

Cleveland Heights Municipal Court

2016

ANNUAL REPORT



A. Deane Buchanan
JUDGE

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To: Council of the City of Cleveland Heights
Cuyahoga County Executive

Re: Cleveland Heights Municipal Court's Annual Report for 2016

The Cleveland Heights Municipal Court continues to place a premium on providing efficient and courteous delivery of quality service to all persons who appear before the court. In addition, we have continued to improve courtroom security and collection procedures by improved diligence in these areas. In this, the court's 2016 Annual Report, I would like to bring to your attention the following matters:

- This year the court remitted over \$1,445,891 of revenues from all divisions to the City of Cleveland Heights.
- In 2015, the number of traffic charges handled by the court was 17,780, in 2016 that number decreased to 12,772 charges processed.
- In the criminal division, the number of cases heard by the court in 2016 was 2,869 which were slightly more than the previous year. Our Probation Department continues its excellent work of supervising over 958 active cases.
- The court continues to make significant progress in its efforts to collect monies owed to the court. The court's strict enforcement of the policy that "all fines and costs are due on the day imposed", has resulted in an improved collection rate of fines imposed. The Court continues to refer some persons who are unable to pay fines and costs imposed to the Public Works Department of the City of Cleveland Heights, to perform community service for the city. The 56 individuals referred to Public Works performed a total of 974 hours of community service saving the city approximately \$19,538 in labor costs.
- The Court technology upgrade is yielding benefits in many ways:
 - Through effort to have paperless official records all court records in the Clerk's office are electronic.
 - Judge approves most of the official records electronically and they are filed and process directly to case files within the computer.
 - The Court conducted 27 remote arraignments of defendants incarcerated in county and prison facilities throughout the State of Ohio. We have been able to resolve many cases while seeing and speaking with prisoners while they remain incarcerated. Police officers do not have to transport prisoners to and from facilities, a significant savings in transport costs and allowing officers to spend more time patrolling city streets.

We look forward to further improving the level and quality of services provided in the Cleveland Heights Municipal Court.

Respectfully submitted,
A. Deane Buchanan, Judge



CASE FILINGS IN 2016



MONTH	FELONIES	MISDEMEANORS	O.M.V.I.	TRAFFIC	PER INJURY	CONTRACTS	F.E.D	OTHER CIVIL	SMALL CLAIMS
January	16	101	11	673	1	16	44	2	5
February	20	75	4	783	1	44	36	4	95
March	23	119	6	895	0	31	35	6	8
April	13	89	7	743	0	26	35	4	49
May	31	147	6	684	0	34	58	5	50
June	16	125	3	543	0	52	42	4	58
July	6	98	4	361	1	47	49	0	52
August	14	159	7	576	0	42	63	4	49
September	27	92	6	508	0	31	29	2	58
October	27	107	10	468	0	43	38	5	46
November	25	99	9	458	0	37	37	6	46
December	18	566	10	528	0	63	45	3	99
TOTAL	236	1,777	83	7,220	3	466	511	45	615
Re-Activated	105	751	27	2,474	1	10	25	0	11
Case Total	341	2,528	110	9,694	4	476	536	45	626

These statistics are from the monthly reports submitted to the Supreme Court of Ohio required under Superintendence Rule 12. Multiple charges filed against an individual as the result of the same act or a series of acts are ONE CASE. Individual criminal and traffic charges appear elsewhere in this report. Reactivated cases are those brought back to the current docket when the Court regains jurisdiction over a defendant such as an arrest on a warrant or license forfeiture.



