

BARBERTON MUNICIPAL COURT

2021
ANNUAL REPORT

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Barberton Municipal Court

576 West Park Avenue, Barberton, Ohio 44203

Judge Todd McKenney
Nancy Collin, Bailiff

Judge Jill Flagg Lanzinger
Megann Eberhart

Diana Stevenson, Clerk of Court

Dear Public Official:

Pursuant to Ohio Revised Code Section 1901.14(A)(4), we are pleased to submit the Barberton Municipal Court 2021 Annual Report for your consideration. The report reflects the Barberton Municipal Court's activities and financials in 2021.

One of the highlights of 2021 included the continuing use of virtual technology affording access to the public. Put in place during the height of the COVID-19 pandemic, we continue to utilize this technology to make the Court more accessible to all.

We are also proud of the continuing efforts of our Specialized Docket Courts. Both our Adult Drug Court and Adult Mental Health Court dockets received final re-certification from the Ohio Supreme Court. The operations and review were completed through both virtual and in-person operations. These specialized docket courts have now received certification enabling continued assistance for those in need for the next three years.

We are also proud to announce that we continue to receive grant funding to aid in providing services under our Barberton Municipal specialized docket courts for Recovery Support, assessment and treatment.

Another highlight of 2021 included the expansion of our efforts to assist those needing to reinstate, or otherwise obtain, valid Ohio driving privileges. Our probation department's S.L.I.P. program offers individuals an opportunity to address drivers license suspension issues and saw a continued increase in participation during 2021.

We look forward to continuing our progress in 2022 and thank you for your continued cooperation and support.

Respectfully,

Todd McKenney
Presiding Judge

Jill Flagg Lanzinger
Judge

Diana Stevenson
Clerk of Court

JURISDICTION AND ORGANIZATION

The Barberton Municipal Court District includes the residents of the following seven Summit County, Ohio communities:

City of Barberton
City of Green
City of New Franklin
City of Norton
Village of Clinton
Copley Township
Coventry Township

The Barberton Municipal Court is the court of original jurisdiction for the seven communities within its territory, as established by Section 1901.02 of the Ohio Revised Code. The Court is served by two elected judges and one elected Clerk of Courts, each of whom serve terms of six years.

The jurisdiction of the Court includes traffic, criminal, and civil cases. The Court hears misdemeanor criminal and traffic cases, with felony cases initially arraigned in the court and then bound over to the Common Pleas Court. Civil cases involving contested dollar amounts not exceeding \$15,000 are heard in the Court, as are eviction cases and small claims cases up to \$6,000.



JUDGE TODD MCKENNEY



A life-long area resident, Judge Todd McKenney graduated from Manchester High School in 1982. He then graduated Magna Cum Laude, from Hiram College in 1986. He went on to earn his Juris Doctorate degree from the Ohio State University College of Law in 1989 and was thereafter admitted to the Ohio Bar. Judge McKenney is also licensed to practice in the Northern and Southern Districts of Ohio and the U.S. Sixth Circuit Court of Appeals.

From 1989 to 1991 and again from 2005 to 2007, Judge McKenney served as the Judicial Law Clerk to the Honorable David D. Dowd, Jr. in the United States District Court for the Northern District of Ohio. During his extensive legal career, Judge McKenney has practiced law with the firms of Black, McCuskey, Souers and Arbaugh and most recently with Leiby, Hanna, Rasnick, Towne, Evanchan, Palmisano & Hobson. He is also an ordained pastor serving at The Chapel in Akron and Green.

Judge McKenney has served the residents of the Barberton Municipal Court District in the past as a New Franklin City Council member, State Representative for the 43rd District of Ohio and Judge of the Summit County Common Pleas Court in both Probate and General Divisions and at the Barberton Municipal Court originally in 2014. Judge McKenney was appointed to the Court again in 2017 and was elected to a full 6-year term in November 2017.

Judge McKenney has been active in the community and has been the recipient of several awards recognizing his community involvement, including the 2013 Liberty Bell Award. This award from the Akron Bar Association is for promoting a better understanding of the rule of law, encouraging a greater respect for law and the courts, stimulating a sense of civic responsibility and contributing to good government in the community.

Judge McKenney serves on the Green Opiate Task Force, sits as President-elect of the Magic City Kiwanis (2018-2019), and is a member of the Barberton Rotary Club. He serves on the boards of Faithful Servants (free medical clinic) and Mission USA Disaster Relief and as a member of the Akron Bar Association. Judge McKenney is currently serving as Senior Pastor of the Akron Chinese Christian Church.

