

DELAWARE MUNICIPAL COURT

2020 ANNUAL REPORT

Serving All of Delaware County



MARIANNE T. HEMMETER
Judge

KYLE E. ROHRER
Judge

CINDY DINOVO
Clerk of Court

Justice Center ♦ 70 North Union Street ♦ Delaware, Ohio, 43015
www.municipalcourt.org

IN THE DELAWARE MUNICIPAL COURT OF DELAWARE COUNTY, OHIO

Justice Center • 70 North Union Street, Delaware, Ohio 43015 • Voice: 740.203.1570 • Facsimile: 740.203.1599 •
www.municipalcourt.org

Marianne T. Hemmeter
JUDGE

Kyle E. Rohrer
JUDGE

March 30, 2021

Delaware City Council Members
City Hall
1 South Sandusky Street
Delaware, Ohio 43015

The Board of County Commissioners
101 North Sandusky Street
Delaware, Ohio 43015

Dear Public Officials:

Pursuant to Ohio Revised Code Section 1901.14(A)(4), the Annual Report of the Delaware Municipal Court for the year 2020 is hereby submitted for your consideration.

This Annual Report is compiled from original records of the Court, which are available for examination.

Should you have any questions about the report, please feel free to contact the Court.

Respectfully submitted,



Marianne T. Hemmeter
Administrative Judge

cc: Delaware City Manager
Finance Director of the City of Delaware
Delaware County Administrator
Delaware County Auditor

Serving Delaware County
Web Site Address: www.municipalcourt.org

MUNICIPAL COURT JUSTICE CENTER MAIN NUMBER: (740) 203-1500 • FAX LINE: (740) 203-1599
JUDGE'S CHAMBERS: (740) 203-1501 • JURY SERVICE NUMBER: (740) 203-1513 • OFFICE OF COMMUNITY CONTROL: (740) 203-1525
CLERK OF COURT: (740) 203-1550 • CRIMINAL/TRAFFIC DIVISION: (740) 203-1570 • CIVIL/SMALL CLAIMS DIVISION: (740) 203-1560

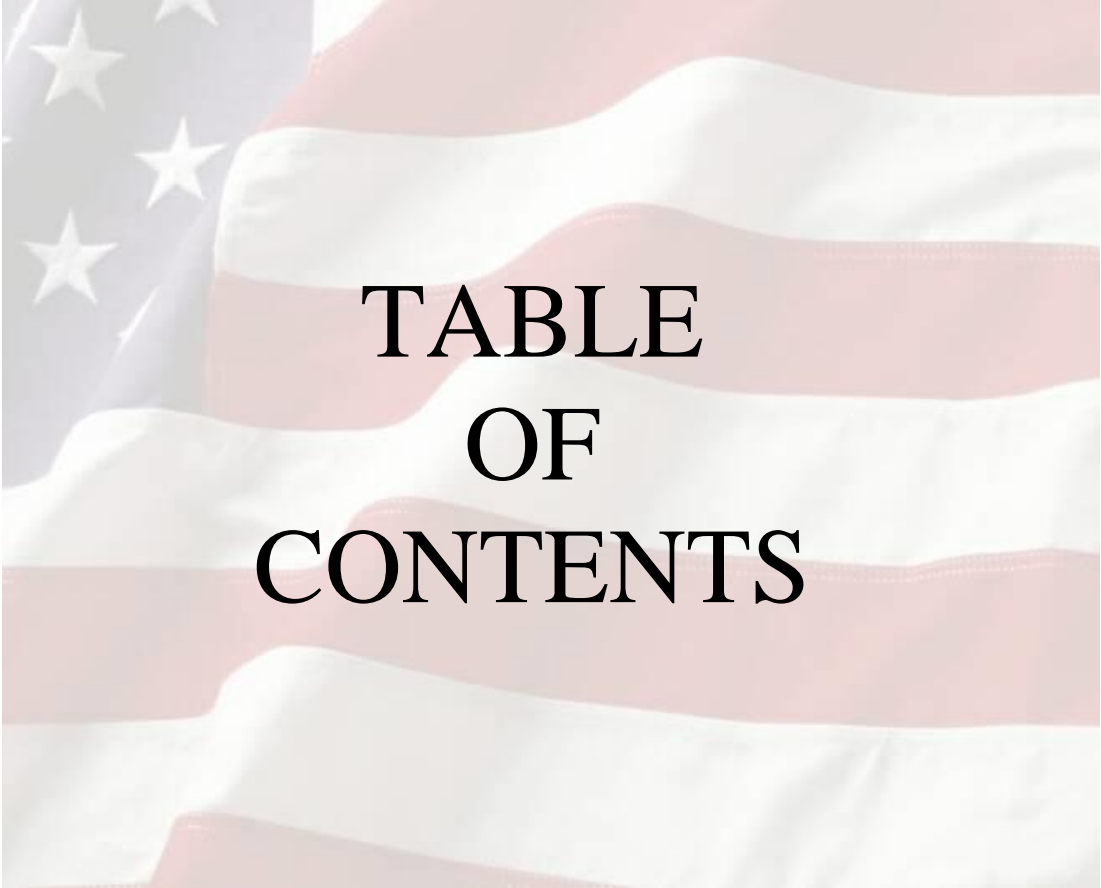
The background of the page is a close-up, slightly blurred image of the United States flag, showing the stars and stripes in a wavy pattern. The colors are muted, with a soft red and white for the stripes and a light blue for the canton with white stars.

