RESOLUTION NO_____2016-191_____   **First Reading Passage Requested**
                                          (W. Holland)

SPONSOR_____Mr. Pry_____

DATE___May 23, 2016_____   COMMITTEE _____Public Safety_____

A Resolution authorizing the County Executive to execute an intergovernmental cooperative/mutual aid agreement with the City of Cleveland for the County Sheriff's Office to provide assistance of law enforcement personnel and/or equipment for public safety-related aid and assistance during the 2016 Republican National Convention, to be held in Cleveland during the week of July 18, 2016, for the Sheriff, and declaring an emergency.

WHEREAS, the City of Cleveland, Ohio, has been selected to host the 2016 Republican National Convention ("RNC") during the week of July 18, 2016; and

WHEREAS, the RNC has been designated a National Special Security Event ("NSSE") due to the event's significance to the United States and the inherent challenge of ensuring the safety and security of all event participants; and

WHEREAS, pursuant to this NSSE classification, the United States Secret Service is the authorized lead for the design and implementation of the official operational security plan pertaining to the RNC; and

WHEREAS, the City of Cleveland through its Division of Police in the Department of Public Safety is responsible for coordinating local law enforcement efforts for the RNC; and

WHEREAS, the RNC is expected to attract in excess of 50,000 visitors that will include persons who will engage in their constitutional rights of free speech; and

WHEREAS, the City of Cleveland has applied or will apply to the United States Department of Justice for a federal grant to help defray the expense of providing a secure venue for the RNC delegates and for ensuring the opportunity for the lawful exercise of constitutional rights by all persons; and

WHEREAS, law enforcement officers from all levels of government throughout the State of Ohio and in other states will be needed to provide law enforcement services for the event; and

WHEREAS, law enforcement agencies providing personnel for the RNC are considered to be subrecipients of the federal grant and eligible for reimbursement for personnel and other costs subject to the terms of both this Agreement and the grant; and

WHEREAS, Ohio Revised Code §737.04 provides authority for a municipal corporation to enter into agreements to obtain additional police protection from a municipal corporation, township, township police districts, joint police districts, county sheriffs, park districts, or port authorities; and

WHEREAS, Ohio Revised Code §9.482 provides authority for a political subdivision, upon authorization of its legislature, to enter into an agreement with another political subdivision to render services for the political subdivision that the other political subdivision is otherwise legally authorized to perform or render; and

WHEREAS, Ohio Revised Code §5502.41 provides for the Ohio Mutual Aid Compact to complement existing mutual aid agreements to allow a political subdivision to request assistance with planned events such as the RNC and receive assistance from any other political subdivision in the state; and

WHEREAS, Ohio Revised Code §5502.29 permits an Ohio political subdivision to enter into mutual aid agreements with political subdivisions in Ohio and in neighboring states for assistance with a planned event; and

WHEREAS, at the request of the City of Cleveland, the County of Summit is willing to provide, through the County Sheriff's Office, the assistance of law enforcement personnel and/or equipment for public safety-related aid and assistance during the RNC; and

WHEREAS, the City of Cleveland and the County of Summit wish to enter into an intergovernmental cooperative/mutual aid agreement to outline the terms and conditions for the County Sheriff's Office to provide the assistance of law enforcement personnel and/or equipment for public safety-related aid and assistance during the RNC; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the County to authorize the County Executive to execute the aforementioned intergovernmental cooperative/mutual aid agreement the City of Cleveland and the County for the County Sheriff's Office to provide the aforementioned assistance during the RNC;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the County of Summit, State of Ohio, that:

SECTION 1

The County Executive is hereby authorized to execute an intergovernmental cooperative/mutual aid agreement the City of Cleveland for the County Sheriff's Office to provide assistance of law enforcement personnel and/or equipment for public safety-related aid and assistance during the 2016 Republican National Convention ("RNC") to be held in Cleveland during the week of July 18, 2016. The County Executive is hereby authorized to execute said intergovernmental cooperative/mutual aid agreement in substantially the form attached hereto as Exhibit A. The intergovernmental cooperative/mutual aid agreement is hereby approved with any changes approved by the County Executive that are not inconsistent with this Resolution and not substantially adverse to the County. The approval of those changes by the County Executive and the character of such changes as not being substantially adverse to the County shall be evidenced conclusively by the execution of the intergovernmental cooperative/mutual aid agreement.

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SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further purpose of immediately authorizing the Executive to execute a necessary intergovernmental cooperative/mutual aid agreement with the City of Cleveland for County Sheriff's Office to provide assistance during the RNC.

SECTION 3

Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise, it shall take effect and be in force at the earliest possible time provided by law.

SECTION 4

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCED_____May 23, 2016_____

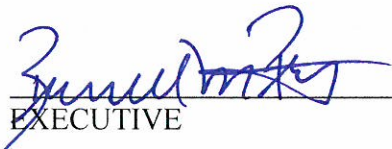ADOPTED_____May 23, 2016_____

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CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

APPROVED_____May 24, 2016_____

_____
EXECUTIVE

May 24, 2016
_____
ENACTED EFFECTIVE

Voice Vote: 9-0 YES: Crawford, Donofrio, Feeman, Kostandaras, Rodgers, Schmidt, Shapiro, Walters, Wilhite

ABSENT: Lee, Prentice