TRAFFIC OFFENSES BY INDIVIDUAL CHARGE FOR 2016

Assured Clear Distance	310	Bicycle/Toy Vehicle	7	Child Restraint	33	Display of License	133
Display of Plates	186	Driving on Sidewalk	13	Driving Under Suspension	1,152	Expired License<6months	105
Expired Plates	639	Failure to Control	216	Failure to Yield	171	Fictitious Plates	77
Fleeing	7	FRA Suspension	961	Hit Skip/Leave Scene	57	Improper Lane Change	47
Improper Passing	41	Improper Turn	291	Left of Center	33	No Operator's License	1,261
Other License Violations	274	Other Moving Violations	117	One Way Street	21	OVI/Alcohol/BAC	125
Parking Complaints	634	Pedestrian Violations	51	Reckless Operation	33	Seat Belt Violation	347
Speeding Violations	4,184	Stop Sign Violations	134	Traffic Control Lights	249	Traffic Control Device	6
Turn Signal Violation	5	Unlawful Entrustment	5	Unlawful/Illegal Plates	51	Unsafe Vehicle Violation	326
Vehicle Light Violation	470						

TOTAL CHARGES FOR 2016 12,772

PREVIOUS YEARS:

- 2015 17,780
- 2014 22,246
- 2013 26,456
- 2012 25,464
- 2011 19,622



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CRIMINAL OFFENSES BY INDIVIDUAL CHARGE FOR 2016

Aggravated Robbery/Burglary	37	Arson	1	Assault	136	Barking Dog	7
Breaking and Entering	15	Burglary	14	Business Requirements	39	Carrying Concealed Weapon	13
Child Endangering	54	Contempt of Court	5	Criminal Damaging	12	Criminal Mischief	18
Criminal Tools	11	Criminal Trespass	45	Disorderly Conduct	232	Dog/Cat/Animal Offenses	96
Dog Vicious	27	Domestic Violence	97	Drug Instrument	42	Drug Possession	116
Drug Trafficking	4	Falsification	1	Felonious Assault	37	Firearms	46
Housing	547	Housing/Occupancy	224	Intoxication	48	Kidnapping/Unlawful Restraint	16
Menacing/Stalking	60	Murder/Attempt Murder	12	Obstructing Official Business	117	Open Container	58
Passing Bad Checks	1	Receive Stolen Property	36	Riot	9	Robbery	4
Search Warrant/Probable Cause/Extradition	96	Sexual Offenses	13	Telephone Harassment	3	Theft/Petty Theft	148
Unauthorized Use MV/Property	3	Unlawful Conduct with Minor	1	Unreasonable Noise	43	Underage Possession/Consumption	6
Vandalism	6	Violation of Protection Order	20				

2016 2,576

TOTAL CHARGES:

- 2015 2,642
- 2014 3,020
- 2013 3,310
- 2012 3,334
- 2011 2,805



RECEIPTS AND DISBURSEMENTS FOR 2016

RECEIPTS:

City of Cleveland Heights	2014	2015	2016
Local Costs	632,845.40	646,820.00	511,699.30
Computer Fund	76,990.50	64,204.50	47,699.50
Indigent Fund	19,400.69	16,148.92	13,983.93
Special Projects Fund	128,486.00	107,159.00	79,515.90
Fines	938,535.50	812,564.00	645,626.70
Sub-Totals	1,796,258.09	1,646,896.42	1,298,525.33
Cuyahoga County			
CRIS	53,202.00	44,227.00	32,422.50
Crime	1,442.00	1,417.00	1,245.00
Sub-Totals	54,644.00	45,644.00	33,667.50
State of Ohio			
Indigent Defense Support Fund	358,726.00	300,500.41	226,885.00
General Revenue	634.00	627.00	1,197.00
Victims Crime	107,004.50	88,676.00	65,296.50
Sub-Totals	466,364.50	389,803.41	293,378.50
Other Receipts			
OVI Fines	19,090.00	19,613.00	12,250.00
Miscellaneous	15,885.50	26,286.92	7,921.90
Sub-Totals	34,975.50	45,899.92	20,171.90
GRAND TOTALS	2,352,242.09	2,128,243.75	1,645,743.23





**RECEIPTS AND DISBURSEMENTS FOR
2016**

DISBURSEMENTS;

