendant	4	4
Transfer to Another Judge or Court	0	23
Total	245	308
OTHER TRAFFIC		
Jury Trials	0	0
Court Trials	31	26
Pleas (to original charge & at arraignment)	661	753
Pleas (to reduced charge)	90	281
Appeals	0	0
Payment through Violations Bureau	3502	3663
Dismissals	177	89
Unavailability of Defendant	373	147
Transfer to Another Judge or Court	0	0
Total	4834	4959

Sidney Municipal Court
 Comparison of Case Disposition
 (continued)

	2013	2012
CIVIL		
Jury Trials	0	0
Trials to Court (including defaults)	1009	1,034
Appeals/Bankruptcy Stays	15	14
Dismissals/Other Terminations	444	480
Transfer to Another Judge or Court	0	3
 Total	 1468	 1,531
SMALL CLAIMS		
Hearings (including defaults)	112	94
Transfers to Civil Docket	3	1
Appeals/Bankruptcy Stays	2	0
Dismissals/Other Terminations	61	43
Transfer to Another Court		0
 Total	 178	 138
TOTALS FOR ALL CASES		
Jury Trials	2	0
Court Trials/Hearings/Prel. Hrgs./Defaults	1374	1,416
Pleas (to original charge & at arraignment)	1142	1,163
Pleas (to reduced charge)	509	747
Waiver of Preliminary Hearing	9	
Payment through Violations Bureau	3649	3,813
Appeals/Bankruptcy Stays	21	17
Dismissals/Terminations/Transfers	990	909
Unavailability of Defendant	489	324
 Total	 8185	 8,389

