

AGENDA

PUBLIC SAFETY COMMITTEE

6:00 p.m., Monday, January 11, 2016

COMMITTEE ROOM

Room 239, City Hall

*COMMITTEE MEMBERS: Council Member James Taylor, Jr., Chair
Council Member Vivian H. Burke, Vice Chair
Council Member Molly Leight
Council Member Jeff MacIntosh*

GENERAL AGENDA

- G-1. RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF WINSTON-SALEM, NORTH CAROLINA, THE CITY OF GREENSBORO, NORTH CAROLINA, THE CITY OF HIGH POINT, NORTH CAROLINA AND NMS LABS, INC. FOR DNA TESTING OF COLD CASE EVIDENCE.

- G-2. UPDATE ON THE SUCCESSFUL OUTCOMES AFTER RELEASE PROGRAM.

CONSENT AGENDA

- C-1. APPROVAL OF PUBLIC SAFETY COMMITTEE SUMMARY OF MINUTES -
December 14, 2015.

City Council – Action Request Form

Date: January 19, 2016

To: The City Manager

From: Barry D. Rountree, Chief of Police

Council Action Requested:

Consideration of adoption of a new item related to the 2014 Solving Cold Cases With DNA Grant Program:

- a. Memorandum of Understanding between the City of Winston-Salem (Grant Administrator), City of Greensboro, the City of High Point, and the NMS Labs, Inc. for contracted forensic DNA analysis of evidence from cold cases.

Summary of Information:

In 2014 the City of Winston-Salem Police Department was awarded \$244,266 through the Solving Cold Cases With DNA Grants Program. Funded by the United States Department of Justice, this grant award is shared with the City of Greensboro and the City of High Point for the purposes of investigating and solving cold cases in the Piedmont Triad Area. Grant award funds are being used for personnel overtime, overtime fringe benefits, investigative travel expenses, and forensic DNA testing through a private, accredited laboratory.

Originally, this project included a Memorandum of Understanding executed between the three cities and the Center for Advanced Forensics DNA Analysis (now known as ArroGen, LLC). In December 2015 ArroGen, LLC notified all three cities that effective immediately, it was no longer providing forensic DNA analysis. No funds were expended to ArroGen, LLC between the period this contract was executed and terminated.

Pursuant to these developments, the City of Winston-Salem, the City of Greensboro, and the City of High Point have terminated their agreement with ArroGen, LLC under this grant award. In an effort to proceed with forensic DNA analysis as part of the 2014 Solving Cold Cases With DNA Grant, the three municipalities will enter into an agreement with NMS Labs, Inc. to perform contracted DNA Analysis on evidence from their respective agencies' cold cases.

Committee Action:

Committee	_____	Action	_____
For	_____	Against	_____

Remarks:

RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF WINSTON-SALEM, NORTH CAROLINA, THE CITY OF GREENSBORO, NORTH CAROLINA, THE CITY OF HIGH POINT, NORTH CAROLINA AND NMS LABS, INC. FOR ITS SERVICES OF DNA TESTING OF COLD CASE EVIDENCE

WHEREAS, the City of Winston-Salem (WINSTON-SALEM), the City of Greensboro (GREENSBORO), and the City of High Point (HIGH POINT) are eligible to share \$246,444 in grant funding from the United States Department of Justice Office of Justice Programs through the 2014 Solving Cold Cases With DNA Grants Program; and

WHEREAS, WINSTON-SALEM, GREENSBORO, AND HIGH POINT will use \$144,350 in grant funding for DNA testing of cold case evidence through NMS Labs, Incorporated (NMS), a private, accredited laboratory; and

WHEREAS, as part of the requirements of the Solving Cold Cases With DNA grant award, any and all DNA profiles produced from forensic DNA testing must be entered in the Combined DNA Index System (CODIS); and

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

1. Purpose and Scope:

This MOU is intended to establish procedures to allow for forensic DNA testing and analysis of evidence associated with certain unsolved homicides identified by the Winston-Salem Police Department, the Greensboro Police Department and the High Point Police Department (hereinafter sometimes referred to collectively as the “Police Departments”). DNA evidence profiles generated from forensic DNA analysis will be entered into the Combined Index DNA System (hereafter referred to as “CODIS”) when applicable, and compared with existing and developing DNA data profiles, as outlined by the Grant.

