

ORDINANCE NO. 18-2018

AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO SET ASIDE 20% FUNDING FOR A FULL-TIME VICTIM ADVOCATE TO BE UTILIZED IN THE NEW PHILADELPHIA MUNICIPAL COURT SHOULD THE NEW PHILADELPHIA PROSECUTOR'S OFFICE BE AWARDED THE VICTIMS OF CRIME (VOCA/SVAA) GRANT FOR PURPOSES OF CREATING A FULL-TIME VICTIM ADVOCATE POSITION, AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of New Philadelphia has recognized and given support to the important need for a full-time victim advocate as evidenced by passage of Resolution 16-2018, a certified copy of which is attached hereto and referenced herein as if fully rewritten.; and

WHEREAS, in applying for The Victims of Crime (Voca/Svaa) Grant for purposes of creating a full-time victim advocate position the applicant must show a commitment from the municipal corporation and the availability of funds for the 20% contribution required should the grant be awarded to the New Philadelphia Prosecutor's Office. and;

WHEREAS, R.C. 2929.27(B) mandates that contributions collected in lieu of community service be deposited to the City's general fund; and

WHEREAS, the Council of the City of New Philadelphia passed Resolution 14-2016 which established the CILOCS Fund #254 which gave exclusive use of the funds generated by R.C. 2929.27(B) to the New Philadelphia Municipal Court.; and

WHEREAS, the City Auditor reports, that Resolution 14-2016 provided \$124,717.00 to the Municipal Court in 2017 from financial contributions collected under R.C. 2929.27(B).; and

WHEREAS, it is estimated that should the New Philadelphia Prosecutor's Office be awarded The Victims of Crime (Voca/Svaa) Grant for purposes of creating a full-time victim advocate position, the City's contribution is estimated to be approximately \$11,062.80.; and

WHEREAS, the amount necessary for the City's 20% contribution to The Victims of Crime (Voca/Svaa) Grant is only a small percentage of the funds generated by virtue of R.C. 2929.27(B). and;

WHEREAS, the Victim Advocate will be utilized by the New Philadelphia Prosecutor's Office in the New Philadelphia Municipal Court on a full-time basis to assist the victims of crimes being prosecuted in the New Philadelphia Municipal Court. and;

WHEREAS, in order to access funds generated under R.C. 2929.27(B) the City of New Philadelphia needs to amend Resolution 14-2016.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, THAT:

SECTION 1. Resolution 14-2016 is hereby amended. Pursuant to this Ordinance the Auditor of the City of New Philadelphia shall establish a separate fund known as the Victim Advocate Fund, #_____ and shall direct and withhold monies for this fund from financial contributions made pursuant to R.C. 2929.27(B) only the amount necessary to provide the City of New Philadelphia's 20% contribution to The Victims Of Crime (Voca/Svaa) Grant. All other financial contributions generated pursuant to R.C. 2929.27(B) shall be directed according to Resolution 14-2016 to the CILOCS Fund #254.

SECTION 2. This Ordinance further establishes a full-time Victim Advocate Position in the New Philadelphia Prosecutor's Office contingent upon the award of The Victims of Crime (Voca/Svaa) Grant for funding of the same. The Victim Advocate shall serve at the pleasure of the New Philadelphia Law Director.

SECTION 3. This Ordinance is hereby declared to be an emergency measure and its immediate passage is necessary in order to preserve, protect and maintain the health, safety and welfare of the citizens of the City of New Philadelphia, Ohio.

SECTION 4. This Ordinance shall take effect and be in force immediately upon its passage and approval.


PASSED: June 11, 2018


SAM R. HITCHCOCK
PRESIDENT OF COUNCIL

ATTEST:


JULIE COURTRIGHT
CLERK OF COUNCIL

APPROVED:


JOEL B. DAY
MAYOR

SPONSORED BY: SALARY COMMITTEE