

ORDINANCE RECORD

VILLAGE OF NEWBURGH HEIGHTS, OHIO

ORDINANCE NO. 2022-32

INTRODUCED BY: Mayor Traore

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LETTER AGREEMENT WITH THE CITY OF NORTH ROYALTON FOR HOUSING OF PRISONERS, AND DECLARING AN EMERGENCY

WHEREAS, the Village wishes to contract with the City of North Royalton for jail and prisoner housing services;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL FOR THE VILLAGE OF NEWBURGH HEIGHTS, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Council hereby authorizes and directs the Mayor to enter into a Letter Agreement with the City of North Royalton for performance of jail and prisoner housing services, on the terms and conditions set forth in a certain Letter Agreement, which Letter Agreement shall be in the form attached hereto as Exhibit A, and which exhibit is incorporated herein by reference as if fully rewritten.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in such formal action occurred in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of public peace, health and safety of the inhabitants of the Village of Newburgh Heights, such emergency being the need to have a contract in place for housing prisoners; wherefore, provided it receives the affirmative vote of four (4) or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

PASSED: May 12, 2022

Approved as to Form

Luigi F. Di Leo

Solicitor

Gigi Traore

Gigi Traore, Mayor
Village of Newburgh Heights, Ohio

Cathleen Nagorski

Cathleen Nagorski, Fiscal Officer
Village of Newburgh Heights, Ohio

1ST Reading: 5-3-2022

2ND Reading: 5-12-2022

3RD Reading: 5-12-2022

Phone: (440) 582-6216
FAX: (440) 237-2727

North Royalton Police Department
14000 BENNETT ROAD
NORTH ROYALTON, OHIO 44133

Office of
Chief of Police

LETTER OF AGREEMENT BETWEEN THE CITY OF NORTH ROYALTON
AND the Village of Newburgh Heights FOR PRISONER HOUSING SERVICES

The undersigned representative of the above Department or Agency (user) requests the use of the North Royalton Police Jail Facility for persons to be incarcerated by the aforesaid department or agency.

USER: Newburgh Heights Police Dept.
ADDRESS: 3801 HARVARD AVENUE
CITY: Newburgh Heights STATE: OH ZIP: 44105
PHONE: (216) 641-2117
CONTACT PERSON: Chief John T. Major
AGENCY: Municipal County _____ State _____ Federal _____

COST PER INMATE: \$135.00 per day or any part of a day
COST PER MEDICAL CONSULTATION/VISIT: \$100.00
COST PER INMATE FOR ADMINISTRATIVE
SEGREGATION: \$270.00 per day

THE CITY OF NORTH ROYALTON HAS THE RIGHT TO REFUSE ANY INMATE AND TO REQUIRE THE USER AT ANY TIME TO REMOVE ANY INMATE FROM THE FACILITY FOR ANY REASON.

THE USER AGREES TO AND/OR WILL:

1. Pay charges as specified on this agreement directly to the City of North Royalton as billed.
2. Assume responsibility for all medical care and/or other extraordinary costs or services that may arise.
3. Assume responsibility that all appropriate and necessary legal documents are served on those persons incarcerated by the user.
4. Assume responsibility for the transportation and appearance of prisoner at all court/legal proceedings
5. Supply the North Royalton Correctional Officers with sufficient information as may be required to insure the completion of all necessary prisoner documentation and processing.
6. Assume responsibility for the timely release of inmates incarcerated by them.

THE CITY OF NORTH ROYALTON AGREES TO AND/OR WILL:

1. Perform all required booking functions and processing as detailed in the Jail Policy Manual.
2. Insure the proper housing of persons incarcerated by the user.
3. Insure the proper feeding of persons incarcerated. Special dietary requirements may come under the extraordinary cost/service provision previously stated.
4. Provide and complete (with information provided by the user) the necessary and appropriate forms for reception, booking and release.
5. Provide emergency care to include emergency transportation to a hospital or medical facility as determined by the North Royalton Fire Department and/or the Jail Staff Physician at the user's cost.
6. The City of North Royalton may change the charges as necessary with thirty (30) days advance written notice to the user.

USER:

BY: _____ TITLE: _____

Date: ____ / ____ / ____

THE CITY OF NORTH ROYALTON:

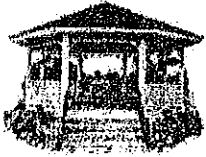
BY: _____, Chief of Police

Date: ____ / ____ / ____

APPROVED BY:  _____, Mayor

User will be provided a copy of this agreement upon acceptance

Effective April 2022



City of North Royalton
Mayor Larry Antoskiewicz
14600 State Road • North Royalton, OH 44133
440-877-1178 fax: •440-877-1176

Law Department

Thomas A. Kelly
Law Director
and Chief Prosecutor

Donna M. Vozar
Assistant Law Director
and 1st Assistant Prosecutor

James J. McDonnell
2nd Assistant Prosecutor

March 18, 2022

Newburgh Heights Police Department
Chief of Police
3801 Harvard Avenue
Newburgh Heights, OH 44105


Re: Per Diem Jail Agreement

Dear Chief;

Please find enclosed the standard per diem Agreement for prisoner housing services with the City of North Royalton. This agreement reflects the amended fee schedule which will take effect as of April 2022.

Please fill out where appropriate, sign, and return to me at your earliest opportunity. Thank you.

Very truly yours,


Thomas A. Kelly
Law Director
City of North Royalton

TAK/hm
Enclosure