

# WAYNE COUNTY MUNICIPAL COURT

## JUDGES

Hon. William G. Rickett  
Hon. Carol White Millhoan

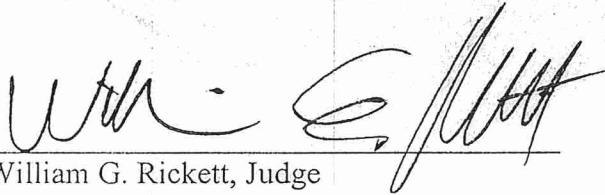
February 20, 2009

Wayne County Board of Commissioners  
428 West Liberty Street  
Wooster, Ohio 44691

Commissioners,

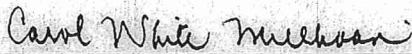
Please find enclosed the 2008 annual statistical report for the Wayne County Municipal Court prepared pursuant to 1901.14 of the Ohio Revised Code.

Please feel free to contact us with any questions regarding this report.



William G. Rickett, Judge

**COPY**



Carol White Millhoan, Judge

## Personnel 2008

**Carol White Millhoan**

**Administrative Judge**

**William G. Rickett**

**Presiding Judge**

**Stuart K. Miller \***

**Presiding Judge**

Corey Spitler \*\*

Magistrate

Mark Clark #

Magistrate

Doug Johnson

Administrator

William Wepler

Assignment Commissioner

Janelle Marcum

Court Secretary

Judy Vincent

Court Secretary

Bob Rote

Bailiff

Dana Jackson

Bailiff

Dennis Felter

Court Security

Beth Carr

Court Security

Larry Meredith

Court Security

Albert Hartzler

Computer Technician

Machelle Maxwell

Small Claims Aide

Denise Favalon

Small Claims Aide

Michele Hobart

Home Arrest Supervisor

Bob Conn

Home Arrest Officer – CCA Grant

David Baney

Home Arrest Officer

Gale Greegor

Home Arrest Secretary – CCA Grant

Jim Defelice

Chief Probation Officer

John Bridger

Probation Officer

Jim Roth

Probation Officer

Angela Schaad

Probation Officer

Karl Kubb

Probation Officer

Jen Haven

Probation Secretary

Kelly Sims

Community Service Officer

\* Retired effective 5/31/08

\*\* Resigned effective 9/25/08

# Hired 9/29/08

## Cases Filed and Disposed 2008

<u>Cases Filed</u>	<u>2007</u>	<u>2008</u>
Criminal – Felony	126	91
Criminal – Misdemeanor	1,856	1,739
D.W.I.	437	399
Traffic	12,738	13,062
Civil	2,379	2,589
Small Claims	<u>1,277</u>	<u>1,081</u>
<b>Total Cases Filed</b>	<b>18,813</b>	<b>18,961</b>
<b>Total Cases Disposed</b>	<b>19,192</b>	<b>19,936</b>

\* Cases disposed include waivers, defaults, pleas in court and upon not guilty pleas (criminal, traffic) or answer (civil).

## Cases Assigned For Trial 2008

### Not Guilty Plea (Criminal – Traffic) or Answer (Civil)

	<u>2007</u>	<u>2008</u>
Criminal – Misdemeanors	968	868
D.W.I.	296	264
Other Traffic	762	684
Civil-Small Claims	<u>152</u>	<u>196</u>
<b>Total</b>	<b>2,178</b>	<b>2,012</b>

### Trials To Court

Criminal	320	305
D.W.I.	61	59
Other Traffic	251	258
Civil	<u>33</u>	<u>18</u>
<b>Total</b>	<b>665</b>	<b>640</b>

### Jury Trials

Criminal	5	8
D.W.I.	3	3
Other Traffic	0	3
Civil	<u>0</u>	<u>0</u>
<b>Total</b>	<b>8</b>	<b>14</b>

