

ORDINANCE NO. 248-24

Introduced by _____ Councilor

Seconded by _____ Councilor

Form Approved ATG L/B Director of Law

PUBLICATION: I hereby certify that this Ordinance was published in a summary manner according to law in the Lima News on _____

Dana Addis, Clerk**AN ORDINANCE AUTHORIZING PAYMENT FROM VARIOUS LIMA MUNICIPAL COURT FUNDS FOR 2025.**

VOTE	1ST		2ND		3RD	
	Y	N	Y	N	Y	N
GORDON						
WILKERSON						
THOMPSON						
JORDAN						
JONES						
GLENN						
NEEPER						
DIXON						
TOTAL						

PREAMBLE: The purpose and authority of and for this ordinance are set forth as follows:**WHEREAS,** Council desires to authorize payments by the Lima Municipal Court for goods and services, including the payment of salaries and benefits, associated with the court from the various accounts as listed in Exhibit A; and,**WHEREAS,** Council finds that passage of this ordinance is necessary because of the immediate need for the action authorized herein to meet project or administrative operational deadlines, and in order to preserve the public peace, property, health, safety, and welfare of the community and its citizens, and to provide for the efficient and effective operation of the municipal government, and by reason thereof, this Ordinance constitutes a matter of administrative emergency and shall take effect immediately upon its passage, as set forth in Section 33 of the City Charter; Now, Therefore,**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LIMA, OHIO, WITH AT LEAST A MAJORITY OF THE MEMBERS ELECTED THERETO CONCURRING:****Section 1.** The Administrative Judge of the Lima Municipal Court is hereby authorized to expend money from the following accounts for fiscal year 2025, up to the balance in said accounts, as set forth in attached Exhibit A, and for those purposes set forth above and specified in the Ohio Revised Code, and in any manner as required by the Ohio Revised Code and the City Purchasing Policy.**Section 2.** The Auditor is authorized to take any action and to account for the activity authorized herein, as is appropriate under the circumstances of this ordinance and in accordance with City policies and procedures, or as otherwise required by law, as the Auditor may determine is appropriate. The Law Director is authorized to: determine the correct business or corporate entity necessary for any contract authorized in this ordinance; determine the correct legal description for any real property at issue in this ordinance; correct any error in any exhibit to this ordinance;

correct any clear scrivener error in this ordinance and to provide a clean copy for the council clerk; all as determined appropriate by the Law Director.

Section 3. Council finds and determines that the above preamble contains specific findings by Council as part of and in support of passage of this Ordinance, and that all formal actions of this Council and any of its committees concerning and relating to the adoption of this ordinance were taken in an open meeting and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings held in compliance with the law.

Section 4. In passing this ordinance Council hereby intends to and hereby expressly does invoke, assert, implement, and exercise the authority of the City under the Ohio Constitution, its Home Rule authority, and its Charter authority, to the fullest extent possible. To that end, Council hereby finds and declares that the subject matter of this ordinance is a matter of local concern only, and is thereby a matter of local self-government; or if this ordinance is determined to be an exercise of the City's police power that this ordinance is not in conflict with the general laws of the State. Therefore, it is the express intent of Council that the provisions of this ordinance shall prevail over any provisions of state law that might otherwise be applicable. This includes but is not limited to all administrative action regarding all advertising, bidding, contracting, procurement, purchasing, sales, disposition, or other manner or method which was followed or will be followed in dealing with the subject matter of this ordinance. Council hereby approves, authorizes, ratifies, and affirms all methods and procedures taken or followed (or to be taken or followed) leading to the award and execution of any contract, or purchase of goods or services, or any other action taken under authority of this ordinance or otherwise authorized herein, written or oral. Council expressly finds that the action authorized in this ordinance, and the procedures followed in carrying out the provisions or authorizations of this ordinance, including any leading to the award and execution or implementation of any contract, sale, or purchase, is authorized and passed under authority of the City's Charter, including but not limited to City Charter Sections 1 and 81, and its constitutional home rule authority, and is in the best interests of the City.

Section 5. The Clerk of the Council is authorized and directed to cause publication of this ordinance to be made in a summary manner as provided by the City Charter.

