

# 2021 ANNUAL REPORT



## SIDNEY MUNICIPAL COURT

**Gary J. Carter  
Judge**

**Tony D. Kremer  
Court Administrator/Clerk of Court**

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## Sidney Municipal Court

**Gary J. Carter**  
*Judge*

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### Court Location

*110 W Court Street  
Sidney, OH 45365  
Tele. 937-498-0011*

### Mailing Address

*201 W. Poplar Street  
Sidney, OH 45365  
Fax 937-498-8179*

March 2022

Mayor and Members of Sidney City Council  
201 West Poplar Street  
Sidney, OH 45365

Shelby County Commissioners  
129 East Court Street  
Suite 100  
Sidney, OH 45365

Dear Public Officials:

I am pleased to submit the 2021 Annual Report for the Sidney Municipal Court.

The year 2021 was another busy year for the Sidney Municipal Court. The Court processed 7,359 cases and continued referring probationers to community providers for treatment and counseling. The Court continued work on several new technology projects to improve services to the public and experienced a 35% increase in case filings over the prior year.

The Court implemented Electronic Filing services through our CourtView case management system. This new filing option allows attorneys and private parties to file Civil and Small Claims cases electronically to save processing time and allows our clerks to process filings and notify filers more quickly.

The Ohio Department of Public Safety awarded the Court a grant to develop an eCitation feature which allows us to receive traffic tickets from local law enforcement agencies electronically rather than using paper copies that need to be dropped off at the Court in person. This system also transfers data such as name, address, license number, etc. from the traffic ticket directly into the Court's case management system, eliminating the need for manual input. The

eCitation system first started with the Ohio State Highway Patrol in 2020, and in 2021 expanded to include the Sidney Police Department.

The Probation Department transitioned to a new case management system called the Ohio Community Supervision System. This new system allows the Department to timely report information to the Ohio Department of Rehabilitation and Correction and to share information with Probation Departments around the State. The system also includes a kiosk check-in system to help manage the flow of people into the department for appointments. Funding for this new technology was provided by a grant through the Ohio Department of Rehabilitation and Correction.

The Court processed 5,257 traffic cases, 652 criminal cases, and 1,450 civil cases for a total of 7,359 cases in 2021. The Probation Department performed 456 drug tests, conducted 132 pre-sentence investigations, and initiated 326 new probation cases. The Bailiffs served 671 papers, transported 105 prisoners, and the Court held video arraignments for 676 prisoners.

During 2021, 117 individuals entered the Court's License Intervention Program. The Program had a 67% successful completion rate which resulted in 70 valid and properly insured drivers on the roads.

In 2021, the Court collected \$2,234,704 in receipts. In addition \$5,738 was provided by offenders to the City and County through the Court's Alternative 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 \$24,350 in restitution to victims of crime and distributed garnishment monies in the amount of \$918,752 to various creditors.

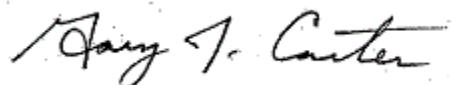
It has been our goal to file fewer community control violations by offering more referrals to community partners for programming and also by offering programming in-house. With our new programs we were able to decrease community control violations from nearly 250 in prior years to 57 in 2021. In place of a community control violation, 212 people were placed in counseling and treatment programs such as alcohol and drug, mental health, anger management, and parenting classes. To assist in the community's fight against the opioid epidemic, we referred 108 offenders to the Medically Assisted Treatment Program (MAT Program).

The Court's Pretrial Release Program continues to help identify defendants who are appropriate for pretrial release from jail on bond. In 2021, the Court's Pretrial Services Officer collected background information on 454 defendants and 76 of them were given an own-recognizance bond.

Court Administrator/Clerk of Court Tony Kremer graduated from the Supreme Court of Ohio's Court Management Program. Tony earned the credential of Certified Court Manager after successfully completing the three-year training program which included topics such as the purposes and responsibilities of courts, case flow management, and court measurement and performance standards. This certification enhances the prestige of the Court.

