

1 Introduced by the Council President at the request of the Sheriff:

2
3
4 **ORDINANCE 2021-715-E**

5 AN ORDINANCE REGARDING THE SHERIFF'S POWERS AND
6 DUTIES; AMENDING CHAPTER 37 (OFFICE OF THE
7 SHERIFF), PART 1 (ORGANIZATION), SECTION 37.101
8 (SHERIFF'S POWERS AND DUTIES), *ORDINANCE CODE*,
9 REGARDING THE SHERIFF'S AUTHORIZATION TO MAKE
10 AND ENTER INTO CERTAIN TYPES OF AGREEMENTS;
11 PROVIDING FOR CODIFICATION INSTRUCTIONS;
12 PROVIDING AN EFFECTIVE DATE.

13
14 **BE IT ORDAINED** by the Council of the City of Jacksonville:

15 **Section 1. Amending Chapter 37 (Office of the Sheriff),**
16 **Part 1 (Organization), Section 37.101 (Sheriff's powers and duties),**
17 **Ordinance Code.** Chapter 37 (Office of the Sheriff), Part 1
18 (Organization), Section 37.101 (Sheriff's powers and duties),
19 *Ordinance Code*, is hereby amended to read as follows:

20 **CHAPTER 37. - OFFICE OF THE SHERIFF**

21 **PART 1. - ORGANIZATION**

22 **Sec. 37.101. - Sheriff's powers and duties.**

23 * * *

24 (m) To make and enter into cooperative ~~law enforcement interagency~~
25 agreements in connection with the Sheriff's management,
26 operation, and control of law enforcement and traffic safety
27 within the consolidated government ~~with federal, state, district~~
28 ~~and other local agencies,~~ in order to promote the health and
29 general welfare of persons in Jacksonville, Florida, without
30 further City Council authorization; provided however such
31 agreements:

- 1 (1) Are entered into with (i) other federal, state and local
2 governmental agencies or local independent authorities;
3 (ii) not-for-profit corporations; or (iii) for-profit
4 entities which are providing the Sheriff's Office access,
5 for the purposes described herein, to certain intangible,
6 tangible or real property owned or operated by the for-
7 profit corporation;
- 8 (2) Are not entered into for the purpose of procuring goods or
9 services from for-profit entities;
- 10 (~~3~~) Do not require additional funding from the City;
- 11 (~~4~~) Do not require the City to indemnify or hold harmless a
12 third party beyond existing statutory and common law
13 obligations;
- 14 (~~5~~) Provide for termination at will upon 90-day notice clauses;
- 15 (~~6~~) Contain, near the signature block, reference to this
16 subsection as the authority for the Sheriff to make and
17 execute same;
- 18 (~~7~~) Are reviewed and approved as to form, by the Office of
19 General Counsel; and that
- 20 (~~8~~) A fully signed and executed copy or duplicate original
21 thereof is maintained by the Office of General Counsel;
22 and that
- 23 (~~9~~) The Sheriff maintains a depository, log and record of all
24 such agreements.

25 **Section 2. Codification Instructions.** The Codifier and the
26 Office of General Counsel are authorized to make all chapter and
27 division "tables of contents" consistent with the changes set forth
28 herein. Such editorial changes and any others necessary to make the
29 Ordinance Code consistent with the intent of this legislation are
30 approved and directed herein, and the changes to the Ordinance Code
31 shall be made forthwith and when inconsistencies are discovered.

1 **Section 3. Effective Date.** This Ordinance shall become
2 effective upon signature by the Mayor or upon becoming effective
3 without the Mayor's signature.

4
5 Form Approved:

6
7 /s/ Mary E. Staffopoulos

8 Office of General Counsel

9 Legislation prepared by: Mary E. Staffopoulos

10 GC-#1453351-v1-JSO_-_Amend_Sec__37_101(m)_Code_-_Sheriff_Contract_Authority.docx

11
12
13
14