

RESOLUTION NO. R-2022-01

**A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF
A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE VILLAGE OF MAYWOOD,
ON BEHALF OF THE MAYWOOD POLICE DEPARTMENT,
AND THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS POLICE
FOR PERFORMANCE OF CERTAIN VILLAGE LAW ENFORCEMENT ASSISTANCE SERVICES**

WHEREAS, the President and Board of Trustees of the Village of Maywood (the "Village Board"), operating as a home rule municipality, have all of the powers and authority granted to such municipalities pursuant to Article VII, Sections 6 and 10(a) of the Illinois Constitution of 1970, including the right to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the President and Board of Trustees of the Village of Maywood ("Village") and the United States Department of Veterans Affairs Police have jointly determined that it is in the best interests of the Village and its residents for the Maywood Police Department and the United States Department of Veterans Affairs Police to agree on the performance of certain Village law enforcement assistance services; and

WHEREAS, the President and Board of Trustees of the Village of Maywood (the "Village") and the United States Department of Veterans Affairs Police mutually desire to enter into a Memorandum of Understanding ("MOU") relative to the performance of certain Village law enforcement assistance services. The MOU contains all of the terms, conditions and obligations that the Parties will be responsible for as part of their participation in the MOU. A copy of the MOU is attached hereto as Exhibit "A" and made a part hereof; and

WHEREAS, pursuant to its home rule powers and contracting authority provided by Article VII, Sections 6 and 10(a) of the Illinois Constitution of 1970, as well as the Illinois Intergovernmental Cooperation Act (5 ILCS 220), the President and Board of Trustees of the Village of Maywood have the authority to approve and enter into the attached Memorandum of Understanding (Exhibit "A") to have the Maywood Police Department and the United States Department of Veterans Affairs Police personnel agree to the performance of certain Village law enforcement assistance services as provided for under the MOU, and find that entering into the MOU is in the best interests of the Village, its residents, business owners and the public.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAYWOOD, ILLINOIS AS FOLLOWS:

SECTION 1: Each Whereas paragraph above is incorporated by reference into this Section 1 and made a part hereof as material and operative provisions of this Resolution.

SECTION 2: The President and Board of Trustees of the Village of Maywood authorize the approval of the MOU, attached hereto as Exhibit "A" and made a part hereof. Further, the Corporate Authorities of the Village of Maywood authorize and direct the Village President, the Police Chief and the Village Attorney, or his/her designees, to execute said MOU and to execute and deliver all other instruments and documents to the United States Department of Veterans Affairs Police that are necessary to fulfill the Village's obligations under the MOU.

SECTION 3: This Resolution shall be effective immediately upon its passage and approval, or as otherwise provided by law.

ADOPTED this 18th day of January, 2022, pursuant to a roll call vote as follows:

AYES: Mayor Booker, Trustee(s) A. Sanchez, S. Reyes-Plummer, M. Jones, A. Peppers and
I. Brandon

NAYS: None

ABSENT: Trustee M. Lightford

APPROVED this 18th day of January, 2022 by the Village President of the Village of Maywood,
and attested by the Village Clerk on the same day.

Nathaniel George Booker, Village President

ATTEST:

Gwaine Dianne Williams, Village Clerk

[SEAL]

Exhibit "A"

MEMORANDUM OF UNDERSTANDING

UNITED STATES DEPARTMENT OF VETERANS AFFAIRS POLICE

(attached)



DEPARTMENT OF VETERANS AFFAIRS POLICE

Hines, IL, 60141
(708) 202-2013 Office - (708) 202-4814 Fax

Kimberly Coleman
Chief of Police



Kimberly Coleman
Chief of Police
Department of Veterans Affairs Police
5000 S. 5th. Avenue
Hines, Illinois 60141

Elijah Willis - Chief of Police
Maywood Police Department
125 S. 5th. Avenue
Maywood, Illinois 60153

MEMORANDUM of UNDERSTANDING

1. **Purpose:** To establish a written agreement with the Maywood Police Department, in accordance with the United States Department of Veterans Affairs Office of Security and Law Enforcement (OS&LE) regulation to provide police assistance during life threatening situations and incidents. A written agreement is not forthwith with any law enforcement agency but would provide assistance upon request and / or observation. Veterans Affairs Police, Edwards Hines Jr. VAH will utilize the indicated procedures to summon emergency police assistance.
2. **Responsibility:** The United States Department Veterans Affairs Police is granted authority under Title 38 United States Code, Section 901 & 902 to enforce federal laws, and applicable State of Illinois laws to include specific Illinois vehicle code laws under express grant. Department of Veterans Affairs Police – Hines are vested with concurrent jurisdiction to enforce Department of Veterans Affairs Regulations, local and state laws.