2013 COMPARISON OF CASE DISPOSITION



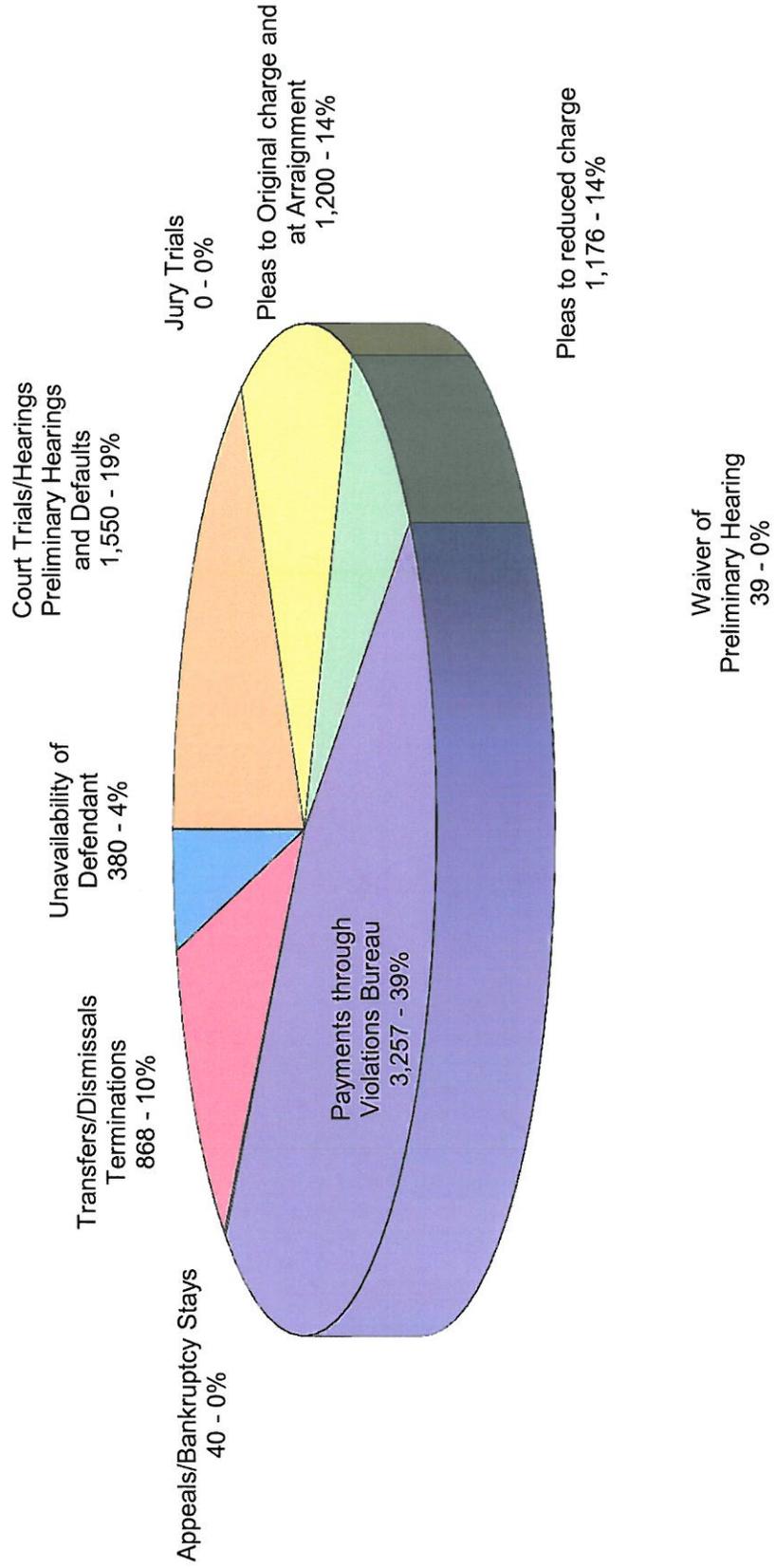
SIDNEY MUNICIPAL COURT
COMPARISON OF CASE DISPOSITIONS

	2013	2012
FELONIES		
Preliminary Hearing Held	9	8
Waiver of Preliminary Hearing	42	39
Dismissals (including at Prel. Hrg.)	98	75
Unavailability of Defendant	8	10
Plea to reduced charge	4	14
Total	161	146
CRIMINAL MISDEMEANORS		
Jury Trials	2	0
Court Trials	206	232
Pleas (to original charge & at arraignment)	299	231
Pleas (to reduced charge)	380	402
Payment through Violations Bureau	147	150
Dismissals	203	130
Unavailability of Defendant	104	163
Appeals	4	2
Transfer to Another Judge or Court	0	58
Total	1345	1368
DRIVING UNDER INFLUENCE		
Jury Trials	0	0
Court Trials	16	30
Pleas (to original charge & at arraignment)	182	179
Pleas (to reduced charge)	39	64
Appeals	0	1
Dismissals	4	7
Unavailability of Defendant	15	4
Transfer to Another Judge or Court	0	23
Total	256	308
OTHER TRAFFIC		
Jury Trials	0	0
Court Trials	0	26
Pleas (to original charge & at arraignment)	0	753
Pleas (to reduced charge)	0	281
Appeals	0	0
Payment through Violations Bureau	0	3663
Dismissals	0	89
Unavailability of Defendant	0	147
Transfer to Another Judge or Court	0	0
Total	0	4959

Sidney Municipal Court
 Comparison of Case Disposition
 (continued)

	2013	2012
CIVIL		
Jury Trials	0	0
Trials to Court (including defaults)	0	1,034
Appeals/Bankruptcy Stays	0	14
Dismissals/Other Terminations	0	480
Transfer to Another Judge or Court	0	3
Total	0	1,531
SMALL CLAIMS		
Hearings (including defaults)	0	94
Transfers to Civil Docket	0	1
Appeals/Bankruptcy Stays	0	0
Dismissals/Other Terminations	0	43
Transfer to Another Court	0	0
Total	0	138
TOTALS FOR ALL CASES		
Jury Trials	2	0
Court Trials/Hearings/Prel. Hrgs./Defaults	222	1,416
Pleas (to original charge & at arraignment)	481	1,163
Pleas (to reduced charge)	419	747
Waiver of Preliminary Hearing	9	
Payment through Violations Bureau	147	3,813
Appeals/Bankruptcy Stays	4	17
Dismissals/Terminations/Transfers	305	909
Unavailability of Defendant	127	324
Total	1716	8,389

2013 COMPARISON OF CASE DISPOSITION



2013 JUROR STATISTICS

FIRST TERM (1-1-13 through 4-30-13)

Number of Jurors Pulled by Jury Commission:	200
Removed by Jury Commission:	17 (9%)
Returned by Post Office:	15 (7%)
Excused Based on Questionnaire Information:	36 (18%)
Moved out of Jurisdiction	8
Medical Reasons	23
Occupation	5

JURORS AVAILABLE TO SERVE FIRST TERM: 132 (66%)

SECOND TERM (5-1-13 through 8-31-13)

