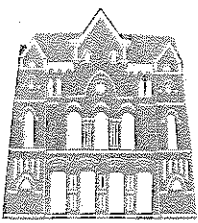


2010 ANNUAL REPORT

SIDNEY MUNICIPAL COURT

DUANE A. GOETTEMOELLER, JUDGE



Sidney Municipal Court

Court Location
110 W. Court St.
Sidney, OH 45365

Mailing Address
201 W. Poplar St.
Sidney, OH 45365

Duane A. Goettemoeller
Judge

January, 2011

Bonnie K. Gold
*Clerk/Court
Administrator*

Cathy F. Johnson
Executive Assistant

Noah F. Faulder
*Chief Bailiff
Chief Probation Officer*

Stacy L. Brinkman
Chief Deputy Clerk

Tel: (937) 498-0011
Fax: (937) 498-8163

Mayor and Members of Sidney City Council

And Shelby County Commissioners

SIDNEY MUNICIPAL COURT

2010 ANNUAL REPORT

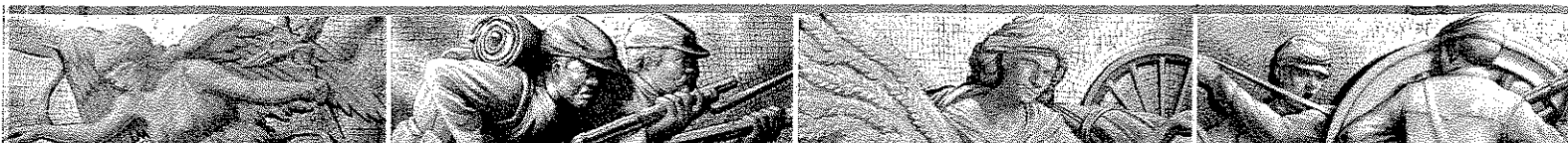
(O.R.C. 1901.14A4)

As I begin this term in office, I would like to thank the citizens of Shelby County for the support and warm reception bestowed upon myself and my staff. I am looking forward to this next term and hope to bring several exciting new projects to completion. I would also like to take this opportunity to thank the Honorable Donald G. Luce for all that he has done to develop the orderly and efficient administration of justice in Sidney Municipal Court. His recent brochure documenting the beauty of this Court is itself a work of art.

I am pleased to welcome a new employee, Kim Beam, as Deputy Clerk, as well as extend my thanks to the recently retired Virginia Egbert for her service to this Court. I am blessed to be surrounded by such able public servants.

In 2008 the Court instituted a Special Projects Fund (S.P.F.), authorized by statute, and funded by an increase in court costs. By this mechanism, the Court instituted a driver's license intervention program designed to help those without a valid driver's license to become legally licensed, allowing many to hold employment. During 2010, 252 individuals entered this program. At the end of the year, 187 cases were completed with a 76% success rate.

In addition, the Court's License Assistance Program helped more than 90 participants obtain driving privileges.



Our Video Arraignment System allowed 390 Defendants to be arraigned at the jail. As the Court transported some 1,300 prisoners in previous years, significant transportation costs as well as reduced security risks should be realized with this program.

In 2010, \$1,999,272.71 was collected in receipts. In addition, \$120,823.81 was provided by offenders to the City and County through the Court's new Community Service Program. This Program is our attempt to allow those who qualify to account for their fines and costs even when they do not earn sufficient income to pay what they owe. All who come before the Court are held accountable, regardless of whom they might be.

More than \$26,700 was collected and distributed for restitution to victims of crime. The Court also distributed garnishment monies in the amount of \$757,908.77 to various creditors.

The Probation Department performed 236 drug tests, conducted 311 pre-sentence investigations and had 1,228 active probationers in 2010. Additionally, that department is developing a significant grant to address the needs of mentally ill who appear before this Court. If successful, it will enable this Court without expense to Shelby County to deal with persons who have special needs.

The Bailiffs served 1,853 papers and transported 630 prisoners. More than 47,880 jail days were served by defendants. In place of jail 487 people were placed in counseling and treatment programs such as alcohol and drug, anger management and parenting.

More than 460 days were served by defendants on the Home Arrest Program. This program is for low risk, non-violent offenders and allows them to maintain employment and support his/her family. This program also saves the community the cost of incarceration which totaled approximately \$24,840 in 2010.

On behalf of the Court we promise prompt and courteous service and I pledge to you to the best of my ability to administer justice fairly and impartially.

