

Resolution #23-0234
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RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT FROM THE NORTH CAROLINA GOVERNOR'S HIGHWAY SAFETY PROGRAM FOR A FOURTEENTH YEAR OF FUNDING FOR THE FORSYTH COUNTY JOINT DWI TASK FORCE AND AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM ("CITY") AND THE COUNTY OF FORSYTH ("COUNTY") ACCEPTING SAID GRANT FUNDING AND EXECUTION OF A MUTUAL ASSISTANCE AGREEMENT BETWEEN THE CITY, COUNTY AND THE TOWN OF KERNERSVILLE FOR CONTINUED IMPLEMENTATION OF THE DWI JOINT TASK FORCE

WHEREAS, the City of Winston-Salem (CITY) and Forsyth County (COUNTY) are eligible to share \$80,103 in grant funds available under a grant from the North Carolina Governor's Highway Safety Program (GHSP) to continue operation of a Forsyth County DWI Joint Task Force; and

WHEREAS, the total approved grant budget for the CITY being \$230,705, the CITY will receive up to \$57,676 in GHSP grant funding and will be responsible for the remaining match of \$173,029; and

WHEREAS, with the total approved grant budget for the COUNTY being \$89,705, the COUNTY will receive up to \$22,426 in GHSP grant funding and will be responsible for the remaining match of \$66,779; and

WHEREAS, the Task Force will be manned by two officers from the Winston-Salem Police Department, one deputy from the Forsyth County Sheriff's Office, pursuant to the GHSP grant reference herein, and two additional officers from the Kernersville Police Department pursuant to a separate GHSP grant received by the Kernersville Police Department; and

WHEREAS, the Task Force will be responsible for enhanced enforcement of laws prohibiting driving while intoxicated and other responsibilities and activities as outlined in the grant documents; and

WHEREAS, because the Task Force will be operating within the entire geographic area of Forsyth County such that the CITY and TOWN police departments will be required to operate outside of their municipal territorial jurisdiction, the parties will execute a Mutual Assistance Agreement to address the particular operations of the Task Force and the requirements for requesting, granting, receiving and providing assistance; and

WHEREAS, the basic terms of the Interlocal Agreement and Mutual Assistance Agreement will include the following:

- (a) The CITY will serve as the administrator for the Task Force grant;
- (b) The CITY, COUNTY and TOWN will each designate personnel to serve on the Task Force. Grant funds provided for the Task Force will be utilized solely for the payment of Task Force costs, more specifically CITY AND COUNTY officer salaries, fringe benefits, equipment, training and travel and other items necessary for establishment and maintenance of the Task Force. Specific budgets for costs of the CITY, COUNTY and TOWN will be utilized and no payments in excess of those budgets will be allowed;
- (c) The CITY will dedicate two sworn law enforcement officers from the Winston-Salem Police Department to the Task Force, the COUNTY will dedicate one sworn law enforcement officer from the Sheriff's Office to the Task Force and the TOWN will dedicate two sworn law enforcement officers from the Kernersville Police Department to the Task Force although funded from another grant;
- (d) Mutual assistance will be requested, granted, received and provided in accordance with the Mutual Assistance Agreement between the parties for purposes of Task Force operations;
- (e) All parties will provide reports, statistics and documents required in order to ensure compliance with grant terms and conditions;
- (f) The parties will agree on mutually acceptable: crime reporting criteria and coding for Task Force activity; vehicle markings and/or identification, if any; common uniforms; handling of evidence collected and stored by Task Force officers; policies regarding pursuit of

DWI offenders; and distribution of any proceeds from forfeitures or other seizures of property or monies; and

WHEREAS, the City Manager is further authorized to execute on behalf of the City any amendment to the Mutual Assistance Agreement necessitated by reassignment of personnel to the DWI Joint Task Force by any of the parties.

WHEREAS, the CITY and COUNTY will have the opportunity to apply for continued funding from GHSP for one additional year; and

WHEREAS, it is in the best interest of the City to accept the grant funds and to authorize the continued operation of the Task Force due to the increasing traffic accidents and fatalities caused by impaired drivers within the City and Forsyth County.

NOW, THEREFORE, BE IT RESOLVED, that the Winston-Salem City Council authorizes the execution of an Interlocal Agreement and a Mutual Assistance Agreement, as outlined above, by the appropriate City officials, upon approval as to form and legality by the City Attorney's Office.