2. Responsibilities/Procedures.

a. Responsibilities of the Police Departments.

i. The Police Departments are each responsible for identifying eligible cases for the submission of DNA evidence to NMS pursuant to the Initiative.

ii. The Police Departments are each responsible for the transmission of said evidence to NMS for testing and analysis, and for the retrieval of said evidence when testing and analysis has been completed.

b. Responsibilities of NMS.

i. NMS will complete biological screening and DNA analysis on no fewer than eligible cases over the life of the Initiative and, if grant funding allows, will complete screening and DNA analysis on additional eligible cases identified by the Police Departments. It is anticipated that NMS will complete biological screening and DNA analysis on a minimum of 50 eligible cases during the grant period.

ii. NMS will perform all services in a manner consistent with the requirements of the Grant and the Initiative, such requirements to include all post-award modifications approved by the grantor.

iii. NMS shall complete its analysis work in a timely manner and coordinate with the North Carolina State Bureau of Investigation to ensure that all genetic profiles generated from DNA analysis are entered into CODIS, all as required by the Grant.

iv. NMS will submit invoices for its services to the individual police department requesting those services under the grant, such invoices reflecting charges of \$450 per known sample and \$550 per unknown sample for individual testing and analysis. NMS acknowledges and agrees that indirect costs are not eligible for invoice and/or reimbursement under the grant and this MOU.

c. Responsibilities of Grant Administrator. The Winston-Salem Police Department, as the Grant Administrator, shall:

i. Beginning January 25, 2016 through September 30, 2016 and as outlined by the grant and upon the receipt of invoices and any additional required information and/or documentation, provide reimbursement to NMS for DNA testing and analysis performed pursuant to the grant and this MOU. Reimbursement shall be in the amount of \$450 per known sample analysis and \$550 per unknown sample analysis; provided, however, that the total amount of reimbursement available to NMS during the grant period shall not exceed \$144,350.

ii. Withhold the final 10% of reimbursement claimed by NMS until confirmation that all responsibilities of NMS under this MOU and the grant have been met, including without limitation, the submission of genetic profiles into CODIS.

3. Non-Compliance. In the case of non-compliance with the terms of this MOU by any party, the Grant Administrator shall suspend reimbursement payments under the grant until the non-compliance has been cured. The grant administrator may take such additional action as may be required under the circumstances by the grant and/or written direction from the United States Department of Justice .

NOW, THEREFORE, BE IT RESOLVED that the City Council, upon recommendation of the Finance Committee and the City Manager does hereby approve the

Memorandum of Understanding between the City of Winston-Salem, the City of Greensboro, the City of High Point, and NMS for the period beginning January 25, 2016 through September 30, 2016.

BE IT FURTHER RESOLVED that the City Manager and City Secretary are hereby authorized to execute the Operating Memorandum on behalf of the City of Winston-Salem.

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

Memorandum



Winston-Salem

Community and Business
Development Department

P.O. Box 2511
Winston-Salem, NC 27102
CityLink 311 (336.727.8000)
Fax 336.727.2878

TO: Mayor Joines and Members of City Council
FROM: Evan Raleigh, Deputy Director of Community and Business
Development Department
DATE: December 30, 2015
SUBJECT: Successful Outcomes After Release (SOAR) Program Update
CC: Lee D. Garrity, City Manager

In June of 2014, the Mayor and City Council allocated \$100,000 to fund the Successful Outcomes After Release (SOAR) former offender re-entry initiative. The funds were set aside for grants to support the work of agencies that provide educational, vocational, therapeutic, and employment training programs to the local former offender community.

After reviewing the objectives of the re-entry initiative and assessing the city's current labor force needs, it was determined beneficial to set aside half of the money originally intended for grant making to create a program through which local former offenders could be directly employed by the city in temporary capacities. The intent of the work experience program was to provide opportunities for gainful employment to former offenders that met program guidelines while supplementing the city's existing workforce in areas of critical need.

To date, fifteen former offenders have been hired under the SOAR initiative. These individuals are assigned to labor positions in Vegetation Management and the Code Enforcement Division of the Community and Business Development Department and perform 30-hour work weeks at the city's living wage rate of \$10.25 per hour.

In June of 2015, the Mayor and City Council approved expanding the pool of funds available to support the SOAR initiative with a \$175,000 allocation, of which \$150,000 would be used to support the work experience component of the program. In light of the additional funding, staff has modified the original work experience program to incorporate a second phase. In this phase, participants that have distinguished themselves during their original 6-month term of temporary employment are afforded an additional 6-month term of employment with the city. During this extended term, program participants are provided additional life skills training via activities such as: goal setting, interpersonal relationship skill development, financial management, communication and job search techniques. It is envisioned that these trainings will be conducted in conjunction with the existing Youth Build or Section 3 Construction Training programs in the future.

To date, a total of 2 SOAR participants have been placed in full-time positions. The next class of participants is expected to be hired during the early spring of next year. It is anticipated that the city will conduct recruitment for future classes of SOAR participants twice per year; once during the Fall and once during the Spring.