Sincerely,

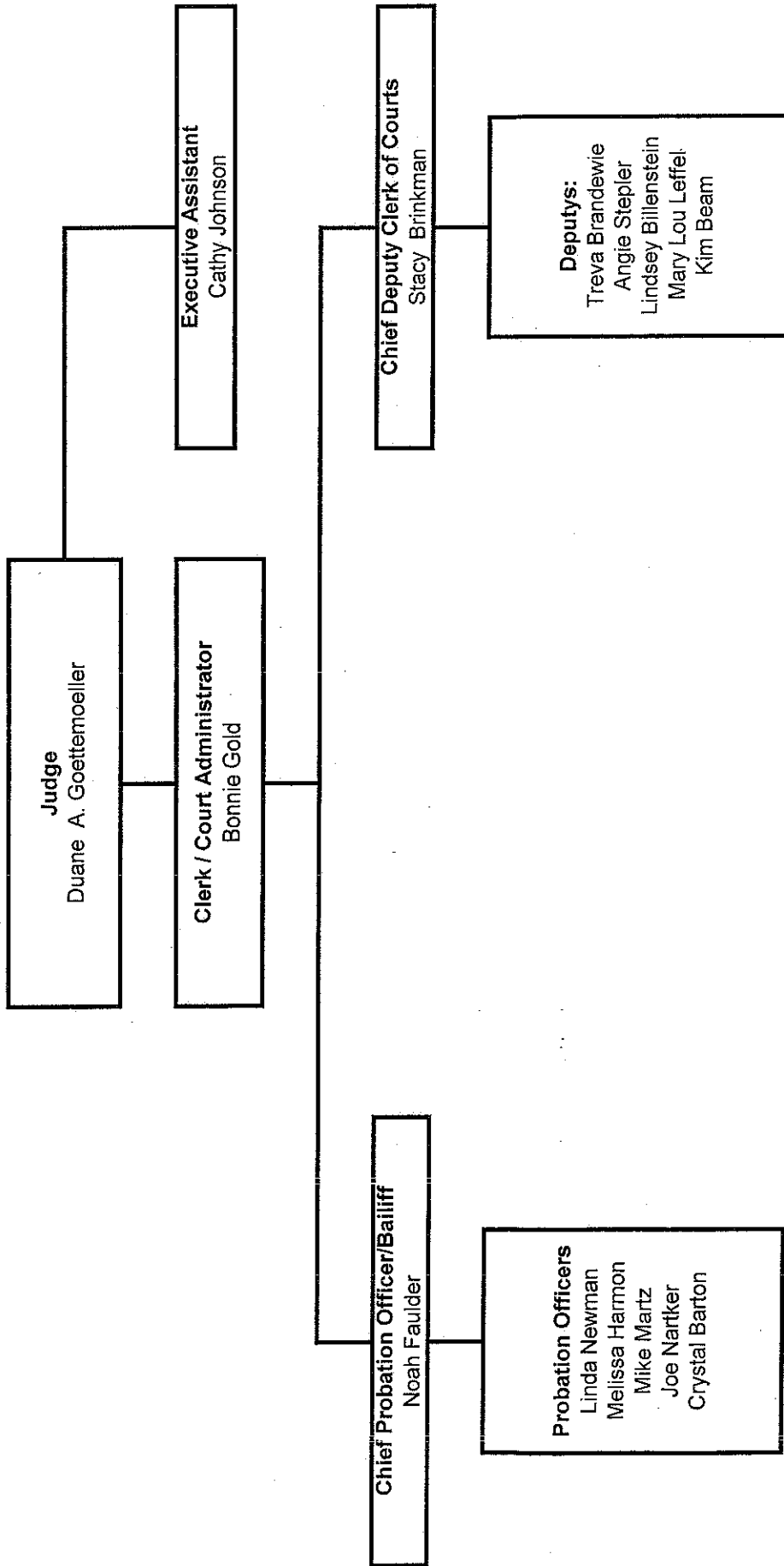
A handwritten signature in black ink, appearing to read "Duane A. Goettembeller", written over a horizontal line.

Duane A. Goettembeller, Judge
Sidney Municipal Court

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Sidney Municipal Court Organizational Chart