Section 6. In accordance with City Charter Section 33, and for the reasons set forth in the Preamble above, this ordinance shall take effect and be in force forthwith upon passage by an affirmative vote of at least two-thirds of the members elected to council at the first reading hereof. If it does not so pass at first reading, it shall take effect and be in force forthwith upon passage by an affirmative vote of at least two-thirds of the members elected to council at the second reading hereof. If it does not so pass at second reading then it shall take effect and be in force forthwith upon passage by an affirmative vote of at least a majority of the members elected to council at the third reading hereof. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2024

Jamie L. Dixon, President

Approved: _____, 2024

Sharetta T. Smith, Mayor

ATTEST: _____
Dana Addis, Clerk of Council



LIMA MUNICIPAL COURT

TAMMIE K. HURSH
PRESIDING AND ADMINISTRATIVE JUDGE

November 4, 2024

Exhibit A
Ord. 248-24

Lima City Council
50 Town Square
Lima, OH 45801

Re: 2025 Appropriations:

Judges' Special Projects Fund	#3710-1117-55000
Judges' Legal Research/Computer Fund	#5190-1117-55000
Clerk's Computer Fund	#5200-1117-55000
Indigent Driver Alcohol Monitoring Fund	#3840-1117-55000
Indigent Driver Alcohol Treatment Fund	#3010-1117-55000
Community Control/Probation Fund	#3016-1117-55000

Dear Council President and Council Members:

Please accept this letter as my request for an ordinance or resolution from Lima City Council, authorizing the Presiding Judge of the Lima Municipal Court to purchase goods and services, including the payment of salaries and benefits, relating to the Judges' and Clerk's computer system (Funds 5190 & 5200), Judges' Special Projects Fund (3710) and our IDAT, IDAM and Community Control/Probation Funds (3010, 3840 & 3016) during the 2025 fiscal year in an amount not to exceed the existing balance of those funds/accounts as required pursuant to the Ohio Revised Code. The Court will provide a year-end summary of the expenditures, upon request, for all funds as maintained by the Auditor of the City of Lima, Ohio.

In 2023 and 2024 the Lima Municipal Court was able to utilize the Computer Funds to continue to maintain and update our computer system with the purchase of new hardware, software updates, supplies and support services, which enhanced the ability of the Court to manage its docket, all without putting further strain on the "General Fund" budget. The expenditures from our Computer Funds have allowed the Lima Municipal Court to maintain its position of leadership within the State of Ohio, in respect to municipal court technology management.

As you may know, the Court has recently entered into a contract with Tyler Technologies for a new software system as part of the Smart City Initiative. We are currently working with them on the integration of the new system.

From the Special Projects Fund, the Lima Municipal Court will be able to fund, two (2) Certified Drug Court Specialized Dockets equaling 30 participants. The Court, again, paid 100% of the

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visiting Judges' expenses during 2024.

In 2025, the Lima Municipal Court will continue to pay all of the salary expenses for visiting Judges, one Magistrate and any seasonal hires. This will result in a savings of over 4% of the Court's salary in the General Fund. Additionally, the court administrator's salary is being partially paid by the county.

Payments from these Funds have allowed the Lima Municipal Court to pay for important expenditures, necessary to its operation, without putting additional strain on the City of Lima's General Fund. Without your continued support, the Court could not utilize them to make our Court's mission of providing quality service to our constituents possible. I would thank you for your continued support.

I would, therefore, formally request Lima City Council's authorization to make expenditures during fiscal year 2025 from:

Judges' Special Projects Fund	#3710-1117-55000
Judges' Legal Research/Computer Fund	#5190-1117-55000
Clerk's Computer Fund	#5200-1117-55000
Indigent Driver Alcohol Monitoring Fund	#3840-1117-55000
Indigent Driver Alcohol Treatment Fund	#3010-1117-55000
Community Control/Probation Fund	#3016-1117-55000

Pursuant to the bidding and purchasing requirements of the Ohio Revised Code and the Charter of the City of Lima, Ohio.

Respectfully submitted,



Tammie K. Hursh
Presiding and Administrative Judge

TKH/trm

cc: Sharetta Smith, Mayor
Randy Bartels, City Auditor
Anthony Geiger, City Law Director
John R. Payne, Judge
Jim Link, Clerk of Court