

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2020 – 136

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING SECTION 250.10 OF CHAPTER 250, OF TITLE SIX OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE REGARDING FEES FOR USE OF DEPARTMENT FACILITIES BY OTHER POLICE DEPARTMENTS; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1. That Section 250.10 of Chapter 250 of Title Six of Part Two-Administration Code of the City of Strongsville be and is hereby amended to read in its entirety as follows:

250.10 USE OF DEPARTMENT FACILITIES BY OTHER POLICE DEPARTMENTS; FEES.

(a) The Mayor is authorized to enter into agreements with other political subdivisions and public agencies for the use of the municipal jail facilities and police department testing equipment and facilities by their respective law enforcement agencies, provided that the form of any such agreement is approved by the Law Director, and the fees to be charged therefore are in compliance with this section.

(b) The fees to be charged to the law enforcement agencies of other jurisdictions for the use of the Municipal Police Department facilities shall be as follows:

- (1) For persons incarcerated in the Municipal jail facilities, ~~Ninety-One Hundred Fifty~~ Dollars (~~\$90150.00~~) per day or any part of a day, except for persons incarcerated who are Cuyahoga County sentenced prisoners, wherein the charge shall be Fifty-Five dollars (\$55.00) per day or any part of a day;
- (2) For use of the breathalyzer test facilities, Twenty Dollars (\$20.00) per test;
- (3) For the use of recording equipment in conjunction with the breathalyzer test, the additional sum of Fifteen Dollars (\$15.00) per test;
- (4) For use of the video arraignment equipment in conjunction with an arraignment, the additional sum of Twenty Dollars (\$20.00) per arraignment ~~for Berea Municipal Court; the additional sum of Forty Dollars (\$40.00) per arraignment for any other court;~~
- (5) For use of recording equipment in conjunction with the interview room, the additional sum of Twenty Dollars (\$20.00) per interview recording; and

- (6) For other video requests not mentioned above, the additional sum of Fifteen Dollars (\$15.00).
- (7) **For special need watches as designated by the City of Strongsville suicide assessment form, the additional sum of Fifty Dollars (\$50.00) per day for a person designated as a level two (2); the additional sum of Two Hundred Dollars (\$200.00) per day for a person designated as a level three (3) or level four (4).**

(c) The Director of Public Safety may waive the fees set forth in subsection (b)(1) above for law enforcement agencies with jurisdiction within the corporate limits of the City of Strongsville when any of the following conditions apply:

- (1) The person has been arrested within the corporate limits of the City of Strongsville by such law enforcement agency for violation of law and is being incarcerated pending securing bond or appearing for arraignment;
- (2) The person has been arrested within the corporate limits of the City of Strongsville by such law enforcement agency and is being incarcerated pursuant to a violation of the Ohio Revised Code, for which the costs related to such violation and/or incarceration are recoverable through reimbursement by Cuyahoga County;
- (3) The person arrested for an offense arising within the corporate limits of the City of Strongsville by such law enforcement agency has been sentenced by the Strongsville Mayor's Court or the Berea Municipal Court to serve his/her incarceration time in the Strongsville Municipal Jail.

(d) The Director of Finance is hereby directed to send to any political subdivision or public agency using the facilities an invoice for same including thereon a statement of the purpose and charge for each use of such facilities.

~~(Ord. 2019-145. Passed 9-3-19.)~~

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, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that the immediate adjustment to charges for the aforesaid facilities is required to meet operating and maintenance costs of such facilities, to provide for continuity and efficiency of Police Department operations, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

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Mark S. ...
President of Council

Date Passed: 10-5-2020

	<u>Yea</u>	<u>Nay</u>
Carbone	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DeMio	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kaminski	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kosek	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Roff	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Schonhut	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Short	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Approved: Thomas S. Brind
Mayor

Date Approved: Oct. 5, 2020

Attest: Aimee Pientka
Clerk of Council

ORD. No. 2020-136 Amended: _____
1st Rdg. 10-5-20 Ref: _____
2nd Rdg. Suspended Ref: _____
3rd Rdg. Suspended Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: 10-5-20 Defeated: _____