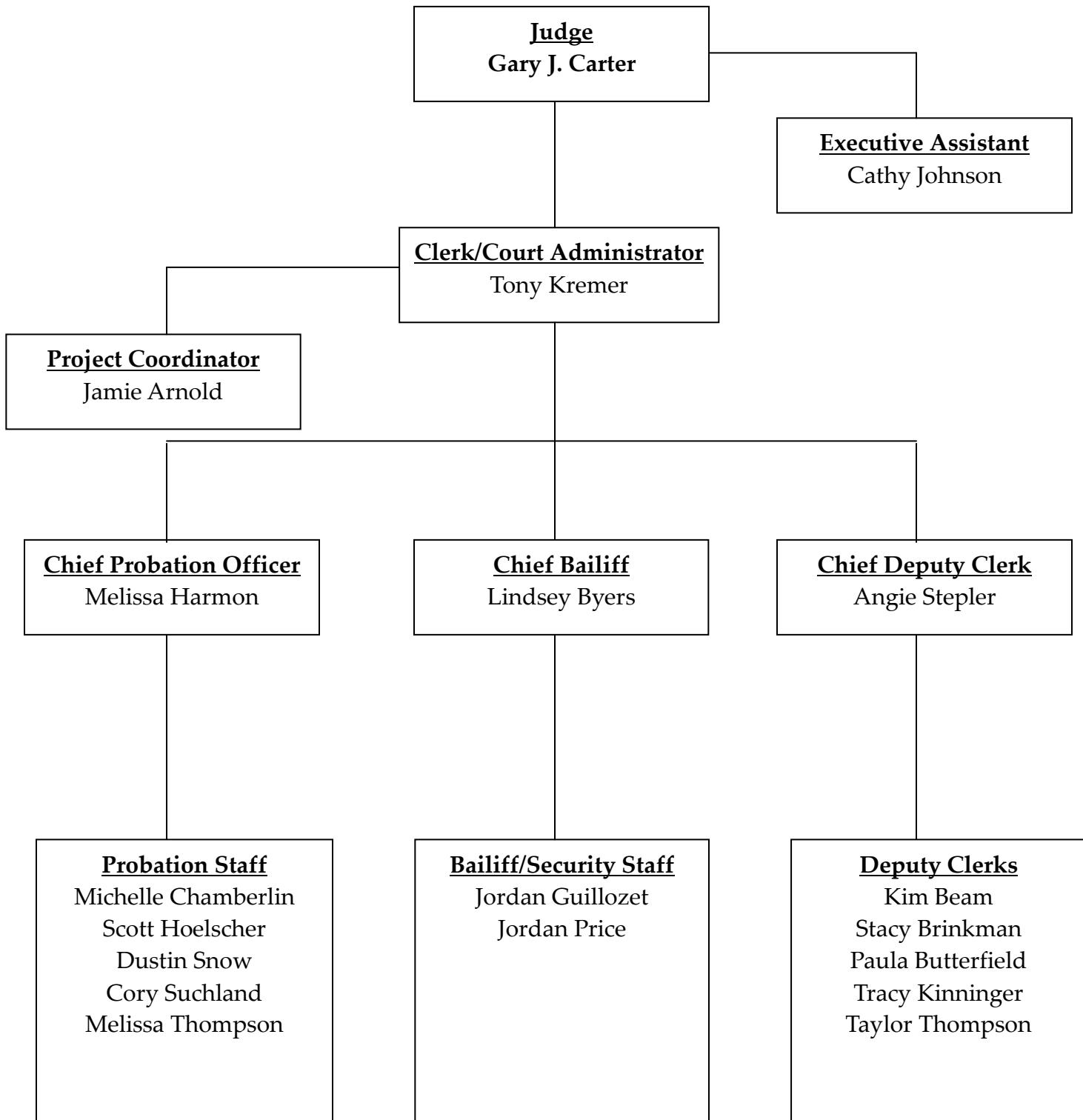
Court staff continues to work well together. We are still dealing with the lingering effects of COVID-19, but we are seeing less of an impact on our ability to serve the public than we did in 2020. Our caseload is increasing and our workload is starting to return to more typical pre-pandemic levels. We hope to continue the return to normal in 2022. We will continue to provide prompt and courteous service to the citizens of Shelby County and to see that justice is administered as fairly, impartially, and efficiently as possible.

Respectfully submitted,

A handwritten signature in black ink that reads "Gary J. Carter".