City of Cleveland Heights

	2014	2015	2016
Fines	812,106.40	697,137.23	542,138.69
Costs	632,860.42	648,192.50	511,049.80
Housing	4,000.00	5,393.00	3,360.00
Computer Fund	76,990.00	64,096.50	47,702.50
Special Projects Fund	128,486.00	107,159.00	79,515.90
Indigent Fund	22,280.15	19,291.92	15,421.93
Drug Fines	350.00	0.00	150.00
Other Cost	1,346.64	1,322.50	2,522.90
Visa Convenience Fee	6,454.00	10.50	0.00
Sub-Total	1,684,873.61	1,542,603.15	1,201,861.72

Cuyahoga County

Regular Fines	34,436.00	28,807.50	30,959.00
Uniform Traffic Fines	78,639.50	75,315.00	65,572.50
CRIS Fund	53,202.00	44,227.00	32,422.50
Crime Stop	1,442.00	1,417.00	1,245.00
1/2 Liquor Fines	337.50	400.00	175.00
Public Defender	1,118.00	936.00	830.00
Reimburse/Witness/Jury	804.00	536.00	917.00
Sub-Total	169,979.00	151,638.50	132,121.00

State of Ohio

RRF/Victims Fund	107,004.50	88,675.50	62,296.50
Indigent Defense Support Fund	366,857.00	308,782.41	209,862.00
GRF/General Fund	0.00	0.00	0.00
Seat Belt	11,770.00	10,290.00	6,075.00
Expungements	1,740.00	1,590.00	1,230.00
1/2 Liquor Fines	337.50	400.00	175.00
BMV Fees	75.00	135.00	45.00
Pharmacy Board (Drug)	460.00	300.00	434.00
Sub-Total	488,244.00	410,172.91	280,117.50

Other Disbursements

DUI Housing Fund*	6,514.00	5,991.00	3,961.00
DUI Arrest Agency*	2,646.00	2,879.00	1,728.00
Sub-Total	9,160.00	8,870.00	5,689.00

GRAND TOTALS

2,352,256.61	2,113,284.56	1,619,789.22
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*Money from these two funds goes directly into accounts for the Cleveland Height Police Department for future D.U.I education and enforcement.

**CIVIL/SMALL CLAIMS BRANCH
RECEIPTS AND DISBURSEMENTS FOR 2016**

RECEIPTS:

City of Cleveland Heights	2014	2015	2016
Local Costs	160,423.00	173,723.50	200,683.45
Computer Fund	12,174.00	11,568.00	13,110.00
Special Projects Fund	20,290.00	19,260.00	21,850.00
Sub-Total	<u>192,887.00</u>	<u>204,551.50</u>	<u>235,643.45</u>
State of Ohio Legal Aid	30,914.00	30,685.00	32,391.00
Judgements & Refunds	323,115.17	298,150.10	375,885.47
Bailiff Fee	209.15	0.00	0.00
Miscellaneous Receipts	2,920.00	2,795.00	2,676.00
Sub-Total	<u>357,158.32</u>	<u>331,630.10</u>	<u>410,952.47</u>
	<u>550,045.32</u>	<u>536,181.60</u>	<u>646,595.92</u>
GRAND TOTAL			

DISBURSEMENTS;

City of Cleveland Heights	2014	2015	2016
Costs	160,438.03	168,984.76	200,703.45
Computer Funds	12,174.00	11,604.00	13,110.00
Bailiff Fees	209.15	0.00	0.00
Marriage Fees	2,920.00	3,155.00	2,676.70
Special Projects Fund	20,290.00	19,330.00	21,850.00
Sub-Totals	<u>196,031.18</u>	<u>203,073.76</u>	<u>238,340.15</u>
State of Ohio Legal Aid	30,604.86	30,077.00	32,391.00
Judgements & Refunds	323,115.17	298,150.10	375,885.47
Sub-Totals	<u>353,720.03</u>	<u>328,227.10</u>	<u>408,276.47</u>
	<u>549,751.21</u>	<u>531,300.86</u>	<u>646,616.62</u>
GRAND TOTALS			