Judge McKenney formerly served on the Board of the International Institute of Akron, Youth Excellence Performing Arts Workshop (YEPAW) for African-American Teen Leadership, Akron Area YMCA Trustee, Green Family YMCA Advisory Board, Lake Anna YMCA Capital Campaign and Love Akron.

Judge McKenney is a lifelong resident of Summit County. He and his wife, Summit County Councilwoman Bethany McKenney, have two teenage children.

JUDGE JILL FLAGG LANZINGER



Judge Jill Flagg Lanzinger is a judge at the Barberton Municipal Court. Judge Lanzinger began her service as judge at the Barberton Municipal Court in February of 2015. In 2015, Judge Lanzinger founded and presided over the Barberton Municipal Drug Court. Judge Lanzinger now presides over the Mental Health Court. Judge Lanzinger served as judge for over two years at the Summit County Common Pleas Court and served as a magistrate at the Akron Municipal Court.

Judge Jill Flagg Lanzinger graduated from Heidelberg College cum laude with a Bachelor of Arts in Psychology and Political Science. In 2004, Judge Lanzinger received her Law Degree cum laude from the University of Akron School of Law. Judge Lanzinger was an associate editor of the Law Review at University of Akron School of Law, an honor reserved for students whose grades fall in the top 15 percent of their law school class or students who have demonstrated excellent writing skills. Judge Lanzinger served as a judicial law clerk to the Honorable Judge Alison McCarty in the Akron Municipal Court. Judge Lanzinger also worked at the Stark County Prosecutor's Office, handling traffic and criminal matters involving juvenile offenders.

Judge Lanzinger has been a strong advocate for abused children. She served as Guardian ad Litem in the Summit County Juvenile Court. Judge Lanzinger is a published writer on the subject of childhood sexual abuse litigation. As an advocate, Judge Lanzinger won an appeal at Ohio Supreme Court that enhanced the rights of childhood sexual abuse victims. As a private practitioner, Judge Lanzinger acted as counsel in numerous jury and bench trials at both the federal and state level. Her practice included research, writing, and appellate work, arguing before the Ninth District, Tenth District, and Eleventh District Court of Appeals and the Ohio Supreme Court. Judge Lanzinger was a member of the Ohio Bar, Illinois Bar and was admitted to practice before the Federal Courts of the Northern District of Ohio, Northern District of Illinois, and Southern District of Ohio. Judge Lanzinger is a graduate of the Trial Lawyers College and taught at the Trial Lawyers College as a faculty member.

Judge Flagg Lanzinger is married to her husband, Dr. William Lanzinger, M.D. They have been married for over 19 years and reside in Green/Portage Lakes. Judge Lanzinger is an avid runner who has completed four full marathons and at least a dozen half marathons. Judge Lanzinger is active in her community, serving on the board of two charitable organizations, the Portage Lakes Advisory Council and the Polar Bear Club (Polar Bear Jump). Additionally, Judge Lanzinger is a member of the Portage Lakes Kiwanis, the Magic City Kiwanis, the Akron Rotary, and the Green Opiate Task Force. Judge Lanzinger is a member Akron Bar Association and is an Akron Bar Foundation Fellow.

DIANA STEVENSON CLERK OF COURT



Diana Stevenson has served the communities of Barberton, Norton, Green, New Franklin, Copley, Coventry and Clinton as the Clerk of the Barberton Municipal Court since January 2012. Diana strives for her office to provide the best service to all the citizens who have business with the court. She continues to advance the court in its use of technology in order to enhance the efficiency and quality of the administration of justice.

Diana is a member of the Ohio Association of Municipal/County Court Clerks and also holds a certificate from the National Center for State Courts, Court Management Program. Additionally, she will receive her certificate as a Certified Court Executive in 2021.

Diana has a long history of public service in the Court system. After graduating from The University of Akron School of Law in 1992, Diana served various courts as a judicial attorney, including the Supreme Court of Ohio, the Summit County Probate Court and the Stark County Common Pleas Court. She also served 12 years as a Magistrate in Summit County Probate Court.

Diana is also an active member of our community. She is a member of Magic City Kiwanis as well as a past Lieutenant Governor of Ohio Kiwanis International. She serves as Vice Chair of the Tuscora Park Health and Wellness Board and is a member of the University of Akron Economics Advisory Board. Diana is also a Fellow of the Akron Bar Association.

