

RECORD OF ORDINANCES

Resolution
Ordinance No. 2020-28Passed April 22, 2020

SPONSOR: FINANCE COMMITTEE

A RESOLUTION RETROACTIVELY AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO THE COVID-19 MEMORANDUM OF UNDERSTANDING WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Department of Health has declared that there is community spread of the coronavirus, called COVID-19, which is a respiratory disease marked by fever, cough and difficulty breathing; and,

WHEREAS, on March 9, 2020, Governor DeWine declared an emergency in the State of Ohio due to the spread of the virus in Ohio, followed on March 11, 2020, by a declaration by the World Health Organization (WHO) that the COVID-19 crisis is now a worldwide pandemic; and,

WHEREAS, on March 20, 2020, Mayor Michael Rick declared a public emergency within the Village to ensure the efficient and continuous operation of the Village government during the present COVID-19 crisis;

WHEREAS, on March 25, 2020, this Council declared a public emergency and took various other measures to ensure the efficient and continuous operation of the Village government during the present COVID-19 crisis;

WHEREAS, on March 31, 2020, the President of the United States declared a public disaster and emergency in Ohio as a result of the present COVID-19 crisis (dating back to January 20, 2020);

WHEREAS, Full-time patrolmen and sergeants employed by the Village of Mogadore Police Department are members of the Ohio Patrolmen's Benevolent Association ("OPBA"); and,

WHEREAS, Policing services provided by these employees are governed by the terms and conditions set forth in a Contract and related amendments between the Village and the OPBA; and,

WHEREAS, The current Contract with these employees covers 2018 through 2020 must be amended and approved by this Council; and,

WHEREAS: The Village and the OPBA have negotiated an amendment to the Contract that suspends various requirements during and subsequent to the present emergency.

NOW, THEREFORE, be it resolved, by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio that:

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SECTION 1. The Mayor is authorized and directed to execute a Memorandum of Understanding with the OPBA in a form similar to the one attached hereto as Exhibit "A" and is otherwise authorized to direct the scheduling of Police Officers in a manner that protects them and the residents of this community.

SECTION 2. That this Resolution and the effective date of the attached Memorandum of Understanding shall be retroactive to April 10, 2020.

SECTION 3. That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

SECTION 4. That, to the extent not already done so, the funds required for the payment of the obligations incurred are hereby appropriated for the purposes described.

SECTION 5. The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION 6. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary to ensure the efficient and continuous operation of the Village Police Department during the present COVID-19 crisis, and to allow for the possibility that numbers of healthy police officers could be threatened during the duration of the present crisis, and, therefore, this Resolution shall take effect immediately upon its enactment and approval by the Mayor.

Michael Raddish 4-22-20

President of Council

Date

W.C. Hill 4-23-20

Mayor

Date

Attest:

[Signature]
Clerk-Treasurer