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DELAWARE MUNICIPAL COURT

JUDICIAL STAFF

Marianne T. HemmeterJudge
Kyle E. Rohrer.....Judge
Kevin L. PelandaMagistrate
Amanda Bunner.....Magistrate - Part-Time

ADMINISTRATIVE STAFF

Pat Dattilo Administrative Assistant/Assignment Commissioner
Rick Fair..... Administrative Assistant/Jury Commissioner - Part-Time
Anna Travis..... Assignment Commissioner/Jury Commissioner
Donna Brewer Bailiff/Security Officer
Shawn Craig..... Bailiff/Security Officer - Part-Time
Phil Gehrisch..... Bailiff/Security Officer (resigned 12-20)
Ron Kuszmaul..... Bailiff/Security Officer
John Thompson..... Bailiff/Security Officer
Bob Wery Bailiff/Security Officer - Part-Time
Pat Yankie Bailiff/Security Officer
Douglas Staugler..... Chief/Office of Community Control
Kurt Olson..... Deputy Chief/Office of Community Control
Lindsey Blue Community Control Officer
Andrew Conway Community Control Officer
Sarah Fitzgerald Community Control Officer
Bruce Orlov..... Community Control Officer
Eric Sowers Mission Court Mentor Coordinator - Part-Time
Jennifer Stamolis..... Community Control Officer-OVI/Mission Court Docket
Coordinator
Carrie Mattox Office Assistant/Office of Community Control

The following is a list of Judges who have served, or who are presently serving at the Delaware Municipal Court:

DELAWARE MUNICIPAL COURT JUDGES

Henry W. Wolf	01/01/54 - 04/01/55
John R. Anderson	04/02/55 - 08/15/58
Franklin Wright	08/16/58 - 12/31/59
Peter Vatsures	01/01/60 - 12/31/65
Thomas C. Clark	01/01/66 - 12/31/71
Nino Sferrella	01/01/72 - 12/31/77
William Taylor	01/01/78 - 12/31/83
Everett Krueger	01/01/84 - 12/31/93
Jeffrey Burkam	01/01/94 - 12/31/95
Michael Hoague	01/01/96 - 12/31/01
David P. Sunderman	01/01/02 - 12/31/19
David M. Gormley	01/02/08 - 02/06/15
Marianne T. Hemmeter	02/17/15 - 01/01/2026
Kyle E. Rohrer	01/01/20 - 12/31/2025

MISSION STATEMENT

- ❖ To fairly and properly administer justice throughout Delaware County and serve those persons who come before the Court in a courteous and professional manner.
- ❖ To assure that all persons coming before the Court are treated equitably.
- ❖ To provide a forum through which persons can have their disputes resolved.