COURT PERSONNEL



Judge Todd McKenney

Presiding/Administrative Judge
Bailiff Nancy Collin

Judge Jill Flagg Lanzinger

Bailiff Megann Eberhart

Magistrate Andrew Peck

Bob Incorvati, Court Administrator

Bill Braman, Court Service Bailiff

Bob Davis, Court Security Bailiff

Frank Kalapodis, Court Security Bailiff

Rebecca Dilbeck, Chief Probation Officer

Paul Webb, Senior Probation Officer

Renee Loshark, Senior Probation Officer

Kristina Taylor, Probation Officer

CLERK OF COURTS PERSONNEL

Diana Stevenson **Clerk of Court**

Katie Wilkins, Chief Deputy Clerk - Finance

Caitlin Dennis, Chief Deputy Clerk - Supervisor

Deputy Clerks

Ashley Carr	Civil Division Senior Clerk
Emily Bishop	Traffic Division Clerk
Stephanie Bowen	Cashier Clerk
Melodie Bruckmann	Traffic Division Clerk
Marina Dopudj	Criminal Division Clerk
Mike Downey	Cashier Clerk
Ashton Foutty	Disposition Clerk
Daniel Lewis	Records Clerk
Donna Woodruff	Civil Division Clerk



PROBATION DEPARTMENT

The primary role of the Barberton Probation Department is community control supervision of offenders and enforcement of court orders. The Department performs several other functions for the court including random drug and alcohol testing of offenders, conducting presentence investigations, preparing sealing of records recommendations, and compliance with court orders related to assessment, treatment, employment, and restitution. As alternatives to jail sentence dispositions are sought, the probation department continues to expand its role in serving the court and community.

In 2021, the Barberton Probation Department recognized the following achievements:

- Chief Probation Officer Rebecca Dilbeck oversaw the expansion of agency referral services and incarceration alternatives to better assist those with a variety of needs. Consistently meeting the challenge to find appropriate services for those served by the department.
- Chief Probation Officer Rebecca Dilbeck and Probation Officer Paul Webb expanded their responsibilities as they undertook assisting Judge McKenney with the Barberton Municipal Court Drug Court programming.
- Senior Probation Officer Renee Loshark expanded her role to include overseeing the Adult Mental Health Court Specialized Docket and bringing expanded capabilities to the program.

SLIP Program 201 Participant Referrals

The Barberton Municipal Court continues to provide assistance to Ohio drivers seeking to reinstate valid driving privileges and saw a marked increase in participation during 2021. SLIP participants are guided through their individual reinstatement requirements and given an opportunity to benefit in a diversion program setting.

Court Sentenced House Arrest	588
Presentence Investigations Performed	214
Offenders Placed on Probation	68
Outside Agency Assessments	240
Diversion Program Placements	103
Sealing of Records/Expungements	292



SPECIALIZED DOCKETS

Barberton Municipal Drug Court

In February 2016, the Barberton Municipal Court received certification from the Ohio Supreme Court to begin a specialized docket Drug Court program. Upon assuming responsibility for handling the Drug Court docket in 2017, Judge Todd McKenney sought and received ongoing Final Certification from the Ohio Supreme Court ensuring the program would continue to assist those struggling with opioid and similar addictions.

Under Judge McKenney's guidance the Barberton Municipal Drug Court continues to grow and serve those in need of addiction services. Participation expanded in 2022 and new members continue to benefit from the expanded services provided in this specialized docket program.

Drug Court is a minimum of 18 months and a maximum of 2 years. Participants are required to maintain a year of sobriety and are subject to random alcohol and drug screens. The Drug Court Program consists of four (4) phases. These phases are used as guidelines that can be modified to meet Participant's specific needs. Participant is required to frequently report to the Drug Court Judge and other treatment team members for compliance monitoring, assistance with treatment plans, and random alcohol and drug testing.

Today, there are 11 Drug Court participants with new potential participants are being screened weekly. Most importantly, the individuals that are able to participate in the Barberton Drug Court are on the road to recovery and a productive, crime free future.

2021 also saw the successful graduation of Drug Court participants. In a proud series of successful completions, several drug court participants met their goals and graduated from the Drug Court program. Congratulations to them!

Adult Mental Health Court

In 2013, the Barberton Municipal Court began its first Specialized Docket to help those with mental disabilities.

In 2021, under the guidance of Judge Jill Flagg Lanzinger, the Supreme Court of Ohio issued certification of this important specialized docket court.