**CIVIL/LANDLORD-TENANT BRANCH
RECEIPTS AND DISBURSEMENTS FOR 2016**

RECEIPTS:

Rent Deposits January 1, 2016		19,775.35
Deposits in 2016		46,042.88
		65,818.23

DISBURSEMENTS:

2016

City of Cleveland Heights		590.37
To Landlords		38,111.20
To Tenants		14,947.90
Transfer to Shaker Heights Court		2,500.00
TOTALS		56,149.47

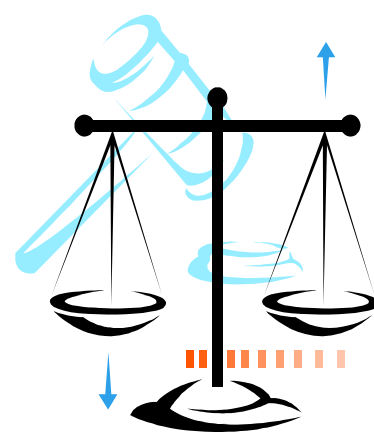
Rent Deposits on Hand December 31, 2016		9,668.76
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To: Judge A. Deane Buchanan

From: William Gibson
Chief Probation Officer

Re: **Probation Office, 2016**



I. PRE-SENTENCE INVESTIGATION/PROBATION VIOLATION, 2016

	2013	2014	2015	2016
Presentence Investigation Reports	483	650	915	608
Probation Violation Reports	4	9	139	175
Expungement Reports	60	45	79	60
Reviews	154	124	99	105

II. SUPERVISION CASELOAD, on December 31, 2016

	12-31-13 Caseload	12-31-14 Caseload	12-31-15 Caseload	12-31-16 Caseload
Active (Supervised)	426	322	387	422
Inactive (Non-Supervised)	508	444	483	553

Supervision caseload, per Probation officer (3) on December 31, 2016

On 12-31-13	On 12-31-14	On 12-31-15	On 12-31-16	% INCREASE
142	107	107	108	3%

III. SUPERVISION, 2016 inclusive

2015, 2014 and 2013 numbers provided for comparison

		2016	2015	2014	2013
Total active probation cases, supervised, Jan.-Dec.2016 inclusive		958	1,103	993	1,141
Driving Under Suspension cases Jan-Dec.2016, inclusive count & % of cases		574/19%	465/42%	260/22%	322/29%
Total inactive probation cases, Jan.-Dec. 2016, Inclusive		1,056	1,295	1,186	1,373
New active probation cases added in 2016:		422	720	615	730
New inactive probation cases Added in 2016:		553	802	751	811
2016 741	2016 70%	Number of active probation cases on 12-31-2016, Whose sentences included jail time, with % of caseload		39	4%
Number of probation cases (active/inactive), on 12-31-15, whose sentences also included jail time, with % of caseload		92	322	324	327
Percentage		10%	30%	41%	36%



IV. MAJOR OFFENSES OF PROBATIONERS on supervision, Dec. 31, 2016

	2016 Cases/%	2015 Cases/%	2014 Cases/%	2013 Cases/%	2012 Cases/%
Driving Under Suspension	475/31%	143/20%	77/23%	91/22%	111/27%
Petty Theft	280/18%	143/20%	69/21%	103/25%	102/25%
Domestic Violence	53/3%	22/3%	9/3%	11/2%	25/6%
Assault	247/16%	78/11%	34/10%	44/10%	39/9%
OVI	335/26%	211/29%	86/27%	63/15%	26/6%
Menacing/Harassment	44/3%	6/1%	2/1%	9/2%	13/3%
Trespassing	23/1%	8/1%	2/1%	4/1%	23/5%
Other	92/6%	109/15%	43/13%	94/23%	77/19%