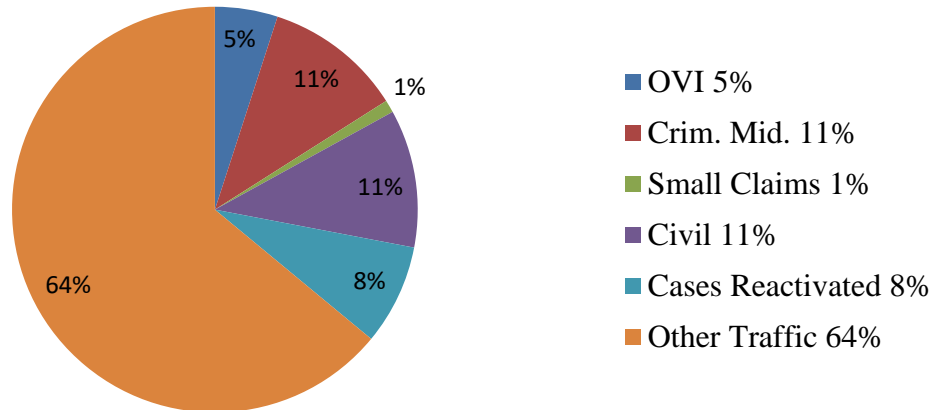
AUTHORITY AND JURISDICTION

The Delaware Municipal Court was created by the Ohio General Assembly in 1952. The Court hears cases from throughout Delaware County, and it has the authority to hear the following kinds of cases:

Misdemeanor Cases	- Through Final Determination
Traffic and Parking Violations	
Civil Actions	- Up to \$15,000.00
Small Claims Actions	- Up to \$6,000.00
Administrative Appeals	- BMV Cases

The judges preside over civil, criminal, and traffic cases and conduct jury and non-jury trials. In jury trials, the judges interpret the law and the jury determines the factual matters. In non-jury trials, by far the more common, the judges have the dual role of interpreting the law and determining the facts. The judges conduct criminal arraignments; set bond on criminal charges; issue search warrants; and impose sentence when a defendant is found guilty of a traffic or criminal charge. The judges hear civil cases where the amount in controversy is \$15,000.00 or less. In addition, the judges perform civil wedding ceremonies.

Summary of 2020 New and Reactivated Cases



SEARCH WARRANT HEARINGS

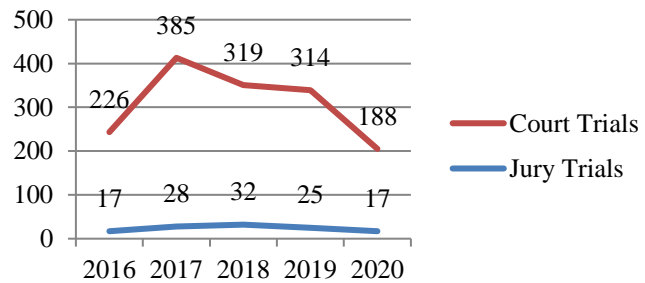
2012	2013	2014	2015	2016	2017	2018	2019	2020
149	204	184	196	221	221	270	310	394

STATISTICS

2020 STATISTICS

Jury Trials	17
Court Trials	188
OVI Cases (State/City/Village Codes)	727
Total New Cases Filed	14,542
Total Cases Resolved	16,549

Jury Trials and Court Trials Five Year Comparison



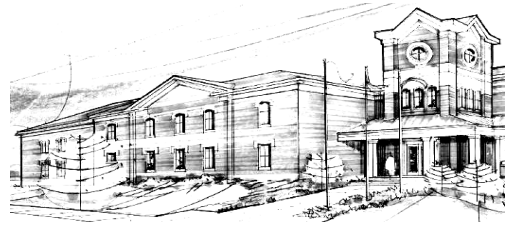
WEDDINGS

Judges Rohrer and Hemmeter are authorized to conduct marriage ceremonies in Delaware County. One of the parties must be a Delaware County resident. The parties must obtain their marriage license from the Delaware County Probate Court prior to the ceremony. In 2020, a total of 33 marriage ceremonies were performed at the Delaware Municipal Court.



