

## Transportation Committee

Meeting date: August 12, 2013

For the Metropolitan Council meeting of August 28, 2013

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**Subject:** Joint Powers Agreement with the City of St. Paul Police Department (SPPD) and the Metro Transit Police Department (MTPD).

**District(s), Member(s):** District 13-Richard Kramer- St. Paul

**Policy/Legal Reference:** Minnesota Statutes 471.59 and 473.407

**Staff Prepared/Presented:** Brian Lamb, General Manager, 612-349-7510  
John Harrington, Chief of Police, 612-349-7201

**Division/Department:** Metro Transit / Metro Transit Police Department

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### Proposed Action

That the Metropolitan Council authorize the Regional Administrator to execute a Joint Powers Agreement with the City of St. Paul to clarify the roles and responsibilities for police service between the Metro Transit Police Department (MTPD) and the St. Paul Police Department (SPPD).

### Background

The Upper Midwest Community Policing Institute (UMCPI) study recommended that MTPD establish MOU and or JPA with surrounding communities. In order to clarify the roles and responsibilities of the SPPD and MTPD a Joint Powers Agreement was proposed. The Metropolitan Council (Council) and City of St. Paul may enter into cooperative agreements pursuant to Minnesota Statutes sections- §471.59 and § 473.407. The Council through the Metropolitan Transit Police Department ("MTPD") and the City of Saint Paul through the St. Paul Police Department ("SPPD") are entering into this Joint Powers Agreement ("Agreement"). This agreement acknowledges and provides dual authority for the MTPD to exercise general law enforcement activities within the Saint Paul city limits pursuant to Minnesota Statutes section- § 473.407.

### Rationale

Minnesota Statutes section 473.407, subd. 1 authorizes the MTPD to "exercise general law enforcement agency authority to assist any law enforcement agency in implementing or carrying out law enforcement activities, programs, or initiatives" upon request from, or under an agreement with, any law enforcement agency and subject to the availability of the MTPD's personnel and other resources. This Agreement will serve to clarify the roles and responsibilities of each police agency in providing police and public safety responses, patrol and investigations.

### Funding

This proposal has no funding requirements and no budgetary issues.

**Known Support / Opposition**

The Agreement was drafted jointly by MTPD Chief of Police and SPPD Chief of Police and with the assistance and legal guidance of Council's Office of General Counsel and the St. Paul City Attorney Office. There is no known opposition to this action. The City of St. Paul's Mayor and City Council are reviewing this Agreement for adoption and approval.