

Resolution #19-0402
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**RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT FROM THE
NORTH CAROLINA GOVERNOR'S HIGHWAY SAFETY PROGRAM
FOR NINTH YEAR FUNDING OF THE FORSYTH COUNTY JOINT DWI TASK
FORCE AND AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT
BETWEEN THE CITY OF WINSTON-SALEM, THE COUNTY
OF FORSYTH, AND THE TOWN OF KERNERSVILLE,
TO ACCEPT GRANT FUNDING AND EXECUTION OF A MUTUAL
ASSISTANCE AGREEMENT BETWEEN THE SAME PARTIES FOR CONTINUED
IMPLEMENTATION OF THE DWI JOINT TASK FORCE**

WHEREAS, the City of Winston-Salem (CITY), Forsyth County (COUNTY) and the Town of Kernersville (TOWN) are eligible to share \$143,417 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 Task Force will continue to be manned by three officers and one sergeant from the Winston-Salem Police Department, one deputy from the Forsyth County Sheriff's Office, and one officer from the Kernersville Police Department pursuant to the GHSP grant reference herein, and by one additional officer from the Kernersville Police Department pursuant to a separate GHSP grant received by the Kernersville Police Department which began in 2015; 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 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 four 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 one sworn law enforcement officer from the Kernersville Police Department to the Task Force;
- (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, COUNTY and TOWN will have the opportunity to apply for continued funding from the 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.