

ORDINANCE NO. 69-2019

INTRODUCED BY: Mayor James Graven and Council as a Whole

**AN ORDINANCE APPROVING AND AUTHORIZING THE
MAYOR TO ENTER INTO AN AGREEMENT WITH THE
CITY OF STRONGSVILLE FOR THE PURPOSE OF
ESTABLISHING A RATE INCREASE FOR PRISONER
HOUSING AND DECLARING AN EMERGENCY**

WHEREAS, Ohio Revised Code Section 737.04 authorizes the legislative authority of any municipal corporation to enter into a contract with another municipal corporation, upon any terms that are agreed upon, for police protection services; and

WHEREAS, the cities of Strongsville (“Strongsville”) and Olmsted Falls (“Olmsted”) are both charter municipalities with constitutionally-granted home rule powers and in 1989 entered into a contract which provided for Strongsville to house Olmsted Falls prisoners at a rate of \$80.00 per day; and

WHEREAS, Strongsville proposes a rate increase for prisoner housing from \$80.00 per day to \$90.00 per day and Olmsted deems it in the best interest of our community for the Mayor to enter into a contract for said increase. Now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, THAT:

SECTION 1. That for the foregoing reasons, this Council approves and authorizes the Mayor to enter into an Agreement with the City of Strongsville to provide prisoner housing, based upon various terms and conditions reflected in an “Agreement for Prisoner Housing Services between the City of Strongsville and the City of Olmsted Falls” all in substantially the form attached hereto as Exhibit “A”, but subject to final adjustment by the Law Director.

SECTION 2. All prior legislation inconsistent with this legislation in whole or in part are hereby repealed to the extent necessary to avoid conflict with this legislation.

SECTION 3. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the health, safety and welfare of the residents of the City of Olmsted Falls for the further reason that it is immediately necessary to continue prisoner housing services. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