SIDNEY MUNICIPAL COURT
TRIAL BALANCE
DECEMBER 31, 2010

	FINAL 2009	DR/(CR)	FINAL 2010
Assets Cash	\$163,144.58	(\$15,617.38)	\$147,527.20
LIABILITIES			
Civil/Small Claims Open Items	47,078.96	(13,227.65)	33,851.31
Bonds Open Items	13,780.46	(3,829.50)	9,950.96
Trusteeship Open Items	1,858.47	(406.06)	1,452.41
Payable to Government Agencies	<u>100,426.69</u>	1,845.83	<u>102,272.52</u>
TOTAL LIABILITIES	\$163,144.58	(\$15,617.38)	\$147,527.20
RECEIPTS			
Criminal/Bonds	\$1,128,679.74		\$940,882.75
Civil/Small Claims	958,979.38		1,058,389.96
Trusteeship	3,274.98		6,786.00
Landlord/Tenant			<u>1,350.00</u>
TOTAL RECEIPTS	\$2,090,934.10		\$2,007,408.71
DISBURSEMENTS			
Criminal/Bonds	\$1,138,535.55		\$942,866.42
Civil/Small Claims	960,714.68		1,071,617.61
Trusteeship	1,416.51		7,192.06
Landlord/Tenant	<u>0.00</u>		<u>1,350.00</u>
TOTAL DISBURSEMENTS	\$2,100,666.74		\$2,023,026.09
Receipts Over/Under Disbursement	(\$9,732.64)		(\$15,617.38)
Beginning Cash/Change	171,764.73		163,144.58
Cash/Change	<u>1,112.49</u>		<u>0.00</u>
Ending Cash	<u>\$163,144.58</u>		<u>\$147,527.20</u>

**SIDNEY MUNICIPAL COURT
CHANGES IN ASSETS AND LIABILITIES
FOR THE YEAR ENDED DECEMBER 31, 2010**

	TRAFFIC AND CRIMINAL	CIVIL AND SMALL CLAIMS	OTHER	TOTAL
ASSETS				
Cash 1-1-10	\$114,207.15	\$47,078.96	\$1,858.47	\$163,144.58
Additions	940,882.75	1,058,389.96	8,136.00	2,007,408.71
Reductions	<u>942,866.42</u>	<u>1,071,617.61</u>	<u>8,542.06</u>	<u>2,023,026.09</u>
Cash 12-31-10	\$112,223.48	\$33,851.31	\$1,452.41	\$147,527.20
TOTAL ASSETS	<u>\$112,223.48</u>	<u>\$33,851.31</u>	<u>\$1,452.41</u>	<u>\$147,527.20</u>
LIABILITIES				
Escrow bonds & deposits 1-1-10	\$13,780.46	\$47,078.96	\$1,858.47	\$62,717.89
Additions	838,610.23	1,058,389.96	8,136.00	1,905,136.19
Reductions	<u>842,439.73</u>	<u>1,071,617.61</u>	<u>8,542.06</u>	<u>1,922,599.40</u>
Escrow bonds & deposits 12-31-10	\$9,950.96	\$33,851.31	\$1,452.41	\$45,254.68
Payable to other govt's 1-1-10	100,426.69	0.00	0.00	100,426.69
Additions	102,272.52	0.00	0.00	102,272.52
Reductions	<u>100,426.69</u>	<u>0.00</u>	<u>0.00</u>	<u>100,426.69</u>
Payable to other govt's 12-31-10	\$102,272.52	\$0.00	\$0.00	\$102,272.52
TOTAL LIABILITIES	<u>\$112,223.48</u>	<u>\$33,851.31</u>	<u>\$1,452.41</u>	<u>\$147,527.20</u>