Number of Jurors Pulled by Jury Commission:	200
Removed by Jury Commission:	13 (6%)
Returned by Post Office:	12 (6%)
Excused Based on Questionnaire Information:	25 (13%)
Moved out of Jurisdiction	14
Medical Reasons	11
Occupation	0

JURORS AVAILABLE TO SERVE SECOND TERM: 150 (75%)

THIRD TERM (9-1-13 through 12-31-13)

Number of Jurors Pulled by Jury Commission:	200
Removed by Jury Commission:	10 (5%)
Returned by Post Office:	24 (12%)
Excused Based on Questionnaire Information:	25 (13%)
Moved out of Jurisdiction	11
Medical Reasons	10
Occupation	4

JURORS AVAILABLE TO SERVE THIRD TERM: 141 (70%)

TOTAL NUMBER OF JURORS DRAWN FOR 2013: 600

TOTAL NUMBER OF JURORS AVAILABLE FOR 2013: 423 (70%)

We currently have a Probation Department, Bailiff Department and Security Department. All staff are cross-trained for any division. The following are staff covering these positions. Chief Bailiff/Chief Probation Officer – Noah Faulder, Deputy Bailiffs/Probation Officers – Melissa Harmon, Mike Martz, Crystal Barton, James Vogel, and Lindsey Byers. Following are the departments with each of their statistics.

PROBATION DEPARTMENT

TOTAL DEFENDANTS PLACED ON PROBATION IN 2013	1,553
72 – HOUR INTERVENTION PROGRAM	
Completed	71
Served Jail instead of intervention	12
Warrants issued	6
Pending	82
DRUG/ALCOHOL OR MENTAL HEATH EVALUATIONS ORDERED	187
PRE-SENTENCE INVESTIGATIONS COMPLETED	270
ALTERNATIVE SERVICE PROGRAM	
Defendants completing program for Fines & Community Service	258
IN HOUSE ALCOHOL/DRUG SCREENS	
Tests Completed	335
LICENSE INTERVENTION PROGRAM	
Successful Completion	147
Unsuccessful Completion	63
Pending	29

BASIC SUPERVISION

EMHA		
Successful Completions		2
Unsuccessful Completions		3
Active Probation		7
 ANGER/RAGE PROGRAM		
Successful Completions		4
Unsuccessful Completions		0
Active Probation		5
 PARENTING CLASSES		
Successful Completions		0
Unsuccessful Completions		0
Active Probation		0
 OUT PATIENT COUNSELING		
Successful Completions		29
Unsuccessful Completions		13
Active Probation		15
 IN-PATIENT TREATMENT FACILITIES		
Successful Completions		0
Unsuccessful Completions		0
Active Probation		0
 GED		
Successful Completions		0
Unsuccessful Completions		1
Active Probation		2
 MENTAL HEALTH COUNSELING		
Active Probation		1
Successful		4
Unsuccessful		4
 CSB		
Successful Completions		0
Unsuccessful Completions		0
Pending		2
 ALCOHOL MONITOR		
Successful Completions		23
Unsuccessful Completions		9
Pending		7

CCA GRANT PROGRAM

TOTAL DEFENDANTS PLACED ON "IN LIEU OF JAIL" PROGRAMS IN 2013	61
Males	
Successful Completions	27
Unsuccessful Completions	14
Pending	49
Females	
Successful Completions	5
Unsuccessful Completions	1
Pending	14
ANGER/RAGE CONTROL PROGRAM	
Successful Completions	9
Unsuccessful Completions	2
Pending	13
PARENTING CLASSES	
Successful Completions	1
Unsuccessful Completions	0
Pending	0
OUT-PATIENT COUNSELING	
Successful Completions	24
Unsuccessful Completions	13
Pending	51
GED	
Successful Completions	0
Unsuccessful Completions	1
Pending	2
ALCOHOL MONITOR	
Successful Completions	3
Unsuccessful Completions	1
Pending	1
EMHA	
Successful Completions	5
Unsuccessful Completions	0
Pending	2

BAILIFF DEPARTMENT

PAPERS SERVED

Subpoenas	670
Summons	486
Writs of Restitution from Evictions	28
Garnishments	13

PRISONERS TRANSPORTED TO/FROM JAIL

Females	298
Males	819
Total	1117

PROBATION WARRANTS

(OUT OF COUNTY PRISONER PICKUPS)

31

VIDEO ARRAIGNMENT

Females	21
Males	56
Total	77