



Gaston County

Gaston County
Board of Commissioners
www.gastongov.com

Budget & Strategy

Board Action

File #: 24-050

Commissioner Worley - Budget & Strategy - To Approve an Interlocal Agreement with the City of Gastonia for the Disbursement of the 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Funds and to Appropriate Those Additional Federal Grant Funds (\$33,543)

STAFF CONTACT

Pat Laws - Budget & Strategy - 704-866-3771

BUDGET IMPACT

Increase in Federal revenue and associated expense \$33,543. No County funds.

BUDGET ORDINANCE IMPACT

Increase revenue and expenses in the General Fund by \$23,463.00. Increase revenue in the Community Investment Fund and expense in the General Government Capital Fund by \$10,080.00. Total increase to revenue and expense of \$33,543.00.

BACKGROUND

Award allocations to units of local government (Gaston County/City of Gastonia) are based on the jurisdiction's proportion of the three-year average number of violent crimes committed in the state. Only units of local government that would receive \$10,000 or more based upon that formula are eligible for a direct allocation which eliminates other municipalities in the county and the Sheriff's Office. A portion of the total allocation was designated for the Sheriff's Office because he operates the jail where violent crime offenders are housed. Gaston County and the City of Gastonia are designated as a "disparate allocation," meaning that based upon the number of violent crimes reported by the City and the County, the City qualifies for an amount that is at least one-and-a-half times more than the amount for the County which has concurrent jurisdiction. The units of local government (County and City) representatives must sign and submit to DOJ a memorandum of understanding stating that they all agree on how the joint award, which is the sum of the individual awards, will be allocated and used.

POLICY IMPACT

N/A

ATTACHMENTS

Budget Change Request (BCR); Interlocal Agreement Exhibit A Use of Funds

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

NO.	DATE	M1	M2	CBrown	CCloninger	AFraley	BHovis	KJohnson	TKeigher	RWorley	Vote
2024-050	02/27/2024	BH	TK	A	A	A	A	A	A	A	U

DISTRIBUTION:

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GASTON COUNTY BUDGET CHANGE REQUEST (BCR)

TO: Dr. Kim S. Eagle COUNTY MANAGER

FROM: BGT Budget & Strategy
Dept. Code Department Name

Janet Schafer 2/7/2024
Department Director Date

REQUEST TYPE:

- ☐ Line-Item Transfer Within Department & Fund
 ☐ Line-Item Transfer Between Funds*
- ☐ Project Transfer Within Department & Fund
 ☒ Additional Appropriation of Funds*
- ☐ Line-Item Transfer Between Departments
 * Requires resolution by the Board of Commissioners

ACCOUNT DESCRIPTION As it appears in Munis Ex. Employee Training	ACCOUNT NUMBER <div> <div>4</div><div>3</div><div>3</div><div>5</div><div>6</div><div>7</div><div>4</div><div>2</div><div>6</div><div>5</div> </div> <div> <div>Fund</div><div>Dept</div><div>Div</div><div>SubDiv</div><div>Prog</div><div>SubProg</div><div>Future</div><div>Func</div><div>Obj</div><div>Proj</div> </div> <div> <div>XXXX</div><div>XXX</div><div>XXX</div><div>XXXXX</div><div>XXXXXX</div><div>XXXXXX</div><div>XXXX</div><div>XX</div><div>XXXXXX</div><div>XXXXX</div> </div> Ex. 1000-BGT-000-00000-000000-0000000-0000-01-520011-	AMOUNT** Whole dollars only Ex. \$5,000 Ex. (\$5,000)
FedGrtRev: 2023 JAG - GCPD	1000-GPD-000-00000-000000-0000000-0000-02-410000-G0100	(\$3,824.00)
F/E<\$5K: 2023 JAG - GCPD	1000-GPD-000-00000-000000-0000000-0000-02-520020-G0100	\$3,824.00
FedGrtRev: 2023 JAG - Sheriff	1000-SHF-000-00000-000000-0000000-0000-02-410000-G0100	(\$19,639.00)
F/E<\$5K: 2023 JAG - Sheriff	1000-SHF-000-00000-000000-0000000-0000-02-520020-G0100	\$19,639.00
FedGrtRev: 2023 JAG - GCPD	4000-GPD-000-00000-000000-0000000-0000-02-410000-G0100	(\$10,080.00)
F/E>\$5K: 2023 JAG - GCPD	4005-GPD-000-00000-000000-0000000-0000-02-540002-G0100	\$10,080.00
Transfer to Gen Govt Capital	4000-NDP-000-00000-TrfxTo-0000000-0000-98-584005-	\$10,080.00
Transfer from CIF	4005-NDP-000-00000-TrfxFr-0000000-0000-98-484000-	(\$10,080.00)