This authority includes the responsibility to conduct investigations of all criminal and non-criminal activities on property under the charge and control of the Department of Veterans Affairs. As part of these investigations we require access to criminal records from other law enforcement agencies. This department is authorized access to state and federal criminal record indexes, as well as NCIC, under the assigned ORI / IL-VA00200 and Mobile Data Terminals (ALERTS) in our patrol vehicles. Department of Veterans Affairs Police – Hines is committed to assuring that policies and procedures are administered accurately and will respond to any and / or all emergencies occurring on property and will make proper notifications to local, state or federal authorities.

Department of Veterans Affairs Police – Hines is a 24-hour federal law enforcement agency. Our police operations center is open (24) hours a day (7) days a week. Our emergency contact number is (708) 681-6866 or non-emergency contact number is (708) 202-2013.

a. US Department of Veterans Affairs Police Service will:

Maintain law and order and enforce Federal and state laws and VA regulations at the Edward Hines Jr. VA facility, including the hospital buildings, administrative buildings, residences and parking lots, for the protection of property owned or occupied by the VA and persons on the property.

Provide primary initial response to any and all incidents or emergency situations.

b. Maywood Police Department will:

Respond to the US Department of Veterans Affairs Police requests for assistance. Such assistance may include, but not limited to, the following situations:

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.

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

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

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

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.

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

3. **Interoperability Communications:** The VA Police and the Maywood Police Department recognize the need for interagency communications, interoperability and cooperation between the departments. The current public safety communications environment has reinforced the need for agencies to work together to establish communications interoperability and mutual aid plans that cross over jurisdictional boundaries.

To remedy the intra-discipline communication void, the VA Police and Maywood Police Department have worked together to develop an improved interoperability solution as outlined in this Memorandum of Understanding. This solution establishes dedicated radio talk groups with procedures that are accessible on the police radio systems used by numerous local, municipal, county and state agencies and entities statewide. This Memorandum of Understanding does not include any entities that have a dispatch agreement with the agencies.

The following talk groups will be used and agreed upon for interoperability between VA Police and Maywood Police Department in those areas of mutual jurisdiction and / or response. (VA Police – 411.3500) (Maywood Police – Receive 470.4125, Transmit 473.4125) The shared talk groups will be available for use only on portable and mobile radios, not on any agency radio dispatch consoles. The use of these talk groups will follow the guidelines of the State / Federal / Region / Urban Area Tactical Communications Plan (State TIC Plan), Both Agency's Standard Operating Procedures. Interoperability is limited to Officer to Officer communication. Supervisors and Shift Leaders / Commanders from each department will be responsible for the daily operations and routine use of talk groups of their respective department, as well as the procedures and to cooperate fully with the instructions on the use of said talk groups.

Should any problems arise from the sharing of these talk groups, the communications personnel of the respective departments should be contacted immediately, and the situation documented. If the problem is not resolved, the situation should be reported up the chain of command of both departments for resolution.

4. **Acceptance & Ratification:** The provisions of this MOU are effective upon signature and date as indicated below and will be reviewed every 3 years, or as required. This agreement may be unilaterally suspended or cancelled by either side upon giving at least 180 days written notice to the other party. 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. 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.

Our intention is to maintain the excellent working relationship that we have established. If you concur with the above statements and there is no need for further discussion, please indicate your acknowledgement of the contents of this MOU by signing below and returning an original to me, reserving a copy for your agency files.

If you have any questions and / or would like to amend any part of this agreement, please feel free to contact me at (708) 202-2379. Thank you for your interest and support.

Kimberly Coleman

Kimberly Coleman
Chief of Police
Department of Veteran Affairs Police
Edward Hines Jr. VAH

Date 12/7/2021

ELIJAH WILLIS Chief of Police
Maywood Police Department

Date _____

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CLERK'S CERTIFICATE

I, Gwaine Dianne Williams, Clerk of the Village of Maywood, in the County of Cook and State of Illinois, certify that the attached document is a true and correct copy of that certain Resolution now on file in my office, entitled:

RESOLUTION NO. R-2022-01

**A RESOLUTION AUTHORIZING THE APPROVAL AND EXECUTION OF
A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE VILLAGE OF MAYWOOD,
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which Resolution was passed by a roll call vote of the Board of Trustees of the Village of Maywood at a Special Village Board Meeting on the 18th day of January, 2022, at which meeting a quorum was present, and approved by the President of the Village of Maywood on the 18th day of January, 2022.

I further certify that the vote on the question of the passage of said Resolution by the Board of Trustees of the Village of Maywood was taken by Ayes and Nays and recorded in the minutes of the Board of Trustees of the Village of Maywood, and that the result of said vote was as follows, to-wit:

AYES: Mayor Booker, Trustee(s) A. Sanchez, S. Reyes-Plummer, M. Jones, A. Peppers and I. Brandon

NAYS: None

ABSENT: Trustee M. Lightford

I do further certify that the original Resolution, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Maywood, this 19th day of January, 2022.

Gwaine Dianne Williams, Village Clerk

[SEAL]