

Ordinance No. 662-2019

**Council Members Zone and Kelley
(by departmental request)**

**FOR PASSAGE
May 20, 2019**

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Safety to enter into a Mutual Aid Agreement with the City of Dayton for reciprocal field force services, SWAT unit services, and other police services, and use of police equipment, within all respective areas, including each City's Airports.

WHEREAS, it is the intent of the Cities of Dayton and Cleveland to provide for, and mutually enhance, their police service protection capabilities in the event of an emergency or large scale events in each other's respective jurisdictions, including their respective airports; 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 Director of Public Safety is authorized to enter into a Mutual Aid Agreement with the City of Dayton for reciprocal field force services to deal with crowd management, crowd control and riot situations, SWAT unit services, and other police services, and use of police equipment within all respective areas, including each City's respective Airports.

Section 2. That any member of a participating police department acting outside the limits of their municipal corporation in which they are employed under this agreement, may participate in any pension or indemnity fund established by their employer at the same extent as while acting within the employing municipal corporation, and are entitled to all the rights and benefits of the applicable sections of Chapter 4123 of the Revised Code, to the same extent as while they are employed. The pension or indemnify fund of the municipal corporation calling for assistance shall not be liable for any benefits of the responding municipal corporation.

Section 3. That in any such mutual aid agreement or agreements, the Director of Public Safety shall retain authority to determine the extent of aid committed and to decline to respond to a request for mutual aid if the aid requested interferes with the Department of Public Safety's ability to provide the proper level of services to its own constituency. The Director of Law shall review all agreements to determine that the terms and conditions are appropriate and consistent with the City's interests.

Section 4. 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.

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REPORT
after second Reading

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READ FIRST, SECOND AND THIRD TIME

and referred to

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME on MAY 20, 2019

PRESIDENT

CITY CLERK

APPROVED

MAYOR