JUSTIFICATION FOR REQUEST:

The Gaston County Sheriff's Office will use JAG funds purchase 105 Wilder Tactical belt kits with accessories. The Gaston County Police Department (GCPD) use \$13,904.00 in 2023 Justice Assistance Grant funding to pursue two projects during the grant cycle. The first project will be to purchase and install one (1) evidence drying cabinet for the department's Crime Scene Unit (\$10,080.00). The second project will be to purchase and install one (1) ventless evidence processing hood for the department's Crime Scene Unit (\$3,824.00).

** Decreases in expenditures and increases in revenue accounts require brackets. Increases in expenditures and decreases in revenue do not require brackets. Please note that transfers between funds require inter-fund transfer accounts.

CONTRACT NO 20240108

**INTERLOCAL AGREEMENT
BETWEEN THE CITY OF GASTONIA AND THE COUNTY OF GASTON, NC FOR THE
ALLOCATION OF 2023 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM
AWARD**

This Interlocal Agreement is made and entered into this 7th day of November, 2023, by and between THE COUNTY of Gaston, a political subdivision of the State of North Carolina, acting by and through its governing body, the Board of Commissioners, hereinafter referred to as the COUNTY, and the CITY of Gastonia, a political subdivision of the State of North Carolina, acting by and through its governing body, the City Council, hereinafter referred to as the CITY, both of Gaston County, State of North Carolina,

WITNESSETH:

WHEREAS, this Agreement is made under the authority of N C G S §§160A-461 and 153A-445(a)(1),

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall perform such functions or make such payments from current revenues legally available to that party; and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this Agreement, and

WHEREAS, the CITY agrees to provide the COUNTY \$33,545 40 from the 2023 Byrne Justice Assistance Grant (JAG) award for the Programs described in Exhibit A, which is attached hereto and incorporated herein by reference; and

WHEREAS, the CITY and COUNTY believe it to be in their best interests to reallocate the JAG funds received by the City as set forth herein

NOW THEREFORE, for and in consideration of mutual promises to each as hereinafter set forth, **the COUNTY and CITY mutually agree as follows**

1. Responsibilities of the Parties.

- 1.1 Fiscal Agent.** CITY shall serve as the 2023 Fiscal Agent for the Byrne JAG Program award described herein.
- 1.2 Pass Through to County.** CITY agrees to allocate to COUNTY a total of \$33,545 50 from 2023 Byrne JAG funds received by CITY
- 1.3 County's Use of Awarded Funds.** COUNTY agrees to utilize the entire amount of these funds (\$33,545 50) for the programs and uses described in Exhibit A, which is attached

hereto and incorporated herein by reference. The funds described herein shall be expended by COUNTY by no later than September 30, 2026.

1.4 Reimbursement to County. COUNTY'S expenditures chargeable against its portion of the 2023 JAG funds will be submitted to CITY quarterly. CITY will reimburse COUNTY on a quarterly basis upon submission of appropriate documentation. Reimbursements to COUNTY shall not exceed the amount awarded to COUNTY for the 2023 Byrne JAG Program (\$33,545.50).

1.5 Special Conditions. As a Byrne JAG Sub-Awardee for FY 2023, COUNTY agrees to comply with all special conditions applicable to this award to CITY as Prime Awardee.

1.6 Programmatic Conditions. As a Byrne JAG Sub-Awardee for FY 2023, COUNTY agrees to all monitoring, financial, and programmatic conditions set forth in the applicable Grant Management and Accounting Policies and Procedures Manual.