## Disbursements Paid to Wayne County

	<u>2007</u>	<u>2008</u>
Paid to A13-N1 & A15-F1	<b>684,440</b>	<b>665,170</b>
Criminal-Traffic	275,023	281,635
Civil-Small Claims	143,514	151,073
OSP, State and Others	265,903	232,462
Paid to A13-G1 Housing/DUI	20,368	16,792
Paid to A12-A1 Interest	3,082	1,304
Paid to B15-A1 Alcohol Treatment	31,513	13,865
Paid to K1-A3 Roads and Bridges	68,395	46,874
Paid to B1-A6 Dog and Kennel Fund	162	450
Paid to B16-A1 Education Fund	735	300
Paid to A42-C1 from sale of UTC	572	372
Paid to A45-O1 Misc. Reimbursements	463	281
Paid to U3-A1 Unclaimed Funds	4,658	0
Paid to B20-A1/A2 Computer Funds	153,170	151,953
Paid to B12-A1 Probation Fees	185,252	176,763
Paid to W35-A2 Indigent Application	13,722	14,049
Paid to A13-T1 Home Arrest Fees	<u>163,905</u>	<u>145,050</u>
<b>Total</b>	<b>\$ 1,330,437</b>	<b>\$ 1,233,223</b>

## Paid to the Wayne County Law Library

	<u>2007</u>	<u>2008</u>
OSP Fines	91,441	89,177
State Fines	68,100	46,534
From Traffic	49,824	47,740
From Non-Traffic	4,800	4,800
Dept. of Liquor Control	1,200	1,200
Townships	3,381	1,278
Municipal Ordinances:		
Wooster	1,300	1,300
Orrville	750	750
Rittman	<u>150</u>	<u>150</u>
<b>Totals</b>	<b>\$ 220,946</b>	<b>\$ 192,929</b>

## Paid to Cities and Villages

	<u>2007</u>	<u>2008</u>
Wooster	63,277	42,251
Orrville	9,833	11,662
Rittman	10,141	9,198
Dalton	15,246	22,439
Apple Creek	1,837	2,902
West Salem	554	240
Mt. Eaton	431	281
Shreve	30	317
Creston	190	0
Doylestown	28	150
Marshallville	<u>0</u>	<u>250</u>
<b>Total</b>	<b>\$101,567</b>	<b>\$ 89,690</b>

**Disbursements  
Other Fines and Fees**

	<u>2007</u>	<u>2008</u>
Court of Appeals	1,124	500
Humane Society	350	0
Chippewa Township	3,381	1,278
Sheriff Fees	7,715	7,014
Wooster Police Fees	5,063	5,195
Orrville Police Fees	158	277
Rittman Police Fees	875	1,037
All Other Misc. Fees	1,119	1,276
Credit Card Fees	<u>N/A</u>	<u>2,096</u>
<b>Totals</b>	<b>\$ 19,785</b>	<b>\$ 18,673</b>



## Disbursements Drug Fines

	<u>2007</u>	<u>2008</u>
Creston	100	0
Chippewa Township	0	150
Dalton	450	709
Doylestown	4,438	1,584
Medway	898	150
Ohio State Police	650	300
Orrville	2,057	1,455
Paint Twp.	0	150
Rittman	470	1,691
Shreve	0	99
Smithville	0	0
Wayne County Sheriff	1,350	1,500
West Salem	0	500
Wooster	<u>6,954</u>	<u>6,865</u>
<b>Totals</b>	<b>\$ 17,367</b>	<b>\$ 15,153</b>

**Disbursements  
Paid to State of Ohio**

	<u>2007</u>	<u>2008</u>
Ohio State Patrol Fines	185,316	177,125
Victims of Crime	109,407	103,799
General Revenue	181,570	172,164
Expungement Fees	1,620	1,590
Dept. of Liquor	17,497	9,499
Division of Wildlife	4,063	5,199
Legal Aid from Civil	58,909	67,606
Legal Aid from Small Claims	11,655	11,284
Seat Belt Fines	77,710	83,307
Child Safety Fund	1,814	1,347
OSP Drug Fines	3,001	2,066
OSP Education Fund	5,050	4,176
Ohio Board of Pharmacy	26,191	23,280
CCA Grant Refund	4,479	1,397
BMV Fees	<u>643</u>	<u>390</u>
<b>Totals</b>	<b>\$ 688,925</b>	<b>\$ 664,229</b>

## **Bailiffs**

The Municipal Court employs five bailiffs. There are two courtroom bailiffs and three security bailiffs.

The courtroom bailiffs are responsible for the security in the courtroom and maintenance of the digital recording system. The security bailiffs are responsible for the security of the building and all offices within the building. Security bailiffs operate a metal detector and scanner at the front entrance, secure the building at the beginning and end of each business day and are responsible for the operation and maintenance of the security cameras and digital video recording system.

In addition, all five bailiffs serve the process of the court. This includes personal service of summons and orders, eviction notices and actual set outs and executions on personal property including conducting bailiff sales.

