

Ordinance No. 1325-2024

By Council Members Kazy and Griffin
(by departmental request)

AN EMERGENCY ORDINANCE

To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 129.361 relating to agreements for the use of the City's 800 MHz radio system.

WHEREAS, the City of Cleveland owns and operates an 800 MHz Digital Trunked Radio System (the "Radio System"); and

WHEREAS, other law enforcement, other municipalities, or other governmental or private entities desire to participate in using the Radio System for shared uses (the "Participant"); and

WHEREAS, the City has determined that the shared uses are a consistent and proper use of the Radio System; and

WHEREAS, through the shared use, the City and the Participant will realize efficiencies and asset utilization that will broadly benefit taxpayers and residents including the elimination of duplicate efforts and expense in the creation of similar radio systems, reduction of costs associated with updates, improvements and maintenance requirements, and the enhanced combined ability to provide effective public safety and disaster responses in Cleveland and in the Northeast Ohio region; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Section 129.361 to read as follows:

Section 129.361 Agreements for the Use of the City's 800 MHz Radio System

(a) The Director of Public Utilities is authorized to enter into agreements, including but not limited to participant agreements, with other entities, including private entities for the use of the City's MHz Radio System and to charge fees for its use.

(b) The fees for use of the City's MHz Radio System shall be set by the Board of Control. The Director of Public Utilities shall deposit the fees collected under this section into the fund or funds designated to pay the costs of system improvements and maintenance requirements. The fees collected may be used for and are appropriated for this purposes.

(c) The agreements authorized by this section shall be prepared by the Director of Law.

Section 2. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

GB:nl

11-25-2024

FOR: Director Keane

