

CONTRACT NO.

**INTERLOCAL AGREEMENT
BETWEEN THE CITY OF GASTONIA AND THE COUNTY OF GASTON, NC FOR THE
ALLOCATION OF 2021 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM
AWARD**

This Interlocal Agreement is made and entered into this ____ day of ____, 2021, 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 \$30,168.00 from the 2021 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 2021 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 \$30,168.00 from 2021 Byrne JAG funds received by CITY.
 - 1.3 County's Use of Awarded Funds.** COUNTY agrees to utilize the entire amount of these funds (\$30,168.00) 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, 2024.

1.4 Reimbursement to County. COUNTY'S expenditures chargeable against its portion of the 2021 JAG funds will be submitted to CITY on a quarterly basis. 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 2021 Byrne JAG Program (\$30,168.00).

1.5 Special Conditions. As a Byrne JAG Sub-Awardee for FY 2021, 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 2021, 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.

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

Michael C. Peoples
City Manager

County Manager

ATTEST:

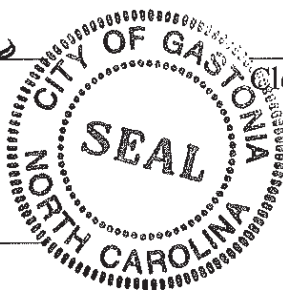
ATTEST:

Suzanne J. Jones
City Clerk

Clerk to the Board

APPROVED AS TO FORM:

San Atchaduz
(Asst.) City Attorney



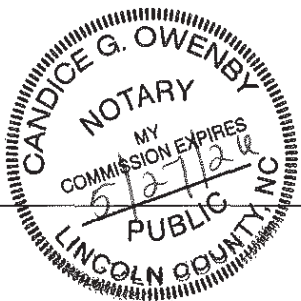
(Asst.) County Attorney

STATE OF NORTH CAROLINA
COUNTY OF GASTON

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 1 day of Sept, 2021.

My Commission Expires: _____



Candice G Owenby
Notary Public

STATE OF NORTH CAROLINA
COUNTY OF Gastonia City Police

I, _____, a Notary Public of the aforesaid County and State, do hereby certify that _____ 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 ____ day of ____, 2021.

Notary Public

My Commission Expires: _____



Contract Approvals/Certificates

CONTRACT: 20220029 -2021 BYRNE JAG GRANT

Approved as to form:

Laura S. Byrne

8/27/2021 9:57:37AM

Exhibit A

The purpose of this joint application is to provide resources for Gaston County's three largest law enforcement agencies to enhance their capabilities for preventing, intervening, suppressing and managing crime and disorder within each agencies respective jurisdiction. Each agency has their own set of needs and this funding will help to alleviate financial burdens currently being experienced in Gaston County.

Gastonia Police Department: \$40,840.00

The Gastonia Police Department (GPD) anticipates using \$40,840.50 in funding to pursue the purchase of five (5) License Plate Readers during the grant cycle. The GPD will focus on organized retail crime (ORC). ORC refers to professional shoplifting, retail crime rings, and other organized crime occurring in retail environments. The license plate readers will help to provide an extra level of surveillance and identification to help combat an ever growing trend in theft. The license plate readers will be placed at strategic locations across Gastonia that have been identified through hotspot policing initiatives as high-retail crime theft locations.

Gaston County Police Department: \$12,416.00

The Gaston County Police Department (GCPD) anticipates using \$12,415.50 in funding to pursue the purchase of laptops for patrol officers assigned to the Community Police Division.

Gaston County Sheriff's Office: \$17,752.00

The Gaston County Sheriff's Office (GCSO) anticipates using \$17,752.00 in funding to pursue four (4) projects during the grant cycle: Stop Stick Tire Deflation Devices, Pepper Ball Bundle Kits, Bean Bag Rounds, and GLOVE compliant technology for the jail.