V. **RESTITUTION/COMMUNITY SERVICE, 2016 inclusive** (2015, 2014, 2013 and 2012 total year numbers provided for comparison)

	2016	2015	2014	2013	2012
Restitution transferred to victims,	\$6,803.09	\$898	\$1,500	\$4,186	\$1,230
Community Service referred by Court to CCS	0	4	0	2	8

Total Community Service hours worked in Cleveland Heights non-profit agencies through CCS by all courts in county area.	2167.5	4,328	8,656	8,279	4,313
Total additional Community Service hours worked in Cleveland Heights, CCS Work: Crew litter collection.	974	1,041.5	584	353	329

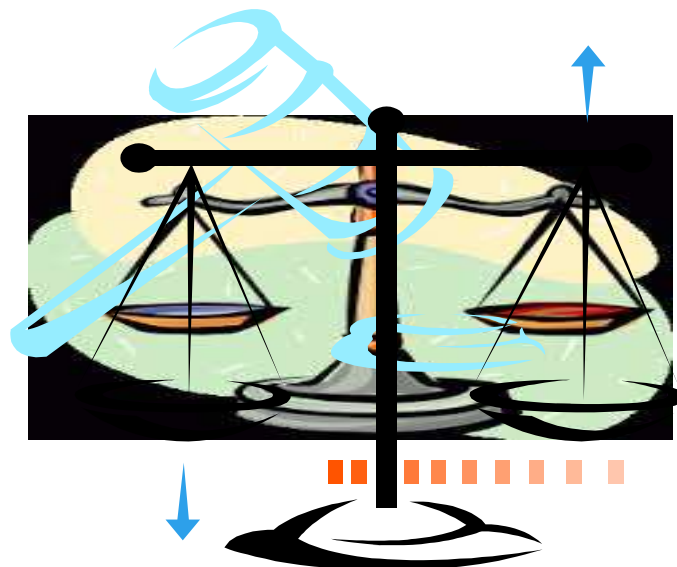
Community Service/Public Works Referrals 2016

- As of December 31, 2016 the court referred **56** individuals to the Cleveland Heights Public Works Department. A total of **974** hours were completed saving Public Works **\$19,538.44** in labor cost.

Alternative to Jail/Home Detention Referrals:

- As of December 31, 2016, 12 defendants were referred to the Home Detention Program Sponsored by COURTMON. Each defendant paid a \$25.00 registration fee. Total fees collected \$300.00. These funds are used to assist in supporting indigent defendants referred to this and other community control based service providers.

IN AN OFFICIAL CAPACITY DURING 2015



A. Deane Buchanan, Judge
Georgeann Schmidt, Magistrate
Juanita Bryant, Court Administrator/Chief Bailiff
Sandra Draper Berry, Clerk

Larry Allen, Retired Assigned Judge
Mabel Jasper, Retired Assigned Judge

Russell Baron
Alan Kraus
Mark L Hoffman
James J. Costello
Acting Judge

Lincoln Scott, Housing & Special Projects Coordinator
Richard Baker, Court Security

Lawrence Jasper, Deputy Bailiff
Cassandra Jones, Deputy Bailiff
Virginia Journee', Deputy Bailiff
Eugene Thompson, Deputy Bailiff

William Gibson, Chief Probation Officer
Ernest Jones Jr., Probation Officer
Emily Stanley, Probation Officer
Clovice Ramsey, Probation Administrative Assistant

Karen Szekely, Chief Deputy Clerk
Lisa Walker, Chief Deputy Clerk
Arlene Frierson, Deputy Clerk
Sarena Hudson, Deputy Clerk
Antionette Jones, Deputy Clerk
Carole Motyka, Deputy Clerk
Lorraine Mumaw
Maria Parker, Deputy Clerk
Samira Parker, Deputy Clerk
Kimberly Rudolph, Deputy Clerk
Jasmine Vaughn