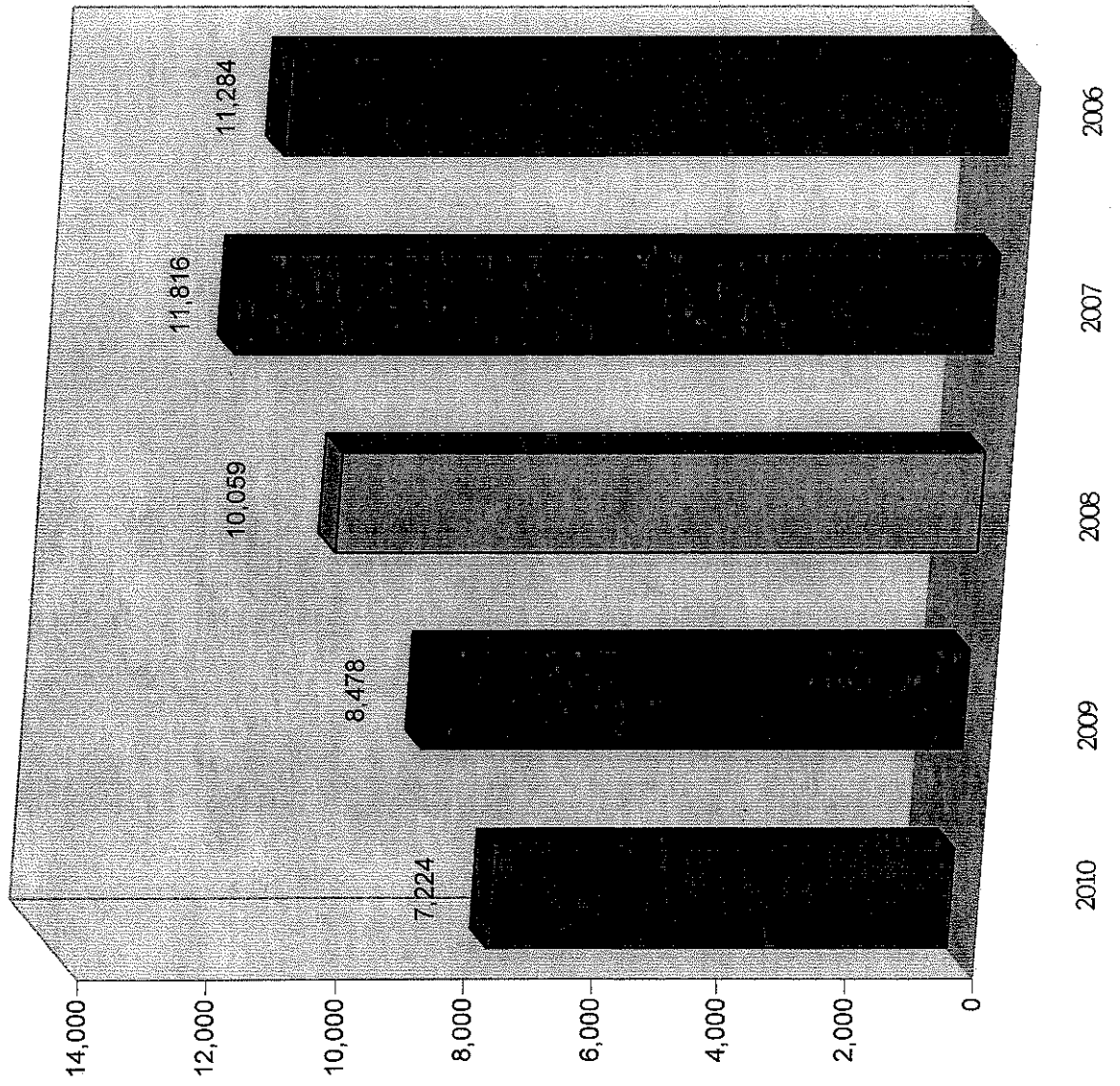
SIDNEY MUNICIPAL COURT ACCOUNTS RECEIVABLE COMPARISON

	2010	2009
PAID TO CITY OF SIDNEY		
Computer Research Fund (07/06)	35,923.00	41,176.10
Home Arrest Program	7,790.00	19,966.85
City Fines/Forfeitures	27,157.85	30,844.52
Court Costs	207,326.94	245,315.74
45% Ohio State Highway Patrol	279.45	1,142.85
40% Ohio State Highway Patrol	28,906.95	32,146.18
Witness and Jury Fees	0.00	0.00
Indigent Alcohol Treatment Fund	10,518.80	9,013.50
DUI Enforcement/Education Fund	2,616.90	3,070.00
Civil Costs	194,714.61	186,936.00
Small Claims Costs	13,388.00	12,237.00
Trusteeship Fees	118.84	68.10
Political Housing/DUI	50.00	0.00
Interest Earned	(1,194.91)	(1,057.65)
Special Projects (08/08)	129,769.12	145,344.95
Non Moving Violation	13,574.24	16,297.50
Special Pro. Ind Alcohol Treatment	8,178.10	7,670.50
Sidney Police Drug Enforcement Fund	0.00	100.00
Unclaimed funds	2,464.87	2,588.06
Drug Test (05/10)	180.00	n/a
Total Paid To City of Sidney	\$681,762.76	\$752,860.20
PAID TO SHELBY COUNTY		
Victims Services (08-07)	3,728.00	2,449.69
Canine Control	685.00	575.00
Regular Fines	100,173.56	141,001.14
Uniform Traffic	39,633.54	56,085.57
10% Ohio State Highway Patrol	7,717.49	8,289.74
Witness and Jury Fees	461.10	336.15
Crime Stoppers	846.68	920.00
Public Defender Fee	12,391.88	15,180.24
Shelby County Sheriff's Fees	3,972.00	3,238.80
DUI Incarceration	14,212.05	14,919.55
DUI Enforcement/Education Fund	950.00	1,363.00
Shelby County Sheriff Drug Enforcement Fund	350.00	300.00