**CLERK OF
COURT**

DELAWARE MUNICIPAL CLERK OF COURT OFFICE
CINDY DINOVO
CLERK OF COURT
DELAWARE MUNICIPAL COURT
70 N. UNION ST.
DELAWARE, OHIO 43015



March 30, 2021

Delaware City Council Members
City Hall
1 S. Sandusky Street
Delaware, Ohio 43015

and

The Board of County Commissioners
101 N. Sandusky Street
Delaware, Ohio 43015

Dear Public Officials,

The following pages contain the case activity, financial receipts, and disbursements for 2020. Pursuant to 1901.31 O.R.C. two of the main duties my office is responsible for is maintaining the public records and receipting and disbursing all monies collected.

If you have any questions regarding the information, please feel free to contact me.

Respectfully submitted,




Cindy Dinovo
Clerk of Court

Serving Delaware County
Website Address: www.municipalcourt.org

CIVIL (740) 203-1560

CRIMINAL (740) 203-1570

FAX (740) 203-1599

The background of the image is a close-up, slightly blurred view of the American flag, showing the red and white stripes and the blue field with white stars. The flag appears to be waving or draped. The text "CASE ACTIVITY" is centered over the flag in a bold, black, serif font.

CASE ACTIVITY

CASE ACTIVITY

CASE ACTIVITY - CASE LOAD SUMMARY

Five Year Comparison

Year	2016	2017	2018	2019	2020	2019-20 % Increase or Decrease
Cases Pending Start of the Year	2,202	1,906	2,397	2,154	2,119	-1.62%
<u>New Cases Filed</u>						
Felony	327	330	304	253	0	-100%
Criminal Misdemeanor	3,336	3,093	3,120	2,580	1,649	-36.08%
OVI	931	1,045	998	922	727	-21.14%
Other Traffic	19,325	21,903	18,024	15,832	10,157	-35.84%
Civil	1,557	1,794	2,129	2,360	1,805	-23.51%
Small Claims	264	291	289	243	204	-16.04%
Total New Cases Filed	25,740	28,456	24,864	22,190	14,542	-34.46%
Old Cases Reactivated	1,980	2,234	2,135	2,076	1,634	-21.29%
Total Cases Open During Year	29,922	32,596	29,396	26,420	17,627	-33.28%
<u>Terminations by:</u>						
Court Trial	226	385	319	314	188	-40.12%
Jury Trial	17	30	34	27	17	-37.03%
Waiver	15,029	16,559	13,429	11,738	7,327	-37.57%
Other Means	12,744	13,225	13,460	12,222	9,017	-26.23%
Total Terminations	28,016	30,199	27,242	24,301	16,549	-31.89%
Cases Pending End of Year	1,906	2,397	2,154	2,119	1,078	-49.12%