Gary J. Carter  
Judge  
Sidney Municipal Court

# Organizational Chart



## Changes in Assets and Liabilities for year ending December 31, 2021

	TRAFFIC AND	CIVIL AND SMALL	OTHER	TOTAL
<b>ASSETS</b>				
Cash 1-1-21	\$ 141,420.70	\$ 122,771.72	\$0.00	\$ 264,192.42
Additions	\$ 1,081,811.56	\$ 1,152,892.80	0.00	\$ 2,234,704.36
Reductions	\$ 1,088,471.31	\$ 1,180,359.00	0.00	\$ 2,268,830.31
Cash 12-31-21	\$ 134,760.95	\$ 95,305.52	\$0.00	\$ 230,066.47
<b>TOTAL ASSETS</b>	<b>\$ 134,760.95</b>	<b>\$ 95,305.52</b>	<b>\$0.00</b>	<b>\$ 230,066.47</b>
<b>LIABILITIES</b>				
Escrow bonds & deposits 1-1-21	\$71,712.31	\$78,362.75	\$0.00	\$150,075.06
Additions	147,917.05	896,821.90	0.00	1,044,738.95
Reductions	149,651.00	924,677.10	0.00	1,074,328.10
Escrow bonds & deposits 12-31-21	\$69,978.36	\$50,507.55	\$0.00	\$120,485.91
Payable to other govt's 1-1-21	69,708.39	44,408.97	0.00	114,117.36
Additions	933,894.51	256,070.90	0.00	1,189,965.41
Reductions	938,820.31	255,681.90	0.00	1,194,502.21
Payable to other govt's 12-31-21	\$64,782.59	\$44,797.97	\$0.00	\$109,580.56
<b>TOTAL LIABILITIES</b>	<b>\$134,760.95</b>	<b>\$95,305.52</b>	<b>\$0.00</b>	<b>\$230,066.47</b>

# Trial Balance for year ending

## December 31, 2021

	FINAL 2020	DR/(CR)	FINAL 2021
<b>Assets Cash</b>	\$ 264,192.42	\$ (34,125.95)	\$ 230,066.47
<b>LIABILITIES</b>			
Civil/Small Claims Open Items	\$ 78,362.75	\$ (27,855.20)	\$ 50,507.55
Bonds Open Items	\$ 71,712.31	\$ (1,733.95)	\$ 69,978.36
Trusteeship Open Items	\$ -	\$ -	\$ -
Payable to Government Agencies	\$ 114,117.36	\$ (4,536.80)	\$ 109,580.56
<b>TOTAL LIABILITIES</b>	\$ 264,192.42	\$ (34,125.95)	\$ 230,066.47
<b>RECEIPTS</b>			
Criminal/Bonds	\$ 742,382.55	\$ 339,429.01	\$ 1,081,811.56
Civil/Small Claims	\$ 1,093,245.07	\$ 59,647.73	\$ 1,152,892.80
Trusteeship	\$ -	\$ -	\$ -
Landlord/Tenant	\$ 1,455.00	\$ (1,455.00)	\$ -
<b>TOTAL RECEIPTS</b>	\$ 1,837,082.62	\$ 397,621.74	\$ 2,234,704.36
<b>DISBURSEMENTS</b>			
Criminal/Bonds	\$ 736,954.41	\$ 351,516.90	\$ 1,088,471.31
Civil/Small Claims	\$ 1,062,858.67	\$ 117,500.33	\$ 1,180,359.00
Trusteeship	\$ -	\$ -	\$ -
Landlord/Tenant	\$ 1,455.00	\$ (1,455.00)	\$ -
<b>TOTAL DISBURSEMENTS</b>	\$ 1,801,268.08	\$ 467,562.23	\$ 2,268,830.31
Receipts Over/Under Disbursements	\$ 35,814.54	\$ (69,940.49)	\$ (34,125.95)
Beginning Cash/Change	\$ 228,377.88	\$ 35,814.54	\$ 264,192.42
Cash/Change	\$ -	\$ -	\$ -
<b>Ending Cash</b>	\$ 264,192.42	\$ (34,125.95)	\$ 230,066.47

## Accounts Receivable Comparison

	2021	2020
<b>PAID TO CITY OF SIDNEY</b>		
Computer Research Fund	37,904.00	28,433.00
City Fines/Forfeitures	33,930.00	27,600.00
Court Costs	236,147.89	164,310.66
45% Ohio State Highway Patrol	0.00	0.00
40% Ohio State Highway Patrol	42,726.40	28,790.40
Witness and Jury Fees	5.00	22.00
Indigent Alcohol Treatment Fund	9,138.00	6,923.50
DUI Enforcement/Education Fund	1,631.50	1,607.50
Civil Costs	176,052.40	152,301.00
Small Claims Costs	1,370.00	2,450.00
Trusteeship Fees	0.00	0.00
Interest Earned	(516.36)	(1,039.75)
Special Projects	131,279.73	96,058.38
Non Moving Violation	288.00	258.00
Special Pro. Ind Alcohol Treatment	5,639.00	4,814.52
Sidney Police Fee	14,332.55	11,829.85
Unclaimed funds	4,387.07	4,667.19
Drug Test	1,908.00	1,963.00
Probation Services Fee	3,690.00	0.00
<b>Total Paid To City of Sidney</b>	<b>699,913.18</b>	<b>530,989.25</b>