Shelby County Humane Society	100.00	0.00
Total Paid To Shelby County	\$185,221.80	\$244,658.88
PAID TO STATE OF OHIO		
Reparations Rotary (Victims of Crime)	35,820.55	45,840.50
45% Ohio State Highway Patrol	286.20	1,139.40
50% Ohio State Highway Patrol	40,311.44	40,182.75
General Fund - all funds diverted to IDAT fund	0.00	65,532.90
Department of Liquor Control	3,482.00	7,086.36
Division of Wildlife	3,208.00	3,746.00
Division of Watercraft	530.00	300.00
Board of Pharmacy	1,432.00	928.00
Seatbelt Education Fund	13,188.70	15,247.50
Child Highway Safety Fund	184.00	95.00
DUI Enforcement/Education Fund	2,066.00	1,698.85
Legal Aid Funding	43,212.00	45,212.00
Highway Patrol Drug Enforcement Fund	325.00	815.00
Bureau of Motor Vehicles	0.00	10.00
Expungement fees	1,110.00	690.00
Indigent Defense Support Fund	122,624.67	29,839.35
35% Moving Violation	10,787.70	11,635.75
15% Indigent Alcoh. Trtmnt - funds diverted locally	0.00	1,990.50
50% Moving Violation funds diverted to IDAT fund	0.00	16,622.50
Waiver of Immobilization Fee	0.00	50.00
Total Paid To State of Ohio	\$278,568.26	\$289,662.36
MISCELLANEOUS		\$50,765.79
(Includes Marriage Fees, Restitution Paid, Foreign County Sheriff Fees, etc.)		
TOTAL PAID OUT TO GOV AGENCIES		\$1,196,316.40
MISCELLANEOUS CIVIL RECEIPTS		\$765,179.73
(Includes Garnishments, Judgments, Trusteeship, and all other Miscellaneous Civil Accounts)		
ACCOUNTS RECEIVABLE		\$571,204.63
COMMUNITY SERVICE CREDIT FOR FINES		\$120,823.81