2. NOTICES. Any notice, consent or other communication required or contemplated by this Agreement shall be in writing, and shall be delivered in person, by U.S. mail, by overnight courier, by electronic mail or by telefax to the intended recipient at the address set forth below. Notice shall be effective upon the date of receipt by the intended recipient, provided that any notice which is sent by telefax or electronic mail shall also be simultaneously sent by mail deposited with the U.S. Postal Service or by overnight courier. Each party may change its address for notification purposes by giving the other party written notice of the new address and the date upon which it shall become effective.

City of Gastonia:

Michael C. Peoples
City of Gastonia Manager
P.O. Box 1748
Gastonia, NC, 28053-1748
Michael.peoples@gastonianc.gov
Phone: 704.866.6719

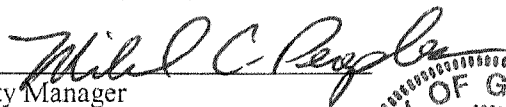
Gaston County:

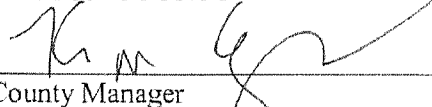
Dr. Kim S. Eagle
Gaston County Manager
P.O. Box 1578
Gastonia, NC, 28053-1578
Kim.eagle@gastongov.com
Phone : 704.866.3102

In witness whereof, the parties have caused this Agreement to be executed in their respective names the day and year first above written.

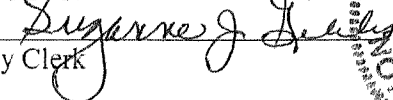
CITY OF GASTONIA

GASTON COUNTY

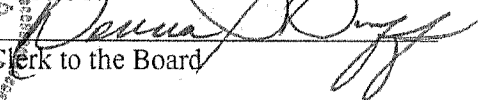

City Manager


County Manager

ATTEST:


City Clerk

ATTEST:


Clerk to the Board



APPROVED AS TO FORM:

See Attached
(Asst.) City Attorney

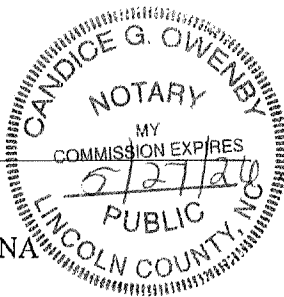
Cathy ER
(Asst.) County Attorney

STATE OF NORTH CAROLINA
COUNTY OF Gastonia City Police

I, Candice G Owenby, a Notary Public of the aforesaid County and State, do hereby certify that Suzanne J Gibbs personally appeared before me this day and acknowledged that she is the City Clerk of the City of Gastonia and that by authority duly given and as the act of the municipal corporation, the foregoing instrument was signed in its name by its City Manager, sealed with its corporate seal and attested by her as its City Clerk.

WITNESS my hand and Notarial Seal, this the 23rd day of Jan, 2023.

My Commission Expires: _____



Candice G Owenby
Notary Public

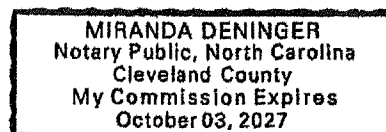
STATE OF NORTH CAROLINA
COUNTY OF GASTON

I, Miranda Deninger, a Notary Public of the aforesaid County and State, do hereby certify that Donna S. Buff personally appeared before me this day and acknowledged that she is the Clerk to the Board of Commissioners of Gaston County and that by authority duly given and as the act of the County, the foregoing instrument was signed in its name by its County Manager, sealed with its corporate seal and attested by her as its Clerk.

WITNESS my hand and Notarial Seal, this the 21st day of Aug, 2023.