The Barberton Municipal Adult Mental Health Court provides safe, effective treatment and supervision to eligible participants.

Mental Health Court serves to motivate individuals to connect to community-based treatment services while the court monitors their progress and ensures public safety.

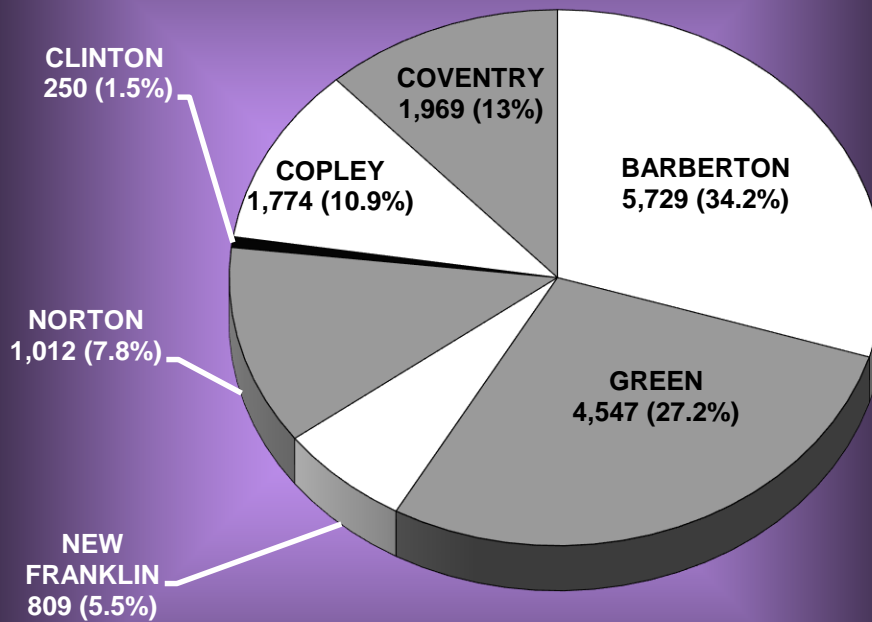
The goals of the Barberton Mental Health Court are to:

1. reduce recidivism;
2. improve public safety;
3. promote fair and equitable treatment of adult offenders that suffer with a mental disability or illness;
4. reduce the costs of prosecution and incarceration to taxpayers;
5. improve defendants access to public mental health treatment services as well as other community resources;
6. enhance collaboration between criminal justice agencies and the mental health system to better serve those with mental illness, and
7. improve the quality of life of mentally ill defendants.

2021 CASES FILED BY COMMUNITY

	TRAFFIC	CRIMINAL	CIVIL	PARKING	TOTAL	
	CASES	CASES	CASES	CASES	CASES	%
BARBERTON	1282	1239	823	613	3957	29.8%
GREEN	2919	520	330	2	3771	28.4%
NEW FRANKLIN	408	197	234	35	874	6.6%
NORTON	1046	415	136	2	1599	12.0%
CLINTON	21	10	55	0	86	0.6%
COPLEY	636	573	223	0	1432	10.8%
COVENTRY	1006	387	171	0	1564	11.8%
TOTAL	7318	3341	1972	652	13,283	100%

2021 CASES FILED BY COMMUNITY



CASES FILED 2014 - 2021

CASE TYPE	2021	2020	2019	2018	2017	2016	2015
Criminal Division							
Felony (CRA)	951	782	824	891	876	731	601
Misdemeanor (CRB)	2,386	2,321	2,530	2,522	2,585	2,484	2,341
Criminal Total	3,337	3103	3,354	3,413	3,461	3,215	2,942
Traffic Division							
OVI (TRC)	448	372	387	347	421	556	524
Regular (TRD)	6,902	6,449	6,582	6,577	8,300	7,514	6,742
Traffic Total	7,350	6,821	6,969	6,924	8,721	8,070	7,266
Civil Division							
Property Damage Personal Injury (CVE)	15	23	29	23	21	45	26
Contracts (CVF)	1,249	1,267	1,720	1,436	1,339	1,045	1,183
Evictions (CVG)	467	386	540	558	519	556	584
Other (CVH)	90	99	118	120	118	266	302
Small Claims (CVI)	151	140	159	173	157	174	269
Civil Total	1,972	1,914	2,566	2,310	2,154	2,086	2,364
Parking Division							
Barberton Police	608	769	949	1,045	1,458	1,223	1,475
New Franklin	3	-	-	-	-	-	-
Norton Police	2	9	7	-	-	-	-
Summit County SO	35	2	12	5	5	8	29
Parking Total	648	780	968	1,050	1,463	1,231	1,486
GRAND TOTAL	13,307	12,618	13,857	13,697	15,799	14,602	14,058