SIDNEY MUNICIPAL COURT
COMPARISON OF CASES FILED

TYPE OF CASE FILED	2010	2009	2008	2007	2006
Felonies	146	177	169	139	182
Criminal Misdemeanors	1217	1,344	1,488	1,763	1,605
Driving Under Influence	262	333	494	502	492
Other Traffic	3823	4,781	6,011	7,544	7,426
Civil (including Evictions)	1590	1,608	1,577	1,539	1,269
Small Claims	186	235	320	329	310
TOTAL	7,224	8,478	10,059	11,816	11,284
Cases Reactivated	468	545	298	394	445
 MEDIATION	 0	 0	 0	 0	 0
 GARNISHMENTS	 789	 816	 737	 656	 679
 WEDDING CEREMONIES	 43	 49	 60	 51	 53

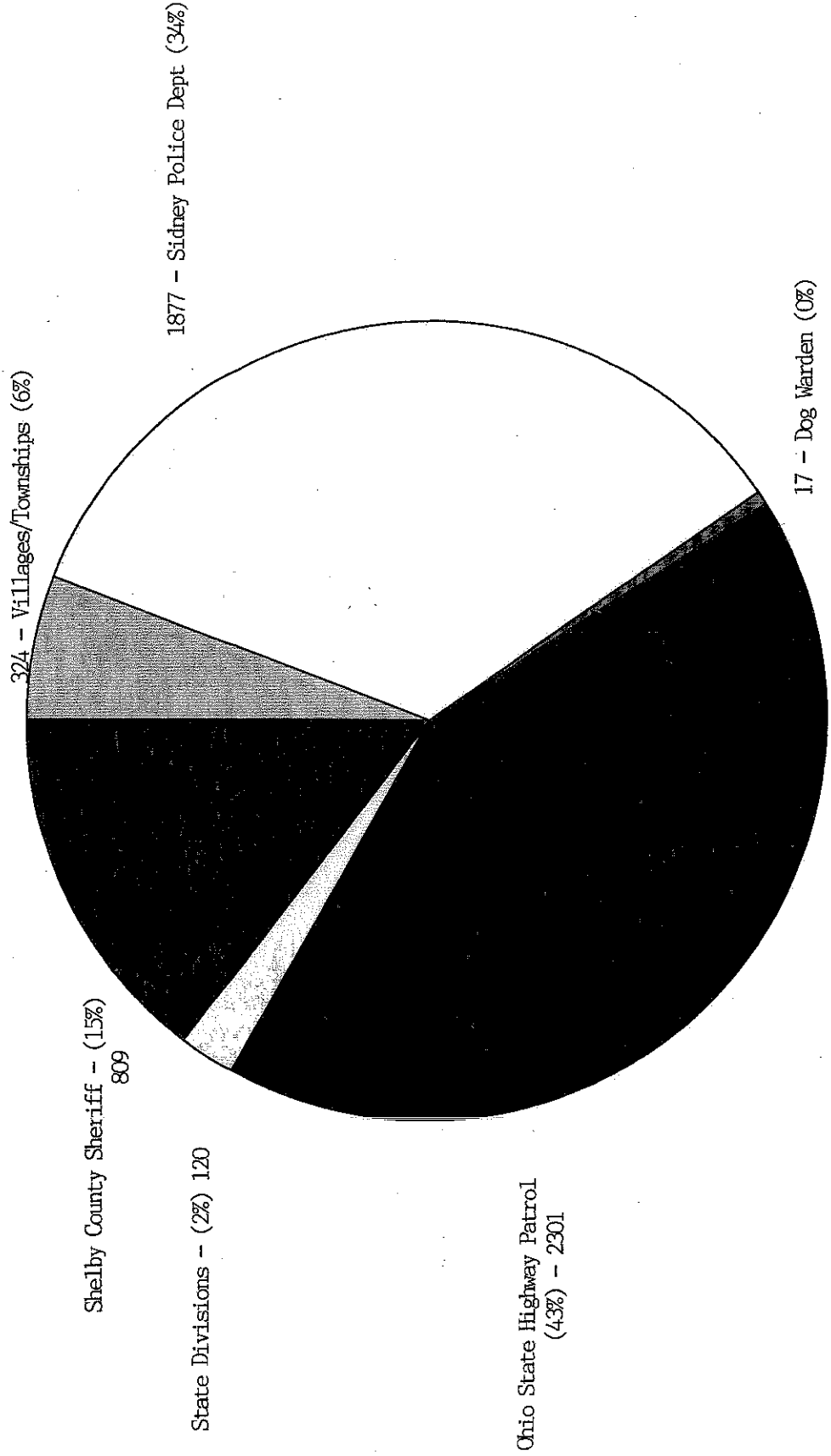
SIDNEY MUNICIPAL COURT FIVE-YEAR COMPARISON OF CASES FILED



BREAKDOWN OF 2010 CASE FILINGS
BY AGENCY

AGENCY	FELONIES	CRIMINAL MISDEM.	DUIs	OTHER TRAFFIC	TOTAL
Village of Anna	0	26	1	78	105
Village of Botkins	1	25	4	96	126
Dog Warden	0	17	0	0	17
Village of Fort Loramie	0	4	0	2	6
Village of Jackson Center	1	28	1	33	63
Village of Kettlersville	0	0	0	0	0
State of Ohio Board of Liquor Control	0	42	0	0	42
Village of Lockington	0	1	0	3	4
Ohio State Highway Patrol	15	42	85	2,159	2,301
State of Ohio Division of Parks/Recreation	0	9	0	0	9
Village of Port Jefferson	0	3	1	4	8
Village of Russia	1	3	0	8	12
Shelby County Sheriff's Office	49	268	57	435	809
Sidney Police Department	79	680	113	1,005	1,877
State of Ohio Division of Watercraft	0	21	0	0	21
State of Ohio Division of Wildlife	0	47	0	1	48
TOTALS	146	1,216	262	3,824	5,448

