

RECORD OF ORDINANCES

Resolution No. 2024-30

Passed MAY 1, 2024

SPONSOR: SAFETY COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ADDENDUM TO THE SOUTH SUMMIT COUNTY FIRE INVESTIGATION UNIT MEMORANDUM OF UNDERSTANDING TO ADD ADDITIONAL COMMUNITIES INTO THE COOPERATIVE INVESTIGATION OF THE ORIGIN AND CAUSE OF FIRES, AND DECLARING AN EMERGENCY.

WHEREAS, the Village previously entered into the South Summit County Fire Investigation Unit Memorandum of Understanding (“MOU”) on June 1, 2022 with the City of Barberton, Coventry Township, City of Green, Village of Lakemore, City of New Franklin, Springfield Township and Uniontown Fire Department (collectively the “Parties”); and

WHEREAS, three (3) additional communities - Greentown Fire Department, the City of Tallmadge and the City of Norton - would like to participate in the South Summit County Fire Investigation Unit; and

WHEREAS, the Parties now desire to amend the MOU to add Greentown Fire Department, the City of Tallmadge and the City of Norton as additional parties to the MOU; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the Village of Mogadore to authorize the Mayor to enter into an Addendum to the South Summit County Fire Investigation Unit Memorandum of Understanding to add Greentown Fire Department, the City of Tallmadge and the City of Norton as additional parties to the MOU.

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

SECTION 1: The Mayor is hereby authorized to enter into an Addendum to the South Summit County Fire Investigation Unit Memorandum of Understanding to add Greentown Fire Department, the City of Tallmadge and the City of Norton as parties to the MOU, a copy of said Addendum is attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2: This Council 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 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and for the purpose of immediately letting additional communities participate and contribute resources to the investigation of fires within the Village, and, provided this Resolution receives the affirmative vote of

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at least five (5) members elected or appointed to this Council, it shall take effect and be in force upon its passage by Council and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

Michael Radlisk 5-1-24  
President of council Date

Paul A. 5-1-24  
Mayor Date

Attest:

[Signature]  
Clerk-Treasurer

**Addendum to SOUTH SUMMIT COUNTY FIRE INVESTIGATION UNIT  
MEMORANDUM OF UNDERSTANDING**

**(Original MOU dated June 1, 2022 Attached to this Addendum)**

**Three additional communities would like to participate in the South Summit  
County Fire Investigation Unit. They are as follows:**


**Greentown Fire Department**



Date: 4/6/2024

Thomas Todd, Board President

Approved as to form and correctness:



Date: 4/3/2024

Porter Welch, Legal Counsel  
Greentown Volunteer Fire Department, Inc.

**Tallmadge Fire Department**



Date: 4/8/2024

Carol Kilway, Mayor

Approved as to form and correctness:



Date: 4/8/2024

Megan Raber, Director of Law  
City of Tallmadge

**Norton Fire Department**

*Dennis Loughry* Date: 4/8/2024

Dennis Loughry, Administrative Officer

Approved as to form and correctness:

*Justin Markey* Date: 4/8/2024

Justin Markey, Director of Law  
City of Norton

**The original document follows (and is attached to) this addendum.**

## **South Summit County Fire Investigation Unit**

### **Fire Investigation Cooperation – Memorandum of Understanding**

**Whereas;** the following communities in Summit and adjacent counties intend to direct their fire department personnel to cooperatively participate in the investigation of the origin and cause of fires;

**Therefore;** let this agreement, entered into this day June 1, 2022, stand as documentation of this mutual aid agreement as allowed under and pursuant to ORC-5502.29 and ORC-9.60 governing the establishment of mutual aid responses.

**Parties to the Agreement:** Cities of Barberton, Green and New Franklin, the Villages of Lakemore and Mogadore, the Townships of Coventry and Springfield and the Uniontown Fire Department.

**Procedure:** Activation of Fire Investigation members will be done through their respective dispatch centers. When an Incident Commander or Officer-in-Charge at a fire scene in any of the participating jurisdictions requires assistance conducting an investigation of a fire, they will notify their dispatch and advise them to ask their respective dispatch centers to page available fire investigators for a non-emergency response to the scene. The senior investigator on scene, under the direction of the Incident Commander or Officer-in-charge, will coordinate the response of the investigators, lead the investigation and serve as the liaison between the team and the department with jurisdiction.

When responding and functioning as fire investigators, the members of the team are acting in the official capacity of their own department and are participating as if they were acting under the community mutual aid agreements already in effect for the participating communities. As such, they are compensated, covered for liability and insured by their home jurisdiction while they are responding, working and investigating as their training requires.

The members of this team can work under the direction of the State Fire Marshall within the above listed municipalities and other jurisdictions and municipalities if required.

Members of this Investigation Team must be trained to the standards of NFPA 1033 and 921.

In witness whereof, this agreement has been executed on behalf of each party by a duly authorized official as of the date first written above.

**City of Barberton**

William B. Judge Date: 7/21/2022

William B. Judge, Mayor

Approved as to form and correctness:

Lisa Miller Date: 5/25/2022

Lisa Miller, Director of Law  
City of Barberton

**Coventry Township**

Ed Diebold Date: 8/5/2022

Ed Diebold, Trustee

Approved as to form and correctness:

Irving Sugerman Date: 5/25/2022

Irving Sugerman, Director of Law  
Coventry Township

**City of Green**

Gerard Neugebauer Date: 7/21/2022

Gerard Neugebauer, Mayor

Approved as to form and correctness:

Lisa Carey Dean Date: 5/24/2022

Lisa Carey Dean, Director of Law  
City of Green

**Village of Lakemore**

  
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Date: 8/23/2022

Richard Cole, Jr., Mayor

Approved as to form and correctness:

  
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Date: 6/28/2022

Ben G. Chojnacki, Director of Law  
Village of Lakemore

**Village of Mogadore**

  
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Date: 8/24/2022

Michael Rick, Mayor

Approved as to form and correctness:

  
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Date: 6/28/2022

Marshall Pitchford, Director of Law  
Village of Mogadore

**City of New Franklin**

  
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Date: 8/24/2022

Paul Adamson, Mayor

Approved as to form and correctness:

  
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Date: 7/5/2022

Irving B. Sugerman, Director of Law  
City of New Franklin

**Springfield Township**

Dean Young Date: 9/1/2022

Dean Young, Trustee

Approved as to form and correctness:

John Galonski Date: 7/5/2022

John Galonski, Legal Counsel  
Springfield Township

**Uniontown Fire Department**

Robert Gurinowitsch Date: 9/15/2022

Robert Gurinowitsch, President, Uniontown Fire Board of Directors

Approved as to form and correctness:

David Comstock Date: 7/21/2022

David C. Comstock, Legal Counsel  
Uniontown Fire Department