PAID TO SHELBY COUNTY		
Victims Services	1,260.75	1,174.25
Canine Control	1,161.00	472.00
Regular Fines	105,934.05	76,489.98
Uniform Traffic	47,118.00	37,844.60
10% Ohio State Highway Patrol	10,676.60	7,197.60
Witness and Jury Fees	934.00	58.60
Crime Stoppers	444.00	419.00
Public Defender Fee	10,204.62	8,259.43
Shelby County Sheriff's Fees	2,626.00	1,746.90
DUI Incarceration	8,625.50	7,880.50
DUI Enforcement/Education Fund	773.00	674.00
Shelby County Sheriff Drug Enforcement Fund	75.00	150.00
Shelby County Humane Society	0.00	0.00
Overload Fines	25.00	706.00
<b>Total Paid To Shelby County</b>	<b>189,857.52</b>	<b>\$143,072.86</b>

	2021	2020
<b>PAID TO STATE OF OHIO</b>		
Reparations Rotary (Victims of Crime)	43,803.49	29,681.02
45% Ohio State Highway Patrol	0.00	0.00
50% Ohio State Highway Patrol	53,436.00	35,988.01
Department of Liquor Control	100.00	25.00
Division of Wildlife	2,053.00	1,070.00
Division of Watercraft	50.00	50.00
Board of Pharmacy	825.00	725.00
Seatbelt Education Fund	9,408.00	6,982.00
Child Highway Safety Fund	0.00	35.00
DUI Enforcement/Education Fund	1,108.00	771.00
Legal Aid Funding	36,236.00	31,803.00
Highway Patrol Drug Enforcement Fund	3,290.00	2,125.00
Expungement fees	570.00	870.00
Indigent Defense Support Fund	116,918.05	82,703.52
Moving Violation Drug Enforcement	14,989.20	9,772.45
Moving Violation IDSF	21,425.00	13,961.50
<b>Total Paid To State of Ohio</b>	<b>304,211.74</b>	<b>\$216,562.50</b>

<b>MISCELLANEOUS</b>	<b>37,585.51</b>	<b>35,176.08</b>
(Includes Marriage Fees, Restitution Paid, Foreign County Sheriff Fees, etc.)		

<b>TOTAL PAID OUT TO GOV'T AGENCIES</b>	<b>\$1,193,982.44</b>	<b>\$890,624.61</b>
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<b>MISCELLANEOUS CIVIL RECEIPTS</b>	<b>\$918,752.58</b>	<b>\$866,319.78</b>
(Includes Garnishments, Judgments, Trusteeship, and all other Miscellaneous Civil Accounts)		

<b>COMMUNITY SERVICE CREDIT FOR FINES</b>	<b>\$5,738.00</b>	<b>\$8,956.00</b>
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## Five Year Comparison of Cases Filed