My Commission Expires: October 03, 2027

Miranda Deninger
Notary Public





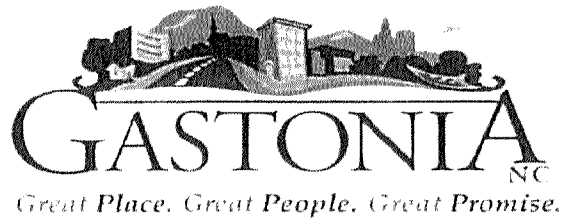
Contract Approvals/Certificates

CONTRACT 20240108 - 2023 BYRNE JAG GRANT

Approved as to form

Heather S. Byrne

1/19/2024 9 04 28PM



RESOLUTION TO ACCEPT THE FISCAL YEAR 2023 EDWARD BRYNE MEMORIAL JUSTICE ASSISTANCE GRANT FROM U.S. DEPARTMENT OF JUSTICE IN THE AMOUNT OF \$78,543 AND APPROVE AN INTER-LOCAL AGREEMENT BETWEEN THE COUNTY OF GASTON AND THE CITY OF GASTONIA TO DISTRIBUTE THE 2023 JAG PROGRAM FUNDS WITH BUDGET AMENDMENT 2420018

WHEREAS, the JAG Program, administered by the Bureau of Justice Assistance (BJA), provides states, territories, tribes, and local governments with critical funding necessary to support a range of law enforcement program areas, and

WHEREAS, the BJA has offered an Edward Byrne Memorial Justice Assistance Grant (JAG) Grant in the amount of \$78,543 to perform the work detailed in the submitted application to the City of Gastonia, and

WHEREAS, pursuant to N.C.G.S. §§ 153A-445(a)(1) and 160A-460, *et. seq.*, units of local government are authorized to enter into inter-local agreements in furtherance of inter-local cooperation; and

WHEREAS, the City of Gastonia is acting as the fiscal agent administering funds awarded under this JAG Program application, and in doing so, will pass \$33,543 of the funds awarded through to Gaston County in accordance with the terms of an Inter-Local Agreement setting forth the amount of funds to be distributed by the City to the County; and

WHEREAS, the City of Gastonia intends to perform said project in accordance with the agreed scope of work, which includes the purchase of six (6) license plate reader cameras in the amount of \$45,000, and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Gastonia hereby adopts budget amendment 2420018 to accept the JAG Program grant funding grant offer of \$78,543 from the BJA; and

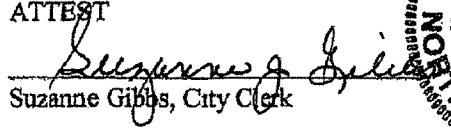
NOW, THEREFORE, BE IT FURTHER RESOLVED that the Inter-Local Agreement attached hereto and incorporated herein by reference between the City of Gastonia and Gaston County is hereby formally approved by the City Council of the City of Gastonia and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute this Inter-Local Agreement; and

That the City of Gastonia does hereby give assurance to the BJA that any Conditions or Assurances contained in the Award Agreement will be adhered to; has substantially complied, or will substantially comply, with all federal, State of North Carolina, and local laws, rules,

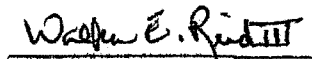
regulations, and ordinances applicable to the project; and to federal and State grants and loans pertaining thereto

THIS RESOLUTION adopted the 9th day of November 2023

ATTEST


Suzanne Gibbs, City Clerk




Walker E. Reid, III, Mayor

Res2702

GASTON COUNTY POLICE DEPARTMENT: \$13,904.00

Project Identifiers:

1. Equipment: General

Project Description

The Gaston County Police Department (GCPD) proposes to use \$13,904.00 in 2023 Justice Assistance Grant funding to pursue two projects during the grant cycle.

The first project will be to purchase and install one (1) evidence drying cabinet for the department's Crime Scene Unit (\$10,080.00).

The second project will be to purchase and install one (1) ventless evidence processing hood for the department's Crime Scene Unit (\$3,824.00).

Project Design and Implementation

The GCPD maintains a three-year strategic plan and reviews its stated goals and objectives each quarter, reporting quarterly progress to the Chief of Police. Each goal and/or objective is assigned to members of the department's command staff for execution and implementation, and updates are made as items are completed in a centrally stored progress report. The department addresses community concerns during a command staff meeting every three years specifically for the purpose of creating its three-year strategic plan, but does not send the plan out for community review before finalizing. Once the plan is finalized, the department posts the plan on the departmental website for public viewing, and if issues are expressed by community members, the department addresses them in a regularly scheduled command staff meeting.

