

RECORD OF ORDINANCES

Resolution No. 2022-55

Passed SEPTEMBER 7, 2022

SPONSOR: SAFETY COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SUMMIT COUNTY REGARDING SERVICES OF POLICE DIVERSION YOUTH DIVISION FOR JUVENILES, RETROACTIVE TO JULY 1, 2022, AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio as follows:

SECTION 1: That the Mayor, Police Chief, and Law Director of the Village of Mogadore are hereby authorized and directed to enter into an agreement retroactive to July 1, 2022, with the County of Summit regarding the police diversion youth division for juveniles in order to provide immediate community-based sanctions for unruly and misdemeanor offending youth. The agreement shall be in a form substantially similar to the one attached as Exhibit "A" hereto.

SECTION 2: That the Mayor, Police Chief, and Law Director are hereby authorized and directed to sign all necessary paperwork to effectuate the entering of, execution, and implementation of said agreement retroactive to July 1, 2022.

SECTION 3: 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 4: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 5: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and general welfare of Village residents, to allow for the timely submission of the approved Agreement within guidelines and requirements, and to allow for the continued operations of the Village Administration and other departments and shall, therefore, take effect and be in force from and immediately after its passage.

9-7-22

President of Council

Date

9-7-22

Mayor

Date

Attest:

Clerk-Treasurer

# AGREEMENT

This agreement made and entered into at Akron, Ohio between **Mogadore Village Police Department** ("GRANTEE") and the County of Summit by and through the Juvenile Court ("GRANTOR"), pursuant to Resolution No. 2022-233 enacted 8/16/2022 by the County of Summit.

Whereas, GRANTOR requires the services of police diversion youth division for juveniles in order to provide immediate community based sanctions for unruly and misdemeanor offending youth and provide an alternative to filing official charges within the Summit County Juvenile Court.

Whereas, GRANTOR, has available for contractual services funds in the amount of **\$4,000.00** to be utilized as a grant for the period of July 1, 2022 through June 30, 2023.

Now, therefore, in consideration of the foregoing and above-mentioned compensation, GRANTOR and GRANTEE do hereby agree as follows:

The GRANTEE shall:

1. Provide sufficient trained staff to implement the police diversion youth division program.
2. All employees and volunteers associated with the program have been successfully screened through criminal record checks in accordance with state and federal statutes.
3. **Agree to acknowledge Summit County Juvenile Court's role as GRANTOR to the program in all printed program materials, press releases, media events and public announcements and provide the court with copies/notice of such.**
4. Maintain liability and fire insurance sufficient to pay all claims arising from property or personal injury to juveniles enrolled in the program and any Juvenile Court employee or representative on the premises.
5. Make provisions of services in a nondiscriminatory basis without respect to race, creed, color, religion, sex, age, disability, national origin, ancestry or military status.
6. Comply with all required building and fire code rules and regulations as set forth by the resident city or township.
7. Save and hold the County, its officials, and its employees harmless on any and all claims, damages, or losses arising from or in connection with the services provided.
8. Submit quarterly report to GRANTOR, indicating performance of objectives and shall include the name, social security number and number of youth served, by the GRANTEE.
9. Submit a semi-annual invoice to the GRANTOR's Court Administrator for payment.
10. Unresolved Findings of Recovery. Pursuant to Ohio Revised Code § 9.24, company represents and warrants that no unresolved findings of recovery have been issued against Company by the Auditor of the State of Ohio.

The GRANTOR Shall:

1. Pay an amount not to exceed **\$4,000.00** for the period of July 1, 2022 through June 30, 2023.
2. Approve proposed revisions to agreed upon plan prior to implementation of any revisions.

This agreement may be terminated by either party by providing written notice of intent to terminate in 30 days..

**GRANTOR**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Linda Tucci Teodosio, Judge  
Summit County Juvenile Court

\_\_\_\_\_  
Date

\_\_\_\_\_  
Ilene Shapiro, County Executive  
County of Summit

Approved as to form:

by \_\_\_\_\_

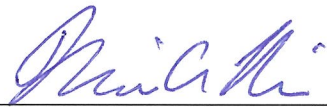
Deborah S. Matz, Director,  
Department of Law, Insurance and Risk Management  
County of Summit

**GRANTEE**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Todd Higgins, Chief of Police  
Village of Mogadore

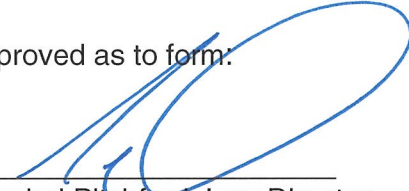
\_\_\_\_\_  
Date



\_\_\_\_\_  
Michael A. Rick, Mayor  
Village of Mogadore

Approved as to form:

By \_\_\_\_\_



Marshal Pitchford, Law Director  
Village of Mogadore