SIDNEY MUNICIPAL COURT 2010 CASE BREAKDOWN BY AGENCY



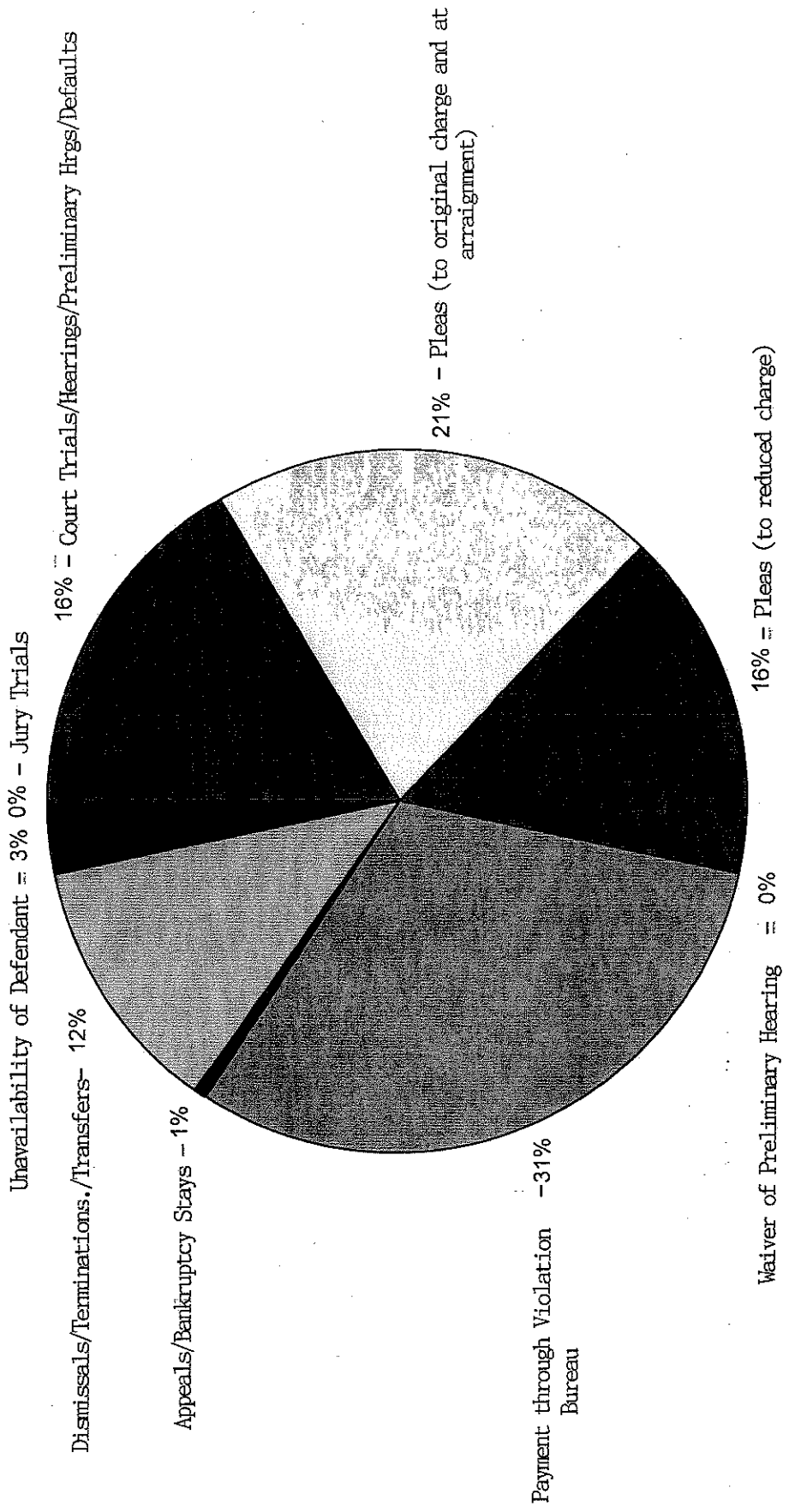
SIDNEY MUNICIPAL COURT
COMPARISON OF CASE DISPOSITIONS

	2010	2009
FELONIES		
Preliminary Hearing Held	33	26
Waiver of Preliminary Hearing	74	83
Dismissals (including at Prel. Hrg.)	35	62
Unavailability of Defendant	8	10
Total	150	181
CRIMINAL MISDEMEANORS		
Jury Trials	0	0
Court Trials	146	157
Pleas (to original charge & at arraignment)	578	541
Pleas (to reduced charge)	482	341
Payment through Violations Bureau	163	49
Dismissals	282	238
Unavailability of Defendant	85	138
Appeals	2	4
Transfer to Another Judge or Court	24	35
Total	1762	1,503
DRIVING UNDER INFLUENCE		
Jury Trials	0	0
Court Trials	26	47
Pleas (to original charge & at arraignment)	279	209
Pleas (to reduced charge)	64	74
Appeals	3	0
Dismissals	22	12
Unavailability of Defendant	10	27
Transfer to Another Judge or Court	5	11
Total	409	380
OTHER TRAFFIC		
Jury Trials	0	0
Court Trials	38	86
Pleas (to original charge & at arraignment)	1094	1,149
Pleas (to reduced charge)	933	799
Appeals	2	0
Payment through Violations Bureau	2704	2,554
Dismissals	102	67
Unavailability of Defendant	204	389
Transfer to Another Judge or Court	13	17
Total	5090	5,061

Sidney Municipal Court
 Comparison of Case Disposition
 (continued)

	2010	2009
CIVIL		
Jury Trials	0	0
Trials to Court (including defaults)	1,173	1,150
Appeals/Bankruptcy Stays	42	66
Dismissals/Other Terminations	577	581
Transfer to Another Judge or Court	7	6
Total	1,799	1,803
SMALL CLAIMS		
Hearings (including defaults)	129	197
Transfers to Civil Docket	3	5
Appeals/Bankruptcy Stays	0	9
Dismissals/Other Terminations	52	117
Transfer to Another Court	2	0
Total	186	328
TOTALS FOR ALL CASES		
Jury Trials	0	0
Court Trials/Hearings/Prel. Hrgs./Defaults	1,512	1,637
Pleas (to original charge & at arraignment)	1,951	1,899
Pleas (to reduced charge):	1,479	1,214
Waiver of Preliminary Hearing		83
Payment through Violations Bureau	2,867	2,603
Appeals/Bankruptcy Stays	49	79
Dismissals/Terminations/Transfers	1,122	1,151
Unavailability of Defendant	307	564
Total	9,287	9,230