2021 COURT RECEIPTS

	CRIMINAL / TRAFFIC DIVISION	CIVIL DIVISION	TOTAL
January	\$174,345.05	\$81,122.83	\$255,467.88
February	\$193,567.89	\$78,249.06	\$271,816.95
March	\$314,632.90	\$96,582.10	\$411,215.00
April	\$256,729.74	\$112,045.69	\$368,775.43
May	\$197,869.58	\$89,627.58	\$287,497.16
June	\$213,882.70	\$100,631.51	\$314,514.21
July	\$222,357.27	\$78,938.87	\$301,296.14
August	\$215,904.76	\$95,005.86	\$310,910.62
September	\$219,552.73	\$96,595.31	\$316,148.04
October	\$191,793.81	\$99,396.42	\$291,190.23
November	\$183,679.03	\$85,602.50	\$269,281.53
December	\$209,908.88	\$102,693.22	\$312,602.10
TOTAL:	\$2,594,224.34	\$1,116,490.95	\$3,710,715.29

2021 OPERATING STATEMENT

Municipal Court Operating Statement - General Fund			
Charges for Services			\$
101-0000-44110	Criminal Court Costs	322,115.41	
101-0000-44111	Civil Court Costs	249,729.73	
101-0000-44112	Criminal Bond Fees	5,450.27	
101-0000-44115	Municipal Court Bank Fees	(176.00)	
101-0000-44119	Misc. Municipal Courts	9,591.54	
101-0000-44120	Court Security	14.00	
101-0000-44122	Garnishment Fees	13,570.03	
101-0000-44124	Jury and Witness Fees	1,767.00	
Fines			
101-0000-45110	Court Fines	36,877.54	
101-0000-45111	45% Highway Patrol Fines	16,048.54	
101-0000-45116	Arresting Department DUI	2,259.00	
101-0000-45211	Unclaimed Funds	8,021.85	
Miscellaneous			
101-0000-48014	Restitution From Court	562.39	
101-0000-48015	Court Cost Apportionment	69,597.40	
101-0000-48024	Court Operating Fund Reimbursements	<u>450,000.00</u>	
Total Revenue		1,185,428.70	
Expenditures			
101-4120	Municipal Court Judges	457,417.63	
101-4121	Municipal Clerk of Courts	799,830.41	
101-4235	Probation	<u>215,398.06</u>	
Total Expenditures		1,472,646.10	

SPECIAL PROJECT FUNDS 2021

208	Probation Services		
		Beginning Balance	411,790.46
		Revenue	187,913.02
		Expenditures	(97,304.76)
		Encumbrances	<u>(14,316.39)</u>
		Unencumbered Balance	488,082.33
209	Special Projects-Operations		
		Beginning Balance	185,897.21
		Revenue	592,941.64
		Expenditures	(528,488.84)
		Encumbrances	<u>(11,855.50)</u>
		Unencumbered Balance	238,494.51
210	Computer Fund		
		Beginning Balance	573,054.54
		Revenue	108,331.44
		Expenditures	(95,187.43)
		Encumbrances	<u>(21,439.53)</u>
		Unencumbered Balance	564,759.02
211	Special Projects-Buildings		
		Beginning Balance	2,668,258.90
		Revenue	228,085.85
		Expenditures	(46,020.47)
		Encumbrances	<u>(6,120.00)</u>
		Unencumbered Balance	2,844,204.28
214	Computer Legal Research		
		Beginning Balance	111,076.93
		Revenue	31,762.18
		Expenditures	(39,231.83)
		Encumbrances	<u>(2,009.09)</u>
		Unencumbered Balance	101,598.19