FILINGS PER AGENCY
Criminal Division 2020

Agency Breakdown	Criminal	OVI	Traffic	Other ¹	Total Filings	% of Total
Alum Creek State Park			1		1	0.01%
Ashley Police Dept	27	10	60		97	0.75%
Attorney General's Office				1	1	0.01%
Columbus Police Dept				2	2	0.02%
County Dog Warden	34				34	0.26%
Delaware City Income Tax	57				57	0.44%
Delaware City Prosecutor	3			1	4	0.03%
Delaware Co. Drug Task Force				8	8	0.06%
Delaware Code Enforcement	2				2	0.02%
Delaware County Prosecutor	5				5	0.04%
Delaware County Sheriff	530	134	1443	109	2216	17.13%
Delaware Police Dept	462	64	779	191	1496	11.57%
Div. of Parks and Watercraft	47		3	1	51	0.39%
Division of Wildlife	17				17	0.13%
Dublin Police Dept	1	2	2	1	6	0.05%
Genoa Township Police Dept	67	32	289	11	399	3.09%
Hilliard Police Dept				2	2	0.02%
Ohio Dept of Public Safety	4				4	0.03%
Ohio Dept of Taxation	1				1	0.01%
Ohio State Highway Patrol	214	432	7340	18	8004	61.89%
Plain City Police Dept				1	1	0.01%
Powell Police Dept	56	11	145	18	230	1.78%
Preservation Park District	11				11	0.09%
Shawnee Hills Code Enforcement	4				4	0.03%
Shawnee Hills Police Dept	5		33	2	40	0.31%
Sunbury Police Department	47	10	18	3	78	0.60%
Westerville Police Dept	55	31	44	24	154	1.19%
Miscellaneous ²		1		7	8	0.06%
Total	1649	727	10157	400	12933	100%

¹ Other includes bond hearings, extraditions, parking tickets, search warrants, and miscellaneous.

² Miscellaneous includes other agencies for bond transfers, search warrants, etc.

The background of the image is a stylized, semi-transparent American flag. The stars and stripes are visible but faded, serving as a backdrop for the text. The text is centered and reads "FINANCIAL STATEMENTS" in a bold, black, serif font, arranged in two lines.

**FINANCIAL
STATEMENTS**

DELAWARE MUNICIPAL COURT - 2020 FINANCIAL STATEMENTS SUMMARY

Criminal Division	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
City of Delaware	0.00	1,871,806.77	1,871,806.77	0.00
Delaware County	0.00	354,805.03	354,805.03	0.00
State of Ohio	0.00	598,022.86	598,022.86	0.00
Other Municipalities	0.00	8,292.73	8,292.73	0.00
Other Agencies	0.00	18,875.00	18,875.00	0.00
Collection Fees	0.00	114,662.46	114,662.46	0.00
Bond	191,566.79	161,063.33	194,512.42	158,142.70
Juror/Witness	2,238.50	24,660.82	24,837.76	2,061.56
Subtotal	193,805.29	3,152,189.00	3,185,815.03	160,204.26

Civil Division	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Civil	39,449.52	1,069,968.39	1,091,192.90	18,225.01
Rent Escrow	4,769.00	18,378.34	11,722.34	11,425.00
Subtotal	44,218.52	1,088,346.73	1,102,915.24	29,650.01

Grand Total	238,023.81	4,240,535.73	2,082,899.79	189,854.27
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CRIMINAL DIVISION 2020

(Receipts + Adjustments)