2010 COMPARISON OF CASE DISPOSITION



2010 JUROR STATISTICS

FIRST TERM (1-1-10 through 4-30-10)

Number of Jurors Pulled by Jury Commission:	200
Removed by Jury Commission:	32 (16%)
Returned by Post Office:	20 (10%)
Excused Based on Questionnaire Information:	14 (7%)
Moved out of Jurisdiction	9
Medical Reasons	3
Occupation	2

JURORS AVAILABLE TO SERVE FIRST TERM: 134 (67%)

SECOND TERM (5-1-10 through 8-31-10)

Number of Jurors Pulled by Jury Commission:	200
Removed by Jury Commission:	22 (11%)
Returned by Post Office:	17 (8%)
Excused Based on Questionnaire Information:	12 (6%)
Moved out of Jurisdiction	8
Medical Reasons	4
Occupation	0

JURORS AVAILABLE TO SERVE SECOND TERM: 149 (74%)

THIRD TERM (9-1-10 through 12-31-10)

Number of Jurors Pulled by Jury Commission:	200
Removed by Jury Commission:	25 (12%)
Returned by Post Office:	14 (7%)
Excused Based on Questionnaire Information:	13 (6%)
Moved out of Jurisdiction	11
Medical Reasons	2
Occupation	1

JURORS AVAILABLE TO SERVE THIRD TERM: 148 (74%)

TOTAL NUMBER OF JURORS DRAWN FOR 2010: 600

TOTAL NUMBER OF JURORS AVAILABLE FOR 2010: 431 (71%)

We currently have a Probation Department, Bailiff Department and Security Department. All staff are cross-trained for any division. The following are staff covering these positions. Chief Bailiff/Chief Probation Officer – Noah Faulder, Deputy Bailiffs/Probation Officers – Linda Newman, Melissa Harmon, Mike Martz, Joe Nartker, and Crystal Barton. Following are the departments with each of their statistics.

PROBATION DEPARTMENT

TOTAL DEFENDANTS PLACED ON PROBATION IN 2010	806
72 – HOUR INTERVENTION PROGRAM	
Completed	137
Served Jail instead of intervention	11
Warrants issued	8
DRUG/ALCOHOL OR MENTAL HEATH EVALUATIONS ORDERED	191
PRE-SENTENCE INVESTIGATIONS COMPLETED	311
ALTERNATIVE SERVICE PROGRAM	
Defendants completing program for Fines & Community Service	380
IN HOUSE ALCOHOL/DRUG SCREENS	
Tests Completed	236
LICENSE ASSISTANCE PROGRAM	
Persons registered for the Reinstatement Fee Plan	23
Persons received assistance on obtaining a valid license	300
LICENSE INTERVENTION PROGRAM	
Successful Completion	143
Unsuccessful Completion	44

CCA GRANT PROGRAM

TOTAL DEFENDANTS PLACED ON "IN LIEU OF JAIL" PROGRAMS IN 2010	334
Males	
Successful Completions	95
Unsuccessful Completions	83
Pending	127
Females	
Successful Completions	45
Unsuccessful Completions	28
Pending	45
ANGER/RAGE CONTROL PROGRAM	
Successful Completions	20
Unsuccessful Completions	10
Pending	22
PARENTING CLASSES	
Successful Completions	4
Unsuccessful Completions	1
Pending	3
OUT-PATIENT COUNSELING	
Successful Completions	59
Unsuccessful Completions	43
Pending	56
GED	
Successful Completions	4
Unsuccessful Completions	3
Pending	5
RESTITUTION	
Successful Completions	8
Unsuccessful Completions	1
Pending	4
COMMUNITY SERVICE	
Successful Completions	39
Unsuccessful Completions	12
Pending	35

BAILIFF DEPARTMENT

PAPERS SERVED

Subpoenas	1098
Summons	341
Writs of Restitution from Evictions	24
Garnishments	369

PRISONERS TRANSPORTED TO/FROM JAIL

Females	110
Males	459
Total	569

PROBATION WARRANTS

(OUT OF COUNTY PRISONER PICKUPS)

61

VIDEO ARRAIGNMENT

Females	78
Males	312
Total	390