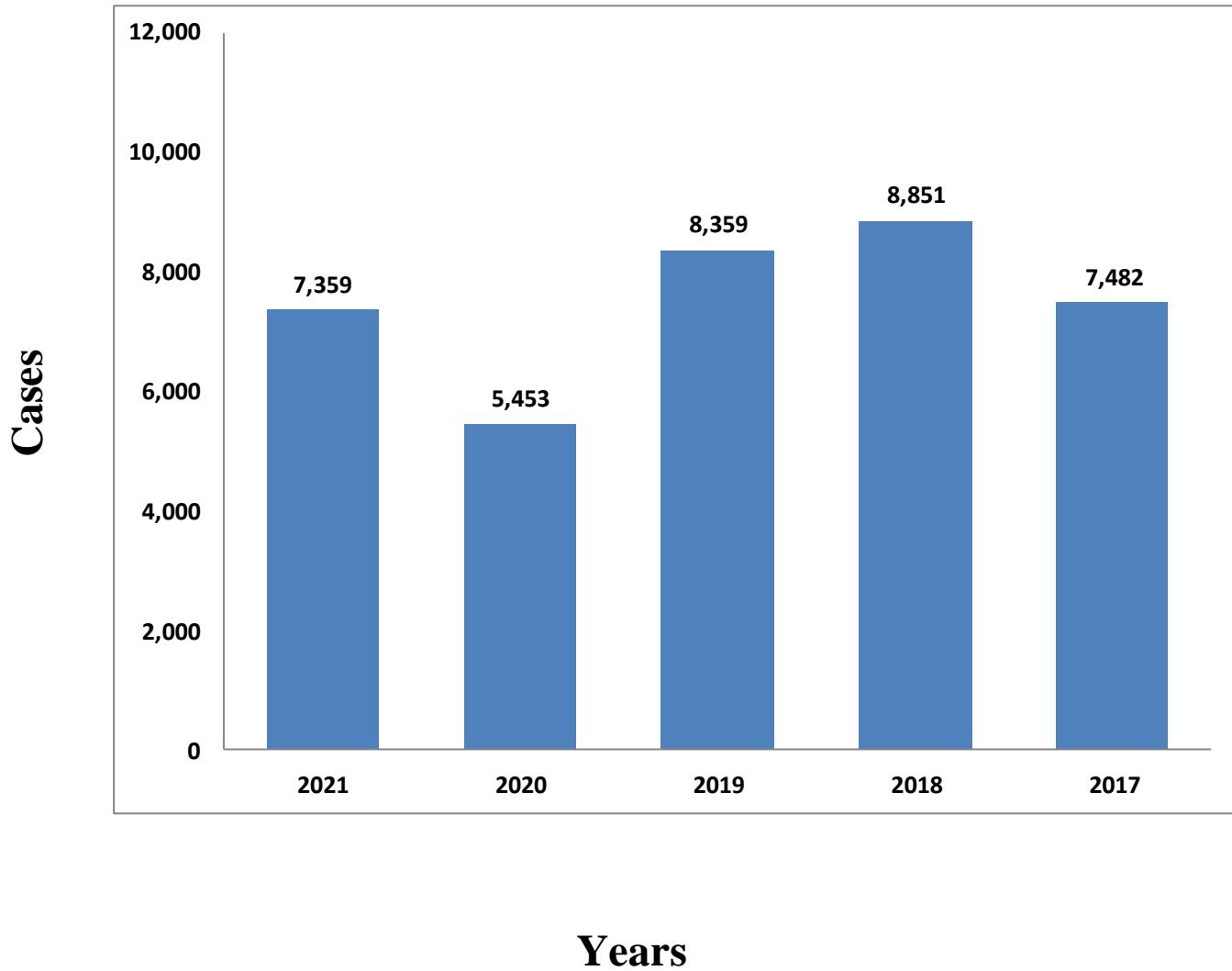
TYPE OF CASE FILED	2021	2020	2019	2018	2017
<b>Felonies</b>	120	122	162	187	168
<b>Criminal Misdemeanors</b>	532	562	951	945	827
<b>Driving Under Influence</b>	149	140	191	244	206
<b>Other Traffic</b>	5,108	3,303	4,920	5,679	4,608
<b>Civil (Including Evictions)</b>	1,418	1,266	2,009	1,677	1,607
<b>Small Claims</b>	32	60	126	119	66
<b>Total</b>	<b>7,359</b>	<b>5,453</b>	<b>8,359</b>	<b>8,851</b>	<b>7,482</b>