City of Delaware	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Ordinance Fines	0.00	24,454.59	24,454.59	0.00
Ordinance Costs	0.00	44,904.64	44,904.64	0.00
Patrol Fines 40%	0.00	98,288.60	98,288.60	0.00
State Costs	0.00	1,012,944.98	1,012,944.98	0.00
Computer Fees	0.00	153,248.40	153,248.40	0.00
Expungement Fee	0.00	0.00	0.00	0.00
Credit Card Convenience Fee	0.00	0.00	0.00	0.00
Witness Fee	0.00	25.47	25.47	0.00
Diversion Fee	0.00	17,914.00	17,914.00	0.00
Delaware City Police OVI Fees	0.00	1,257.00	1,257.00	0.00
Delaware City Police Drug Fees	0.00	3,219.00	3,219.00	0.00
Indigent OVI Fund	0.00	12,676.47	12,676.47	0.00
Special Projects Fund	0.00	141,039.50	141,039.50	0.00
Special Projects Fund Indigent Immob.	0.00	19,049.00	19,049.00	0.00
Special Projects Fund Interlock SCRAM	0.00	122.50	122.50	0.00
Community Control Fees	0.00	295,451.22	295,451.22	0.00
Indigent Interlock & Alcohol Monitoring Fees	0.00	0.00	0.00	0.00
Indigent Alcohol Treatment	0.00	15,349.50	15,349.50	0.00
Immobilization Reimbursement	0.00	2,106.00	2,106.00	0.00
Copies	0.00	1,246.95	1,246.95	0.00
Overpayment	0.00	88.00	88.00	0.00
10% Bonds	0.00	8,782.50	8,782.50	0.00
Bond Unclaimed Funds	0.00	16,836.25	16,836.25	0.00
Interest	0.00	0.60	0.60	0.00
Jury Fees	0.00	360.00	360.00	0.00
Jury Witness Unclaimed	0.00	2,361.70	2,361.70	0.00
Traffic Safety Program	0.00	80.00	80.00	0.00
Total	0.00	1,871,806.77	1,871,806.77	0.00

CRIMINAL DIVISION 2020

(Receipts + Adjustments)

Delaware County	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Patrol Fines	0.00	24,309.80	24,309.80	0.00
State/County Fines	0.00	207,594.87	207,594.87	0.00
Delaware Sheriff Fees	0.00	9,432.50	9,432.50	0.00
Roads/Bridges Fines	0.00	24,435.75	24,435.75	0.00
Genoa Township Police Fines	0.00	14,878.00	14,878.00	0.00
Witness Fee	0.00	3,776.45	3,776.45	0.00
Jury Fee	0.00	3,397.66	3,397.66	0.00
Dog & Kennel Fee	0.00	2,272.00	2,272.00	0.00
Alum Creek State Park Fines	0.00	40.00	40.00	0.00
Expungement Fee	0.00	2,300.00	2,300.00	0.00
Liquor Control	0.00	1,187.10	1,187.10	0.00
County Handicapped Parking	0.00	350.00	350.00	0.00
Law Library	0.00	15,000.00	15,000.00	0.00
Delaware Sheriff OVI Fees	0.00	1,609.00	1,609.00	0.00
Delaware Sheriff Drug Fees	0.00	2,710.00	2,710.00	0.00
OVI Housing Fund	0.00	27,667.70	27,667.70	0.00
Public Defender Indigent App. Fee	0.00	13,884.20	13,884.20	0.00
Total	0.00	354,805.03	354,805.03	0.00

CRIMINAL DIVISION 2020

(Receipts + Adjustments)

State of Ohio	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Patrol Fines	0.00	122,870.42	122,870.42	0.00
Victim of Crime	0.00	83,370.00	83,370.00	0.00
Board of Pharmacy	0.00	10,487.59	10,487.59	0.00
Liquor Control	0.00	1,187.10	1,187.10	0.00
Seat Belt Fines	0.00	35,379.00	35,379.00	0.00
Child Restraint Fines	0.00	1,306.00	1,306.00	0.00
Expungement Fee	0.00	3,500.00	3,500.00	0.00
Ohio State Highway Patrol OVI Fees	0.00	7,847.00	7,847.00	0.00
Ohio State Highway Patrol Drug Fees	0.00	5,401.00	5,401.00	0.00
BMV Fee - Release of Forfeiture	0.00	15.00	15.00	0.00
BMV - Warrant Blocks	0.00	4,608.95	4,608.95	0.00
Indigent Defense Support Fund (from fines)	0.00	35,519.00	35,519.00	0.00
Indigent Defense Support Fund (from costs)	0.00	41,609.90	41,609.90	0.00
Indigent Defense Support Fund (from bonds)	0.00	215,698.47	215,698.47	0.00
Drug Law Enforcement Fund Costs	0.00	29,126.93	29,126.93	0.00
State OVI Interlock SCRAM Fee	0.00	122.50	122.50	0.00
State Public Defender Costs	0.00	-26.00	-26.00	0.00
Total	0.00	598,022.86	598,022.86	0.00

