

ORDINANCE NO. 509

**AN ORDINANCE PROVIDING FOR ATTENDANCE AT LOCAL
SCHOOL ATHLETIC EVENTS BY THE MEMBERS OF THE CITY
OF LE ROY POLICE FORCE FOR SECURITY PURPOSES**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY, THIS
7th DAY OF September, 1993

PRESENTED: September 7, 1993

PASSED: September 7, 1993

APPROVED: September 7, 1993

RECORDED: September 7, 1993

PUBLISHED: September 7, 1993

In Pamphlet Form

Voting "Aye" 3

Voting "Nay" 0

The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

SEAL

Jeanita Bagley
City Clerk of the City of LeRoy
McLean County, Il.

Dated September 7, 1993

ORDINANCE NO. 509

**AN ORDINANCE PROVIDING FOR ATTENDANCE AT LOCAL
ATHLETIC EVENTS BY THE MEMBERS OF THE CITY OF
LE ROY POLICE FORCE FOR SECURITY PURPOSES**

WHEREAS, the Mayor and City Council of the City of Le Roy, McLean County, Illinois, an Illinois Municipal Corporation, have determined that it is in the best interests of the citizens of said City that the Le Roy City Policemen be provided from time to time, when requested, to attend sports events and other athletic competitions of the Le Roy schools, when requested by the superintendent of said school system, in order to take appropriate security precautions and provide appropriate peace keeping activities while there are crowds in attendance at such athletic events.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Le Roy, in lawful meeting assembled as follows:

Section 1. That the Police chief or any member of the City police force volunteering for the duty shall be provided on an as needed basis when requested by the Superintendent of Le Roy Community Unit District 2 Schools, and when such Police Chief or other member of the city police force is available, on the following conditions:

(a) Upon request made by the Superintendent of Le Roy Community Unit District 2 Schools to the Police Chief or other member of the City Police force or city government acting in his stead for provision of a city police force member for security purposes at a school athletic event such as a basketball game or football game, the Police Chief will attend such athletic event unless he shall have a conflict with his normal duty hours or would be unavailable on off-duty time for attendance at such events when requested, in which case he may ask for any other member of the Le Roy police force if they wish to volunteer for such duty in addition to their normal regular duty week. If the Police Chief or other police force member in his stead shall be available for such duty, they shall report at the appropriate time and place to be in attendance during the athletic event as they are requested by the superintendent of the aforesaid school district. The Police Chief or other police force member shall remain in attendance at the athletic event for a period of approximately two hours, or until the event shall be over if longer than two hours or until the event is over, whichever period of time shall be the longest and in accordance with the request of the school district superintendent. While going to and from attendance at the said athletic event, and while in attendance at the athletic event under request by the school district superintendent, the Police Chief or other city police force member shall be deemed to be on duty for the purpose of providing security for the public, crowd control services and other such public safety measures as would normally be considered appropriate for a municipal police force member to provide in large gatherings such as at an athletic event.

(b) The Police Chief or other police force member in attendance at each athletic event will be required to make contact promptly upon arriving at the athletic event with the appropriate school district personnel in charge at the site of the athletic event, which personnel shall also be expected to make contact with the police officer as soon as his presence is made known to them. The Police Chief or other police force member shall coordinate any crowd control activities or other security measures with the appropriate school district personnel in charge of the athletic event unless an emergency requires prompt action and does not permit sufficient time to coordinate necessary measures and actions with such personnel.

(c) In consideration for City providing a uniformed city police force member at such athletic events when requested, Le Roy Community Unit District 2 Schools shall reimburse the City on a basis of \$18.60 per hour (two hour minimum) for each athletic event attended. It is anticipated that normal attendance required will not be in excess of two hours duration at any individual athletic event. At the end of each schedule of athletic events a statement will be rendered by the City Clerk to the Superintendent of the school district outlining the number of events attended, the city police force member in attendance at each event and showing the total charge due by the school district to the City for the provision of these additional security services. Promptly upon rendering of the statement for services rendered by the City to the school district, the school district shall, not later than the tenth day of the calendar month succeeding the month billed, and upon receipt of the billing statement, forward payment for the services at the agreed upon rate previously set forth herein to the City Clerk, said payment to be made payable to the City of Le Roy,

Section 2. The services rendered by the Police Chief or other city police force member shall be deemed to be additional duty but not chargeable at a rate in excess of the normal hourly rate or salaries compensation of the city police force member. While going to and from the athletic event from his home or other appropriate point of departure and return thereto the city police force member shall be deemed to be on duty as a municipal police force member for the City of Le Roy and shall be required to abide by all applicable regulations and laws concerning his responsibilities and conduct during such period of time.

Section 3. The City of Le Roy shall be deemed to be under no obligation to continue to provide police force members for the aforesaid security services to the school district and may terminate the provision of such services at any time upon written notice being delivered to the superintendent of Le Roy Community Unit District 2 Schools, and the Le Roy Community Unit District 2 Schools may terminate the arrangement under like provision of notice.

Section 4. This ordinance shall be deemed ratification of an existing verbal inter-governmental cooperation agreement entered into between the City of Le Roy and LeRoy Community Unit District 2 Schools affected September 1, 1993 and shall continue, unless sooner terminated through August 31, 1994. By appropriate letter, service as a

memorandum of the verbal agreement, the Mayor of the City of Le Roy is hereby directed to notify the Superintendent of Le Roy Community Unit District 2 Schools of the ratification of the existing verbal agreement and of the adoption of this ordinance.