<b>Cases Reactivated</b>	414	458	223	424	493
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<b>Garnishments</b>	670	575	1,002	875	823
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<b>Wedding Ceremonies</b>	36	27	33	35	31
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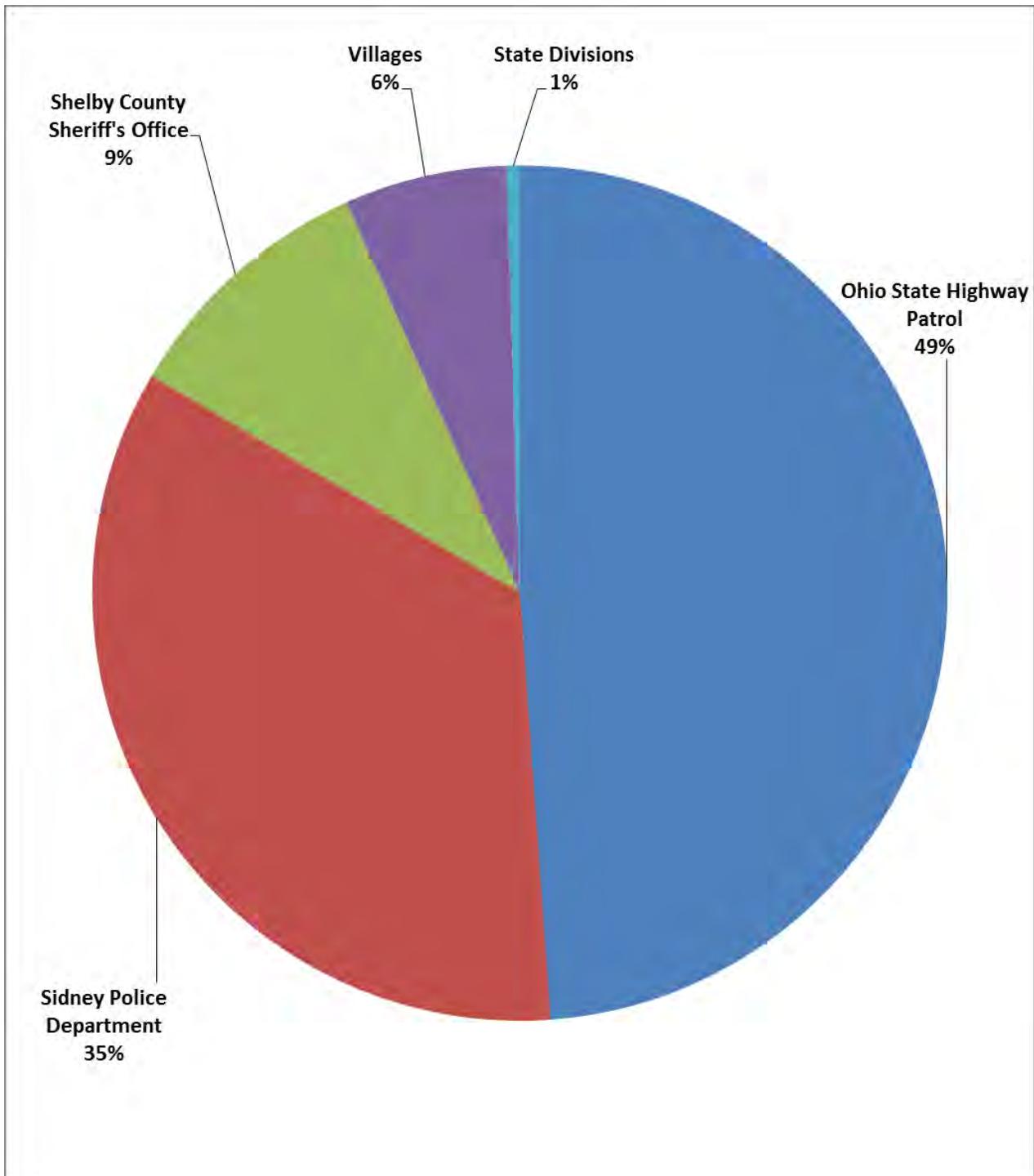
## Five Year Comparison of Cases Filed



## Breakdown of Traffic/Criminal/OVI Case Filings by Agency

AGENCY	FELONIES	CRIMINAL MISD.	DUIs	OTHER TRAFFIC	TOTAL
Ohio State Highway Patrol	29	96	52	2,710	2,887
Sidney Police Department & SFD	55	240	57	1,694	2,046
Shelby County Sheriff's Office	25	86	26	424	561
Village of Botkins	3	23	7	91	124
Village of Anna	3	7	2	99	111
Village of Fort Loramie	1	14	3	41	59
Village of Jackson Center	2	12	2	42	58
Dog Warden	0	22	0	0	22
State of Ohio Division of Wildlife	0	20	0	1	21
Village of Port Jefferson	2	6	0	3	11
State of Ohio - Parks & Rec & EPA	0	4	0	3	7
State of Ohio Division of Watercraft	0	2	0	0	2
<b>TOTALS</b>	<b>120</b>	<b>532</b>	<b>149</b>	<b>5,108</b>	<b>5,909</b>

## Breakdown of Traffic/Criminal/OVI Case Filings by Agency



## Case Dispositions 2020 and 2021

<b>FELONIES</b>	<b>2020</b>	<b>2021</b>
Preliminary Hearing Held	8	40
Waiver of Preliminary Hearing	42	38
Dismissals (including at Prelim. Hearing)	64	44
Unavailability of Defendant	9	4
Plea to Reduce Charge	0	0
Total	<b>123</b>	<b>126</b>
<b>CRIMINAL MISDEMEANORS</b>	<b>2020</b>	<b>2021</b>
Jury Trials	1	0
Court Trials	32	61
Pleas (to original charge & at arraignment)	180	167
Pleas (to reduced charge)	119	112
Payment through Violations Bureau	7	3
Dismissals	241	184
Unavailability of Defendant	203	107
Appeals	0	0
Transfer to Another Judge or Court	0	2
Total	<b>783</b>	<b>636</b>
<b>DRIVING UNDER INFLUENCE</b>	<b>2020</b>	<b>2021</b>
Jury Trials	0	0
Court Trials	5	11
Pleas (to original charge & at arraignment)	55	37
Pleas (to reduced charge)	83	80
Dismissals	13	17
Unavailability of Defendant	12	7
Appeals	0	0
Transfer to Another Judge or Court	0	0
Total	<b>168</b>	<b>152</b>

