

ORDINANCE NO. 7- 2016

AN ORDINANCE DISSOLVING THE VILLAGE POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.

WHEREAS, the men and women of the Madison Village Police Department, past and present, have served this community with honor and the appreciation of this community for their service is hereby recognized; and

WHEREAS, budgetary constraints have resulted in the Police Department operating at less than full-time staffing; and

WHEREAS, projected municipal revenue does not provide sufficient funding to bring the Police Department's staffing to full-time status without increasing taxes; and

WHEREAS, even operating at current levels of staffing, cost-of-living wage increases, equipment, and administrative expenses will continue to place budgetary pressure on maintaining the Police Department in its current form; and

WHEREAS, the Mayor has reviewed options to provide police protection to the Village and recommends the Village contract for services with the Township of Madison; and

WHEREAS, the Mayor's recommendation has been reviewed by the Safety Advisory Group, which has joined in that recommendation; and

WHEREAS, the Council has independently reviewed this matter and finds that the ability of the Township to provide police protection to the Village at current service levels at a cost less than what the Village currently incurs warrants in furtherance of the best interests of the public peace, health, welfare, and safety contracting for said services, and, pursuant to the Charter and plenary power granted by the Ohio Constitution, the Council desires to exercise its powers of local self-government in dissolving the Police Department in furtherance of the contracting of police protection services with the Township.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF MADISON VILLAGE, COUNTY OF LAKE, STATE OF OHIO:

SECTION 1. That as of 12:01 AM on April 13, 2016 and thereafter, the Madison Village Police Department is and shall be dissolved, further, that effective that date and

time all prior ordinances and resolutions related to the Police Department are and shall be from that date and time repealed and held for naught, except as follows: the repeal of any ordinance or resolution shall not be construed to affect a right or liability accrued or incurred under any such legislative provision prior to the effective date of this Ordinance, or an action or proceeding for the enforcement of such right or liability..

SECTION 2. That as of 12:01 AM on April 13, 2016 and thereafter, the employment positions of patrol officer(s), Chief of Police, and administrative staff of the Police Department are hereby eliminated and the employment of those personnel holding said positions is consequently terminated as of that date and time, further, that effective that date and time all prior ordinances and resolutions related to the Police Department's employees are and shall be from that date and time repealed and held for naught, except as follows: the repeal of any ordinance or resolution shall not be construed to affect a right or liability accrued or incurred under any such legislative provision prior to the effective date of this Ordinance, or an action or proceeding for the enforcement of such right or liability.

SECTION 3. That the Mayor and Village officials are hereby empowered to take all necessary actions to wind-up the affairs of the Police Department.

SECTION 4. That the position of Mayor's Court Clerk is unaffected by this Ordinance and shall continue until such indeterminate later time as the Mayor's Court is finally dissolved.

SECTION 5. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including § 121.22 of the Ohio Revised Code.

SECTION 6. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare and safety of the inhabitants of this Village, and for the further reason that dissolution of the Police Department, the winding up of its affairs, and the transition of police protection services to the Township must occur forthwith so as to provide continuous police protection to the Village; wherefore, this Ordinance shall take effect and be in force from and immediately upon its passage.

PASSED:

Kenneth D. Takacs, President of Council

1st Reading, February 16, 2016

2nd Reading, March 7, 2016

DEFEATED

Introduced by: Mayor Britton

Attested:

Kristie M. Crockett, Fiscal Officer / Clerk

Approved:

Date: _____

Sam Britton Jr., Mayor