

ORDINANCE NO. 110-17

AN ORDINANCE TO AUTHORIZE THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT BETWEEN THE CLEVELAND CLINIC FOUNDATION, THE CLEVELAND CLINIC POLICE DEPARTMENT AND THE CITY OF AVON POLICE DEPARTMENT IN AND AROUND THE RICHARD E. JACOBS HEALTH CENTER AND DECLARING AN EMERGENCY

WHEREAS, the Council of the City of Avon entered into an agreement (Memorandum of Understanding - MOU) with The Cleveland Clinic Foundation (CCF) and its Police Department ("CCPD"), pursuant to Ordinance No. 53-13 which passed on April 22, 2013; and

WHEREAS, said agreement allowed the Clinic's officers to exercise their police powers within the Richard E. Jacobs Health Center and in certain areas outside of the Richard E. Jacobs Health Center, within the City of Avon, and to develop protocols for the operation of those powers; and

WHEREAS the current term of the Agreement will expire on December 31, 2017; and

WHEREAS, upon the recommendation of the Chief of Police and the City's Safety Director, Council finds it to be in the best interests of the health, safety and welfare of the citizens of Avon to amend the agreement between the Cleveland Clinic Foundation and the Cleveland Clinic Police Department and the City of Avon Police Department and extend its term through December 31, 2020.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That the Mayor is hereby authorized to execute an Amendment to the Agreement set forth in Ord. No. 53-13 with The Cleveland Clinic Foundation and the Cleveland Clinic Police Department to extend its effective date through December 31, 2020 as set forth in the attached Exhibit "A" which is incorporated herein by this reference.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to enter into an Amendment to the April 26, 2013 Agreement (Ord. No. 53-13) with The Cleveland Clinic and its Police Department to exercise their police powers within the Richard E. Jacobs Health Center and in certain areas outside of the Richard E. Jacobs Health Center within the City of Avon through December 31, 2020; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Ordinance No. 110-17 (Con't.)

PASSED: _____ DATE SIGNED: _____

By: _____
Craig Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director