## Case Dispositions 2020 and 2021 Continued

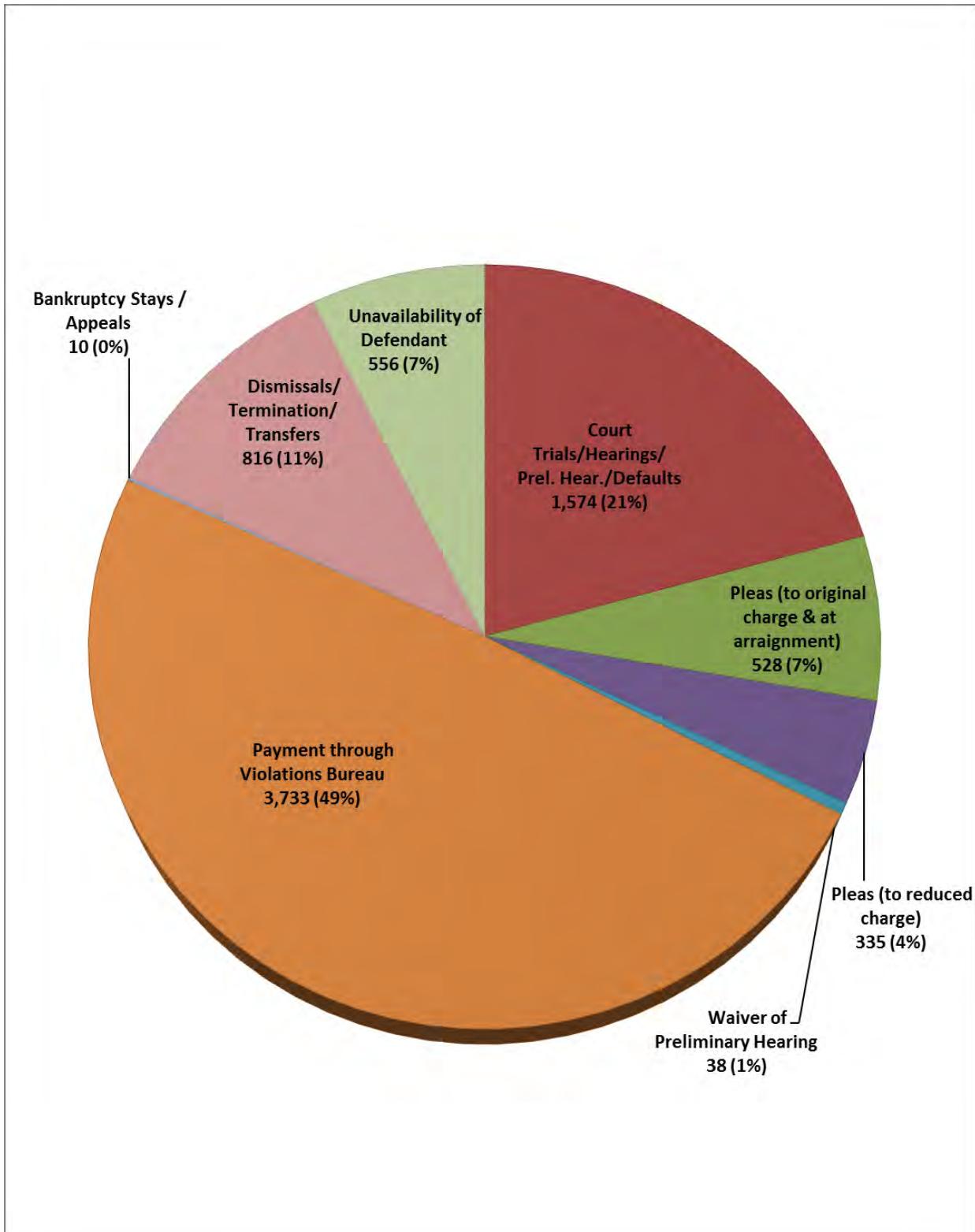
OTHER TRAFFIC	2020	2021
Jury Trials	0	0
Court Trials	300	417
Pleas (to original charge & at arraignment)	274	324
Pleas (to reduced charge)	98	143
Payment through Violations Bureau	2346	3730
Dismissals	172	181
Unavailability of Defendant	367	438
Appeals	0	0
Transfer to Another Judge or Court	0	0
Total	<b>3557</b>	<b>5233</b>

CIVIL	2020	2021
Jury Trials	0	0
Trials to Court (Including Defaults)	980	1025
Appeals/Bankruptcy Stays	8	10
Dismissals/Other Terminations	405	370
Transfers to Another Judge or Court	0	0
Total	<b>1393</b>	<b>1405</b>
SMALL CLAIMS	2020	2021
Hearings (Including Defaults)	39	20
Transfers to Civil Docket	1	0
Appeals/Bankruptcy Stays	0	0
Dismissals/Other Terminations	32	18
Transfer to Another Court	0	0
Total	<b>72</b>	<b>38</b>

