



## RESOLUTION 2023-29

### A RESOLUTION AUTHORIZING THE POWELL POLICE DEPARTMENT TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE DELAWARE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES TO ADDRESS CHILD ABUSE AND NEGLECT

**WHEREAS,** Delaware County Department of Job and Family Services and the Powell Police Department are statutorily required to enter into a memorandum of understanding to address child abuse and neglect; and

**WHEREAS,** This memorandum of understanding addresses child abuse and neglect required by sections 2151.4210, 2151.4211, 2151.4212, 2151.4215, 2151.4216, 2151.4220, and 2151.4224 of the Ohio Revised Code and section 5101:2-33-26 of the Ohio Administrative Code; and

**WHEREAS,** This memorandum of understanding also identifies procedures for collaborative service provisions needed to ensure child safety, permanence, and well-being, and the minimum requirements of screening, assessment/investigation, and service planning, to meet mandates included in children services legislation passed by the 134<sup>th</sup> Ohio General Assembly; and

**WHEREAS,** This agreement between the Delaware County Department of Job and Family Services and community partners delineates the roles and responsibilities for referring, reporting, investigating, and prosecuting child abuse and neglect cases.

**WHEREAS,** The Chief of Police will have the responsibility for:

- Taking referrals/reports alleging child abuse and neglect from any source within their respective jurisdiction; and
- Referring reports to Delaware County Department of Job and Family Services as soon as possible or within 24 hours for investigation of the circumstances; and
- Determining whether allegations of abuse or neglect rise to the level of criminal conduct; and
- Cooperating with Delaware County Department of Job and Family Services in a joint and thorough investigation when the information contained in the report lends itself to allege a present danger; and
- Assisting Delaware County Department of Job and Family Services in hazardous situations where the provision of protective services or the investigation of child abuse or neglect is impeded; and


- Coordinating with Delaware County Department of Job and Family Services on interviews with principals of the case when there are serious criminal implications; and
- Notifying Delaware County Department of Job and Family Services of any legal action involving an alleged perpetrator of child abuse or neglect; and
- Responding to Delaware County Department of Job and Family Services' requests for information regarding the status of the legal action; and
- Providing police record checks for Delaware County Department of Job and Family Services as necessary or requested as permitted by law; and
- Consulting with Delaware County Department of Job and Family Services prior to removal of a child from their home when possible; and
- Handling and coordinating investigations involving a child fatality or near fatality which may have resulted from abuse or neglect.

**NOW THEREFORE BE IT RESOLVED BY THE CITY OF POWELL, COUNTY OF DELAWARE, STATE OF OHIO, AS FOLLOWS:**

Section 1: The Council of the City of Powell hereby authorizes the Interim Chief of Police to execute an agreement, which agreement shall be in substantially similar form to the agreement attached hereto as Exhibit "A" and incorporated herein by reference.

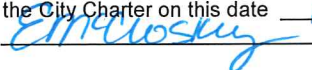
Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of Council and any of the decision-making bodies of the City of Powell, which resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 3: This Resolution shall be in full force and effect immediately upon adoption.

 11/8/2023  
 Daniel Swartwout Date  
 Mayor

 11/8/2023  
 Elaine McCloskey Date  
 City Clerk

EFFECTIVE DATE: November 8, 2023

This legislation has been posted in accordance with the City Charter on this date 11/13/2023  
 City Clerk