## Home Arrest Department

	<u>2007</u>	<u>2008</u>
Placed on Home Arrest	278	323
Number of Days Served	10,892	10,140
Number of Violations	20	17
Average Per Day	29.84	27.78
Percentage with Alcohol Monitoring	63.80	77

### Home Arrest Receipts

Total Paid to Wayne County	\$ 163,905	\$ 145,050
Total Billed to Wayne County	\$ 31,892	\$ 24,898
Net to Wayne County	\$ 132,013	\$ 120,152
Received from State CCA Grant*	\$ 93,338	\$ 94,738

\* The CCA Grant funds 2 Home Arrest employees (salaries and benefits), vehicle operations (fuel and maintenance) and communication expenses.

Additionally, Juvenile and Common Pleas Courts utilize our equipment and server as needed. This prevents these departments from paying vendor fees to outside agencies to operate their electronic monitoring programs.

In 2008 we received a \$2,004.00 equipment grant from the Department of Rehabilitation & Correction that was used for office furniture for the Home Arrest Department.

## Probation Department

	<u>2007</u>	<u>2008</u>
Pre-Sentence Investigations	251	283
Placed on Probation	781	1,055
Released from Probation	886	843
Probation Violations	457	439
Expungement Violations	55	59
Community Service Hours	24,232	25,447
Probation Fees Collected	\$185,252	\$176,763

### MRT (Moral Reconciliation Program)

The MRT program is designed to alter how offenders think and make decisions about right and wrong. Jim DeFelice, Chief Probation Officer, is the program's facilitator with assistance from Angie Schaad, John Bridger & Karl Kubb. Statistics associated with the MRT program for 2008 include:

	<u>Male</u>	<u>Female</u>
Number of participants	58	40
Successful Completions	37	24
Unsuccessful Terminations	21	16
Currently Attending Group	30	7
Convictions after Completing MRT	8	3

In 2008, the Probation staff initiated an MRT program at the Wayne County Jail. The jail MRT program has been well attended by the inmates in an attempt to change the behavior that resulted in their incarceration.

## Small Claims Court

Small Claims Court handles money claims up to \$3,000.00. All Small Claims cases are initially scheduled for a pre-trial mediation hearing. In 2008 there were 1,081 Small Claims cases filed. 42 cases went to trial resulting in a 96% mediation settlement rate.

In addition to processing complaints, the Small Claims staff assists judgment creditors with post judgment collection actions. These include wage garnishments, attachments, executions on property and conducting debtor exam hearings.

2008 filings by location:

Wooster        898

Orrville        183

## **1901.14 Additional powers of judges - fees - rules - annual report.**

(A) Municipal judges have the following powers and duties:

(1) To perform marriage ceremonies anywhere in this state, take acknowledgment of deeds and other instruments, administer oaths, and perform any other duties that are conferred upon judges of county courts.

All fees, including marriage fees, collected by a municipal judge when not connected with any cause or proceeding pending in the municipal court, shall be paid over to the clerk of the municipal court to be paid to the city treasury, except that, in a county-operated municipal court, the fees shall be paid to the treasury of the county in which the court is located.

(2) To adopt, publish, and revise rules for the regulation of the practice and procedure of their respective courts, and for the selection and manner of summoning persons to serve as jurors in the court;

(3) To adopt, publish, and revise rules relating to the administration of the court;

(4) On or before the last day of March of each year, the court shall render a complete report of its operation during the preceding calendar year to the legislative authority and to the board of county commissioners of each county within its territory. The report shall show the work performed by the court, a statement of receipts and expenditures of the civil and criminal branches, respectively, the number of cases heard, decided, and settled, and any other data that the supreme court, the secretary of state, the legislative authority, and the board of county commissioners requires.

(B) Any rule adopted pursuant to division (A)(2) or (3) of this section does not apply to the housing or environmental division of the municipal court if the judge of the housing or environmental division has adopted rules pursuant to division (C) of this section, unless the rules adopted pursuant to division (C) of this section do not regulate the subject regulated by the rule adopted pursuant to division (A)(2) or (3) of this section.

(C) Judges of the housing or environmental division of a municipal court, other than the judge of the environmental division of the Franklin county municipal court, may adopt, publish, and revise rules for the regulation of the practice and procedure of the division, for the selection and manner of summoning persons to serve as jurors in the division, and for the administration of the division.

Effective Date: 10-31-1996