## Case Dispositions 2020 and 2021 Continued

TOTALS FOR ALL CASES	2020	2021
Jury Trials	1	0
Court Trials/Hearings/Prel. Hear./Defaults	1364	1574
Pleas (to original charge & at arraignment)	509	528
Pleas (to reduced charge)	300	335
Waiver of Preliminary Hearing	42	38
Payment through Violations Bureau	2353	3733
Appeals/Bankruptcy Stays	8	10
Dismissals/Terminations/Transfers	928	816
Unavailability of Defendant	591	556
<b>TOTAL</b>	<b>6096</b>	<b>7590</b>

## 2021 Case Dispositions



# 2021 Juror Statistics

## FIRST TERM (01-01-2021 THROUGH 04-30-2021)

Number of Jurors Pulled by Jury Commission	200	
Removed by Jury Commission:	20	10%
Returned by Post Office:	15	8%
Excused Based on Questionnaire Information	17	9%
Moved out of Jurisdiction	5	
Medical Reasons	12	
Occupation	0	
JURORS AVAILABLE TO SERVE FIRST TERM:	<b>148</b>	<b>74%</b>

## SECOND TERM (05-01-2021 THROUGH 08-31-2021)

Number of Jurors Pulled by Jury Commission	200	
Removed by Jury Commission:	20	14%
Returned by Post Office:	15	11%
Excused Based on Questionnaire Information	17	9%
Moved out of Jurisdiction	5	
Medical Reasons	10	
Occupation	2	
JURORS AVAILABLE TO SERVE SECOND TERM:	<b>148</b>	<b>74%</b>

## THIRD TERM (09-01-2021 THROUGH 12-31-2021)

Number of Jurors Pulled by Jury Commission	200	
Removed by Jury Commission:	20	10%
Returned by Post Office:	15	7%
Excused Based on Questionnaire Information	20	10%
Moved out of Jurisdiction	9	
Medical Reasons	6	
Occupation	5	
JURORS AVAILABLE TO SERVE THIRD TERM:	<b>143</b>	<b>73%</b>

**TOTAL NUMBER OF JURORS DRAWN FOR 2021** **600**

**TOTAL NUMBER OF JURORS AVAILABLE FOR 2021** **441** **74%**

# Probation Department Statistics 2021

NEW PROBATION CASES IN 2021	326	
SUCCESS RATE	70%	
PROBATION COMPLETIONS IN 2021	SUCCESSFUL COMPLETIONS	UNSUCCESSFUL COMPLETIONS
	264	78

## ASSESSMENTS AND REPORTS

PRE-SENTENCE INVESTIGATIONS	132
PRETRIAL SERVICES INTERVIEWS	454
CSST	287
CST/MAT	230
IN HOUSE ALCOHOL DRUG SCREENS ADMINISTERED	456

## REFERRALS TO PROGRAMMING

72 HOUR INTERVENTION PROGRAM	94
GPS/HOUSE ARREST	56
SCRAM	20
MENTAL HEALTH COUNSELING	31
ANGER/RAGE COUNSELING	70
HALFWAY HOUSE	8
IN PATIENT PROGRAMS	1
PARENTING CLASSES	10
MAT PROGRAM REFERRALS	105
VIVITROL PROGRAM REFERRALS	3
DRUG/ALCOHOL EVALUATIONS	106
COMMUNITY SERVICE HOURS	824
DRUG/ALCOHOL EVALUATIONS	106
MENTAL HEALTH EVALUATIONS	31
IN HOUSE ALCOHOL DRUG SCREENS ADMINISTERED	456
GED	1

# Bailiff Department Statistics 2021

## PAPERS SERVED

SUBPOENAS	360
SUMMONS	236
WRITS OF RESTITUTION FROM EVICTIONS	75
GARNISHMENTS	0
<b>TOTAL</b>	<b>671</b>

## PRISONERS TRANSPORTED TO / FROM JAIL

FEMALES	19
MALES	67
PROBATION/CONTEMPT WARRANTS (OUT OF COUNTY PRISONER PICKUPS)	19
<b>TOTAL</b>	<b>105</b>

## LICENSE INTERVENTION PROGRAM

SUCCESSFUL COMPLETION	76
UNSUCCESSFUL COMPLETION	39
PENDING	32
<b>TOTAL</b>	<b>147</b>

## VIDEO APPEARANCES

FEMALES	160
MALES	516
<b>TOTAL</b>	<b>676</b>