Section 5. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as required by law.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion by Ronnie Litherland, seconded by Robert D. Johnson, by roll call vote on the 7th day of September, 1993, as follows:

Aldermen elected 5

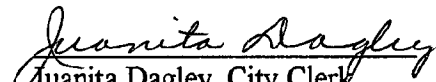
Aldermen present 3

VOTING AYE: Robert D. Johnson, Ronnie Litherland, Lois Parkin
(names)

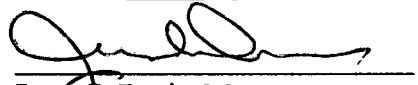
VOTING NAY: None
(names)

ABSENT, ABSTAIN, OTHER David Spratt, Randy Litherland

and deposited and filed in the office of the City Clerk in said municipality on the 7th day of September, 1993.

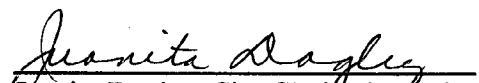

Juanita Dagley, City Clerk
City of Le Roy, McLean County
Illinois

APPROVED by the Mayor of the City of Le Roy, Illinois, this 7th day of September, 1993.


Jerry C. Davis, Mayor
City of Le Roy, McLean County
Illinois

ATTEST:

(seal)


Juanita Dagley, City Clerk of the City
of Le Roy, McLean County, Illinois

CERTIFICATE

I, Juanita Dagley, certify that I am the duly elected and acting municipal clerk of the City of Le Roy, McLean County, Illinois.

I further certify that on September 7, 1993, the Corporate Authorities of such municipality passed and approved Ordinance No. 509, entitled:

**AN ORDINANCE PROVIDING FOR ATTENDANCE AT LOCAL
SCHOOL ATHLETIC EVENTS BY THE MEMBERS OF THE CITY
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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 509, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on September 7, 1993, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois, this 7th day
of September, 1993.

(seal)

Juanita Dagley
Municipal Clerk

STATE OF ILLINOIS)
)
COUNTY OF MC LEAN)

I, _____, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

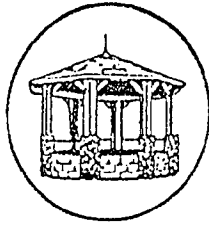
I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

That said ordinance was adopted by the Mayor and City Council of the City of Le Roy at a regular meeting on the _____ day of _____, _____, and that a faithful record of said ordinance has been made in the record books.

Dated this _____ day of _____, _____.

City Clerk

(SEAL)



City of LeRoy

September 8, 1993

Mr. Richard Schuler
Superintendent of Schools
Le Roy Community Unit District 2
600 E. Pine
Le Roy, IL 61752

RE: Providing of Police Protection from time to time by the City of Le Roy for School Athletic events

Dear Richard:

By motion adopted by the Le Roy City Council Tuesday evening, September 7, 1993, the city has approved providing a police officer from time to time as the Superintendent of the school district here in Le Roy may request to be in attendance at athletic events such as football and basketball games. This is with the understanding that the athletic event will normally be about two hours long, or at least that the officer's attendance at such events will be approximately two hours in duration, although he could be there for the time period with a break in the middle and then return at a later time, if you wish to make such arrangements in advance with the officer. If you request the officer's attendance for a longer period of time, you must make the arrangements in advance with the police chief and there will be a two hour minimum. The police officer will be in uniform and will be considered to be on duty during such attendance as well as during the time that he is going to and from the athletic event, either from home or from such other place as he may have been. The officer will not be the normal duty officer on duty for the city during that time period.

Whenever you require the attendance of a police officer at an athletic event, you should contact the City Police Chief and make arrangements for the date, time and length of time and any particular problems that you can anticipate. Normally the Police Chief will be the officer to be in attendance, but in the event that he should have conflict of some sort, the city has authorized any other police officer that wishes to volunteer for such duty to be in attendance. In the event that the Police Chief cannot attend and that none of the other police force members wish to volunteer for such duty, the city would be unable to provide an officer and will be under no obligation to the schools to do so.

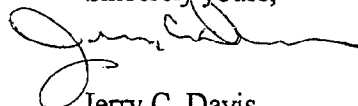
The provision of the police officer from time to time would be "as needed" by the school district and "as available" to the city.

For each athletic event attended by the police officer under your request for the school district, the school will be obligated to pay to the city an hourly fee of \$18.60 per hour, minimum of two hours, which amount will be due and payable by the tenth of the month succeeding the month in which the athletic events end. All checks will be made payable to the City of Le Roy and will be for the total amount due for the provision of such services by the city. The city will then compensate the officers in attendance within two weeks after the close of the athletic events schedule under this agreement. The city will also see to it that all appropriate employer and employee payroll taxes, retirement or pension plan contributions and other similar expenses or charges are paid or withheld as the case may be, in accordance with the applicable laws, and any agreements relating to the police officer's employment by the city.

The school staff member on duty during the official school function will be expected to establish contact with the officer as soon as possible after the officer has arrived on the premises and the officer will be instructed to make every effort to establish contact with the school staff person in charge during the time of the event so any emergency assistance required by the police officer may be coordinated with appropriate personnel on the site.

This letter will serve as a memorandum of the agreement between the City of Le Roy, McLean County, Illinois, an Illinois municipal corporation, and the Le Roy Community Unit District 2, and should be considered binding on both parties when a copy of this letter is returned to the City Clerk's office executed by you on behalf of and as agent for the school district. This agreement shall be deemed to automatically expire as of midnight, August 31, 1994, unless extended by an agreement of the parties prior to that date.

Sincerely yours,



Jerry C. Davis
Mayor, City of Le Roy, IL

On behalf of the Le Roy Community Unit District 2 Schools, and as agent for said governmental entity, the undersigned hereby accepts the terms of this intergovernmental cooperation agreement.

Richard Schuler, Supt. of Le Roy
Community Unit District 2 Schools

Dated _____, 1993