CRIMINAL DIVISION 2020

Other Municipalities	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Ashley Costs/Fines	0.00	614.75	614.75	0.00
Dublin Costs/Fines	0.00	500.00	500.00	0.00
Powell Costs/Fines	0.00	2,187.49	2,187.49	0.00
Shawnee Hills Costs/Fines	0.00	272.00	272.00	0.00
Sunbury Costs/Fines	0.00	3,121.15	3,121.15	0.00
Westerville Costs/Fines	0.00	1,597.34	1,597.34	0.00
Total	0.00	8,292.73	8,292.73	0.00

CRIMINAL DIVISION 2020

Other Agencies	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Department of Health	0.00	150.00	150.00	0.00
Division of Parks & Watercraft Costs/Fines	0.00	837.00	837.00	0.00
Genoa Township Fines	0.00	16,146.00	16,146.00	0.00
Humane Society Fines	0.00	100.00	100.00	0.00
Preservation Parks Delaware Co. Fines	0.00	193.00	193.00	0.00
Wildlife Fines	0.00	1,449.00	1,449.00	0.00
Total	0.00	18,875.00	18,875.00	0.00

CRIMINAL DIVISION 2020

Collection Fees	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Capital Recovery Systems Inc.	0.00	54,431.17	54,431.17	0.00
Mann & Carducci	0.00	38,173.12	38,173.12	0.00
Law Offices of Robert Schuerger	0.00	22,058.17	22,058.17	0.00
Total	0.00	114,662.46	114,662.46	0.00

Juror/Witness	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Juror	1,738.90	19,555.00	19,555.00	1,738.90
Witness	499.60	5,105.82	5,282.76	322.66
Total	2,238.50	24,660.82	24,837.76	2,061.56

Bond	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Bond Account	191,566.79	161,063.33	194,512.42	158,117.70
Total	191,566.79	161,063.33	194,512.42	158,117.70

Details of Bond Disbursements

Bond Unclaimed Fund	16,836.25
Court Costs to City	8,782.50
Bonds Released	<u>168,893.67</u>
Total Disbursements	194,512.42

CIVIL DIVISION 2020

Civil	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Judgment to Creditors	28,520.94	586,608.22	604,702.11	10,427.05
Refunds to Depositors	10,928.58	101,320.85	104,451.47	7,797.96
State Legal Aid	0.00	48,436.74	48,436.74	0.00
Computer Fees	0.00	25,974.00	25,974.00	0.00
Legal Aid to City	0.00	489.26	489.26	0.00
Special Projects Funds to City	0.00	23,976.00	23,976.00	0.00
Court Costs to City	0.00	283,163.32	283,163.32	0.00
Total	39,449.52	1,069,968.39	1,091,192.90	18,225.01

Rent Escrow	Beginning Year Balance	Receipts	Disbursements	Ending Year Balance
Rent Escrow	4,769.00	18,378.34	11,722.34	11,425.00
Total	4,769.00	18,378.34	11,722.34	11,425.00

CERTIFICATION

I, Cindy Dinovo, Clerk of Delaware Municipal Court, do hereby certify that the foregoing Financial Statements for the calendar year 2020 are prepared in accordance with usual and accepted sources, and the disbursements made thereof are as provided by law. I further certify that the details on the computations and calculations thereof are contained in records and ledgers which are part of the standard and recognized books of accounts in the office of the Clerk of Court.

The statements are prepared for submission to the members of City Council for the City of Delaware and to the Board of County Commissioners of Delaware County in compliance with Section 1901.14(A), Ohio Revised Code.

Completed this 30th day of March, 2021.

A handwritten signature in blue ink that reads "C. Dinovo, Clerk". The signature is written in a cursive style.

Cindy Dinovo, Clerk of Court
Delaware Municipal Court