The evidence drying cabinet in the first project will be used to dry evidence from crime scenes, which is especially important to dry bloody clothing collected from homicide crime scenes. The drying cabinet will replace the department's previous cabinet, manufactured in the 1990's, that recently started leaking and caused water damage in the crime scene unit.

The ventless evidence processing hood in the second project will be used to properly vent vaporized glue used by the evidence processing cabinet for processing fingerprints. The hood will replace the department's previous hood that recently stopped working. The ventless hood protects detectives from exposure to harmful fumes. The total cost of the ventless hood is \$9,254.85, but the department will match \$5,430.85 with funds from this grant to make this purchase possible.

Both pieces of equipment are vital to the processing of crime scene evidence. The GCPD's Crime Scene Unit uses this equipment routinely to, not only process evidence from its own criminal and homicide cases, but also to process evidence for other law enforcement departments in Gaston County that do not possess the necessary equipment.

Capabilities and Competencies

The Gaston County Police Department was created by Legislative Act on July 1, 1957. The GCPD provides police services to the unincorporated areas of Gaston County and the incorporated areas of High Shoals and Spencer Mountain. In 1991, the Commission on Accreditation of Law Enforcement Agencies (CALEA) awarded accreditation status to the GCPD, making it the 190th internationally accredited police agency. The GCPD has consistently maintained its accreditation status.

The Community Policing Division is comprised of 153 sworn officers who provide police services to a community of approximately 85,000 residents, spanning an area of over 270 square miles. Officers are responsible for controlling and preventing crime through regular patrols, answering calls for service, apprehending offenders, enforcing criminal and traffic laws, reporting and investigating crimes, and working with the community to solve crime-related issues.

The GCPD received NIBRS certification from the State of North Carolina on February 20, 2020. The letter of certification is attached hereto.

Budget

<u>Item</u>	<u>Unit Price</u>	<u>Amount Needed</u>	<u>Total Cost</u>
Evidence Drying Cabinet	\$10,080.00	1	\$10,080.00
Ventless Evidence Processing Hood	\$3,824.00	1	\$3,824.00

Gaston County Sheriff's Office: \$19,639.00

A. Project Description:

The Gaston County Sheriff's Office (GCSO) will be a sub-recipient for the 2023 Justice Assistance Grant in the amount of \$19,639.00. The Gaston County Sheriff's Office anticipates to use the funds to pursue one project during the grant cycle and that will be to purchase **105 Wilder Tactical** belt kits with accessories at \$187.04 each to replace older equipment used in a deputy's or detention officer's daily uniform. Tactical belts are a crucial part of a uniform and must be sturdy enough to hold issued equipment without losing flexibility which can restrict movement or cause physical discomfort when worn for long periods of time.

The *Wilder Tactical* belt kits will include:

- Urban Defender Belt w/ Basic Inner	@ \$90.20	x105	= \$9,471.00
- Urban Assault Double Rotating Pistol Magazine Pouch	@ \$41.99	x105	= \$4,408.95
- Urban Assault Covered Handcuff Pouch	@ \$28.87	x105	= \$3,031.35
- Urban Assault Standard Pistol Magazine Pouch	@ \$25.98	x105	= \$2,727.90
			Total \$19,639

B. Project Design and Implementation:

The Gaston County Sheriff's Office will maintain an inventory listing of each issued tactical belt and accessories to the assignee and the dates distributed/returned.

C. Capabilities and Competencies:

The Gaston County Sheriff's Office is responsible for operating the county jail system, protecting the county courthouse, serving civil and criminal documents, evictions, seizures of property or money as ordered by the courts and pursuing and arresting fugitives from legal actions taken through the courts. The Sheriff is an elected official who oversees a staff of over 300+ including full time and part time with a budget of more than \$22,000,000.

Item	Unit Price	Amount Needed	Total Cost
Wilder Tactical Belt Kits	\$187.04	105	\$19,639
			\$19,639