

CITY COUNCIL RESOLUTION NO. 2022-041

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA AUTHORIZING THE CITY, BY AND THROUGH THE LAKE CITY POLICE DEPARTMENT, TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE DEPARTMENT OF VETERANS AFFAIRS TO PROVIDE LAW ENFORCEMENT SERVICES AS NEEDED.

WHEREAS, the City Council of the City of Lake City, Florida (hereinafter the "City"), by and through the Lake City Police Department (hereinafter the "LCPD"), finds that it is in the City's best interest to renew the Memorandum of Understanding with the Department of Veterans Affairs (hereinafter the "VA") to provide law enforcement services as described in the attached *Memorandum of Understanding Between United States Department of Veterans Affairs, North Florida/South Georgia Veterans Health System and Lake City Police Department* incorporated and made a part of this resolution (hereinafter the "MOU").

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA, AS FOLLOWS:

Section 1. The above recital is true and accurate and is hereby incorporated herein and made a part of this resolution.

Section 2. The City, by and through the LCPD, is hereby authorized to execute and enter the attached memorandum of understanding with the VA.

Section 3. The Mayor and Chief of Police are authorized to execute the attached memorandum of understanding for and on behalf of the City.

PASSED AND ADOPTED at a meeting of the City Council this ____ day of May 2022.

CITY OF LAKE CITY, FLORIDA

By: _____
Stephen M. Witt, Mayor

ATTEST:

APPROVED AS TO FORM AND
LEGALITY:

By: _____
Audrey Sikes, City Clerk

By: _____
Frederick L. Koberlein, Jr.,
City Attorney



**MEMORANDUM OF UNDERSTANDING
BETWEEN
UNITED STATES DEPARTMENT OF VETERANS AFFAIRS, NORTH
FLORIDA/SOUTH GEORGIA VETERANS HEALTH SYSTEM
AND LAKE CITY POLICE DEPARTMENT**

This Memorandum of Understanding (MOU) is entered into between the U.S. Department of Veterans Affairs (VA) NORTH FLORIDA/SOUTH GEORGIA VETERANS HEALTH SYSTEM (NF/SGVHS) and the Lake City Police Department, hereinafter referred to as "parties."

1. PURPOSE. To establish general working relationships between the NF/SGVHS Police Service and Lake City Police Department as a means of reinforcing interagency coordination and responsibility concerning law enforcement, emergency response, requests for assistance, and physical security and access control operations at Lake City VA Medical Center located at 619 S. Marion Ave., Lake City, FL 32025, Lake City VA Commerce Clinic located at 484 SW Commerce Drive, Suite 140, Lake City, FL 32025, Lake City Tel-Care located at 1086 SW Main Blvd, Ste B, Lake City, FL 32025 and Lake City Administration located at 1435 US Hwy 90 W., Lake City, FL 32025.

2. REFERENCES.

- a) VA Directive 0730, *Security and Law Enforcement*, 12 December 2012
- b) VA Handbook 0730, *Security and Law Enforcement*, 11 August 2000
- c) Concurrent Jurisdiction Proprietary.

3. GENERAL.

- a. NF/SGVHS hospital, also known as Lake City VA Medical Center, is located in the City of Lake City. NF/SGVHS provides primary, specialty, and extended care to Veterans throughout Lake City. The mission of the NF/SGVHS is to provide timely, efficient, ethical, safe, compassionate, and quality health care to Veteran patients.
- b. The Lake City Police Department has concurrent jurisdiction with the Federal Government over NF/SGVHS hospital's properties within Lake City. This jurisdiction grants local police agencies the authority to jointly enforce Federal and state laws with VA Police on Lake City VA Medical Center properties.

4. RESPONSIBILITIES.

- a. NF/SGVHS Police Service will:

(1) Maintain law and order and enforce Federal and state laws and VA regulations at the Lake City VA Medical Center, including the hospital building and designated parking lots, for the protection of property owned or occupied by the VA and persons on the property.

(2) Provide primary initial response to any and all incidents or emergency situations at the Lake City VA Medical Center.

b. Lake City Police Department will:

(1) Respond to NF/SGVHS Police Service's requests for assistance. Such assistance may include, but not limited to, the following situations:

(A) Armed hostage taking situations that would require an armed response to assist VA Police in containing the situation until appropriate Federal agencies (such as the Federal Bureau of Investigation - FBI) can respond to assume control.

(B) Crimes involving armed robberies of funds, drugs or properties where the individuals committing the crimes leave VA police jurisdiction.

(C) Vehicle accident investigations, which may result in non-injuries, injuries, or death involving the VA Police patrol vehicles.

(D) Any major incident that would require additional Officers for traffic control to allow emergency vehicles a clear access to the facility.

(2) Provide additional Officers when needed to assist with the physical arrest of a violent/disorderly person(s) who poses a serious threat to VA patients, visitors, medical staff, or themselves.

(3) Provide assistance in the transportation of prisoner(s) who have been arrested at the Lake City VA Medical Center on occasions when there are only two VA police officers on duty.

(4) Authorize access to and use of Lake City Police Department central dispatch and patrol units in the field for VA Police. The parties agree that the access and use of such information is solely limited to official law enforcement purposes and that the process of reprogramming VA radios would be at no cost to the City of Lake City.

(5) Should any VA Police Officer be involved in a shooting, the FBI will be notified immediately. If the FBI declines investigation, or if the FBI response is delayed, Lake City Police Department may provide investigative assistance to NF/SGVHS

Police. This assistance may range from establishing, preserving, and controlling the crime scene, to performing as the lead investigative agency.

(6) COMPACT ACT Section 205 Police Crisis Intervention Training for VA Police requires that each VA medical center police service develop a plan to enter into partnerships with local mental health organizations and experts, Veteran community organizations, as well as local police departments to share training resources on Crisis Intervention Teams (CIT). This assistance may range from collaborated training and sharing law enforcement to coordinated intervention tactics when there is an extreme crisis involving a veteran(s).

5. ACCEPTANCE & RATIFICATION

- a. The provisions of this MOU are effective upon signature and date as indicated below and will be reviewed every 3 years, or as required.
- b. This agreement may be unilaterally suspended or cancelled by either side upon giving at least 180 days written notice to the other party.
- c. This MOU does not create additional jurisdiction or limit or modify existing jurisdiction vested in the parties. This MOU is intended exclusively to provide guidance and documents an agreement for general support between the parties. Nothing contained herein creates or extends any right, privilege, or benefit to any person or entity.
- d. Other areas of mutual interest may arise where services and support from one party of this MOU is required by the other party of this MOU. This MOU is not meant to limit those instances nor prohibit cooperation outside the above listed situations set forth and agreed upon.

**FOR DEPARTMENT OF VETERANS AFFAIRS NORTH FLORIDA/SOUTH GEORGIA
VETERANS HEALTH SYSTEM**

EDWARD AVILA 113874

Digitally signed by EDWARD AVILA 113874
Date: 2022.03.29 15:03:31 -04'00'

Edward Avila

Date

Chief of Police, U.S. Dept. Veterans Affairs

NORTH FLORIDA/SOUTH GEORGIA VETERANS HEALTH SYSTEM

FOR LAKE CITY POLICE DEPARTMENT

Gerald Butler Chief of Police

Date