DISBURSEMENTS TO CITY OF BARBERTON

	TOTAL
<i>Criminal / Traffic Division</i>	
Criminal/ Traffic Court Costs	325,473.46
City Fines	38,260.94
Drug Fines	1,030.00
45% of OSP Fines	28,644.97
OVI Arresting Agency Costs	2,198.50
OVI Indigent Costs	10,262.10
10% Bond Fee	5,686.57
Jury and Witness Fees	2,450.00
Copy Fees / Misc.	264.17
Court Security Fund	14.00
Special Project Fund-Computer	90,327.35
Computer Legal Research	26,350.30
Special Project Fund-Operations	575,034.97
Credit Card Fees	24.00
Special Project Fund-Building	189,636.36
Indigent Alcohol Treatment Fund	8,645.50
Indigent Interlock Fund	15,179.29
Immobilization Fees	3,600.00
Probation Services Fund	89,676.91
Expungement Fees	320.00
Criminal / Traffic Subtotal	1,413,079.39
Credit Card Fees Back-Out	50.00
Misc. Adjustment Back-Out	0.00
CRIMINAL / TRAFFIC TOTAL	1,413,029.39
<i>Civil Division</i>	
Civil Court Costs	253,179.42
Special Project Fund-General	23,155.00
1% Legal Aid	463.92
Marriage Fees	9,560.00
Special Project Fund-Computer	18,700.00
Computer Legal Research	5,604.00
Copy Fees / Misc. and Jury	89.00
Special Project Fund-Building	37,386.00
2% Garnishment Fees	13,302.48
Civil Subtotal	361,439.82
Credit Card Fees Back-Out	0.00
Mis. Adjustment Back-Out	0.00
CIVIL TOTAL	361,439.82
CITY OF BARBERTON TOTAL	1,774,469.21

DISBURSEMENTS TO SUMMIT COUNTY

Disbursements to Summit County Fiscal Officer		
Witness Fees Collected	25.70	
County Regular Fines	152,804.68	
County Uniform Fines	116,905.76	
OVI Housing	25,879.43	
Sheriff Drug Fines	954.00	
10% of OSP Fines	7,156.69	
50% of Liquor Fines	1,069.80	
Sheriff OVI Arresting Agency Fines	3,072.90	
Jury Fees	0.00	
Lakes Fines	612.00	
Expungement Fees	<u>2,080.00</u>	
SUMMIT COUNTY FISCAL OFFICER TOTAL	310,560.96	
Other County Disbursements		
Crimestopper Fees Collected	1,424.50	
Public Defender Fees Collected	<u>11,062.95</u>	
OTHER COUNTY TOTAL	12,487.45	

DISBURSEMENTS TO STATE OF OHIO

Disbursements to Ohio Treasurer	
Victims of Crime Costs	66,433.02
General Revenue Costs	5,010.00
Expungement Costs	35,765.39
45% of OSP Fines	1,069.80
50% of Liquor Fines	16,126.00
Seat Belt Fines	309.00
Highway Safety Fund	4,068.64
Ind Def Support Fund Fine (IDSF)	30,251.50
Ind Def Support Fund Cost (IDFC)	178,196.17
Drug Enforcement Fund (DEFC)	4,008.20
Justice Program Sevice Fund (JPSF)	185.00
Ignition Interlock Fund (IIFS)	19,625.80
Ind Def Support Fund (FBB)	575.90
Criminal / Traffic Subtotal	361,624.42
99% Legal Aid (from Civil Division)	45,928.08
OHIO TREASURER TOTAL	407,552.50
Other State Disbursements	
OSP Drug Fines	591.00
OSP OVI Arresting Agency Fines	1,363.00
Board of Pharmacy Fines	4,750.40
BMV Fees	1,721.15
OTHER STATE OF OHIO TOTAL	8,425.55

DISBURSEMENTS TO OTHER ENTITIES

Disbursements to Other Entities	
City of Green Ordinance Fines	42,996.30
Copley Police OVI Fines	11,973.00
Copley Police Drug Fines	1,685.00
Copley Police Subtotal	13,658.00
MetroParks	0.00
New Franklin Police OVI Fines	1,754.00
New Franklin Police Drug Fines	495.00
New Franklin Police Subtotal	2,249.00
City of Norton Ordinance Fines	10,198.00
Norton Police OVI Fines	1,413.70
Norton Police Drug Fines	1,227.00
Norton Local Court Transfer Fee	45.00
Norton Subtotal	12,883.70
State Wildlife	132.00
State Watercraft	87.00
State Parks	2,732.50
ODNR Subtotal	5,684.00
Humane Society	301.00
Collection Agency	166,105.76
Ohio Department of Taxation	0.00
Sheriff Fees	6,543.33
Criminal / Traffic Division Subtotal	247,688.59
Akron Legal News (Civil)	21,475.00
OTHER ENTITY TOTAL	269,613.59