**Gastonia Police Department
P.O. Box 1748, 200 E Long Avenue
Gastonia, North Carolina 28053**

Problem Analysis & Research Center

Travis Brittain, Chief of Police

704 / 869-1990 Office

704 / 854-6660 Fax

MEMORANDUM

DATE: Thursday, August 12, 2021

TO: Travis Brittain
Assistant Chief Trent Conard

FROM: Amanda Neese

SUBJECT: 2021 Justice Assistance Grant Paperwork for Grant Acceptance

Chief,

Attached you will find a budget amendment, resolution, and an Interlocal Agreement that needs to be signed by the City Manager in order to apply for the 2021 Justice Assistance Grant (JAG). The City is the managing agent of this year's JAG funds. The City will receive \$40,840 of the \$71,008 awarded. The remaining funds will be distributed between the Gaston County Police Department (\$12,416) and Gaston County Sheriff's Office (\$17,752). The 2021 JAG is a no-match grant that will enable our agency to purchase automated license plate readers to address organized retail theft.

Recommendations:

Staff recommends that the budget amendment and resolution be approved.



City of Gastonia
State of North Carolina

**RESOLUTION OF THE CITY COUNCIL OF GASTONIA, NORTH CAROLINA
CONSIDERING AND APPROVING AN INTERLOCAL AGREEMENT
BETWEEN THE COUNTY OF GASTON AND THE CITY OF GASTONIA APPROVING THE
RECEIPT AND DISTRIBUTION OF 2021 BYRNE JUSTICE ASSISTANCE GRANT (JAG)
PROGRAM AWARD FUNDS**

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 interlocal agreements in furtherance of interlocal cooperation; and

WHEREAS, the County of Gaston and the City of Gastonia jointly applied for funds under the U.S. Department of Justice 2021 Byrne Justice Assistance Grant (JAG) Program; 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 a portion of the funds awarded through to Gaston County in accordance with the terms of an Interlocal Agreement setting forth the amount of funds to be distributed by the City to the County; and

WHEREAS, the City of Gastonia anticipates receiving an amount totaling \$40,840.00 for its use; and

WHEREAS, the City of Gastonia plans to utilize the funds to purchase automated license plate readers to address organized retail theft; and

WHEREAS, the receipt of these funds under the 2021 Byrne JAG Program does not require a match of any local funds by the City of Gastonia;

NOW, THEREFORE, BE IT RESOLVED, that the City of Gastonia hereby accepts the 2021 Byrne JAG Program award in the amount of \$71,008.00, and the appropriate officials are authorized to execute all documentation necessary to effectuate the terms of the grant; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Interlocal Agreement attached hereto and incorporated herein by reference between the County of Gaston and the City of Gastonia 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 Interlocal Agreement.

Adopted this the 10 day of August, 2021.

WITNESS, my hand and official seal of said Municipality on this the 10th day of August,
2021.

Walker E. Reid III
Walker E. Reid, III Mayor

ATTEST:

Suzanne Giles
(Deputy) City Clerk



Res2172

City of Gastonia

Budget Amendment

Budget Dept

JW

Amendment #

2220003



ADDITIONAL FUNDS

(Council approves)

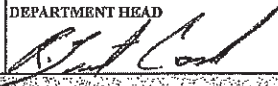


TRANSFERS BETWEEN FUNDS

(Council approves)

COUNCIL MEETING DATE:

August 10, 2021

			For Budget Use Only	
Account Description	Account Number	Increase (Decrease)	Existing Budget	Revised Budget
Local Law Enforcement Block Grant				
JAG Grant -2021				
Non-Captial Equipment	176-573-34000	\$40,840.00	\$0.00	\$40,840.00
Grant Pass-through	176-573-45020	\$30,168.00	\$0.00	\$30,168.00
JAG Grant - US DOJ	176-573-349331	\$71,008.00	\$0.00	\$71,008.00
Does this amendment adversely impact your operation? Yes _____ No <u>X</u>				
If Yes - What is the impact?				
REASON FOR ADJUSTMENT				
To recognize JAG Grant funding.				
SIGNATURES				
ORIGINATOR	DATE	DEPARTMENT HEAD	DATE	
	7-15-21		7-15-21	
APPROVALS				
CITY MANAGER	DATE	CITY COUNCIL	DATE	