CityLink311

Call 311 or 336-727-8000
citylink@cityofws.org

City Council: Mayor Allen Joines; Vivian H. Burke, Mayor Pro Tempore, Northeast Ward; Denise D. Adams, North Ward; Dan Besse, Southwest Ward; Robert C. Clark, West Ward; Molly Leight, South Ward; Jeff MacIntosh, Northwest Ward; Derwin L. Montgomery, East Ward; James Taylor, Jr., Southeast Ward; City Manager: Lee D. Garrity

SUMMARY OF MINUTES

PUBLIC SAFETY COMMITTEE

6:00 p.m., Monday, December 14, 2015

COUNCIL CHAMBER

Room 230, City Hall

*MEMBERS PRESENT: Council Member James Taylor, Jr., Chair
Council Member Vivian H. Burke, Vice Chair
Council Member Molly Leight
Council Member Jeff MacIntosh*

*OTHERS PRESENT: Council Member Dan Besse
Council Member Derwin L. Montgomery
Council Member Denise D. Adams*

Chair Taylor called the meeting to order and stated that without objection, the Committee would first consider the Consent Agenda. Chair Taylor removed Item C-4 for discussion. No other items were removed.

Chair Taylor recognized Mr. Trey Mayo, Chief of the Fire Department.

Chief Mayo recognized recently promoted members of the Fire Department, the Fire Department Rescue Competition team, and the Fire Fighter Combat Challenge Team.

Council Member Burke made a motion to approve the balance of the Consent Agenda. The motion was duly seconded by Council Member MacIntosh and carried unanimously.

CONSENT AGENDA

- C-1. UPDATE ON THE TAXICAB AND CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PAMPHLET.
- C-2. CONSIDERATION OF ORDINANCES RENEWING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF TWO TAXICABS AND FIVE LIMOUSINES SERVICES IN THE CITY OF WINSTON-SALEM:
 - a. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF ABC DOOR 2 DOOR FOR THE OPERATION OF SIX LIMOUSINES IN THE CITY OF WINSTON-SALEM.

- b. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF ACE TRANSPORTATION FOR THE OPERATION OF FIVE LIMOUSINES IN THE CITY OF WINSTON-SALEM.
 - c. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF DAVE'S TRANSPORTATION FOR THE OPERATION OF FOUR LIMOUSINES IN THE CITY OF WINSTON-SALEM.
 - d. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF H & M ENTERPRISE 1, LLC. FOR THE OPERATION OF SEVEN LIMOUSINES IN THE CITY OF WINSTON-SALEM.
 - e. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF NUB TRANSPORTATION, INCORPORATED FOR THE OPERATION OF THREE LIMOUSINES IN THE CITY OF WINSTON-SALEM.
 - f. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF UNIVERSAL TAXI COMPANY FOR THE OPERATION OF FIVE TAXICABS IN THE CITY OF WINSTON-SALEM.
 - g. ORDINANCE RENEWING THE CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF EXPRESS CAB COMPANY FOR THE OPERATION OF 20 TAXICABS IN THE CITY OF WINSTON-SALEM.
- C-3. CONSIDERATION OF ORDINANCES APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR FOUR LIMOUSINE COMPANIES AND ONE GOLF CART COMPANY IN THE CITY OF WINSTON-SALEM:
- a. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF CAMEL CITY CARAVANS FOR THE OPERATION OF TWO GOLF CARTS IN THE CITY OF WINSTON-SALEM.
 - b. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF SAVING LIVES TRANSPORTATION FOR THE OPERATION OF ONE LIMOUSINE IN THE CITY OF WINSTON-SALEM.
 - c. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF FIRST CLASS AIRPORT SHUTTLE AND TRANSPORT SERVICES FOR THE OPERATION OF THREE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

- d. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF LIMO XPRESS AIRPORT FOR THE OPERATION OF TWO LIMOUSINES IN THE CITY OF WINSTON-SALEM.
- e. ORDINANCE APPROVING REQUESTS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF SALEM COMMUNITY TRANSPORTATION SYSTEM, INCORPORATED FOR THE OPERATION OF FIVE LIMOUSINES IN THE CITY OF WINSTON-SALEM.

C-4. ORDINANCE TO DENY RENEWAL OF THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF ONE TAXICAB SERVICE IN THE CITY OF WINSTON-SALEM - *Safe Ride Transportation*.

Mr. Greg Turner, Assistant City Manager, gave the staff report on this item. He noted the item was changed from a denial to an approval recommendation due to the certificate holder paying all fees owed to the City.

Council Member MacIntosh made a motion to approve the item. The motion was duly seconded by Council Member Burke and carried unanimously.

GENERAL AGENDA

G-1. REPORT ON POLICE/FIRE TURNOVER AND COMPENSATION.

Ms. Carmen Caruth, Director, Human Resources, gave the staff report on this item.

In response to Council Member Leight, Ms. Caruth replied after a new hire has completed training, they are required to maintain employment for three years. If they leave before that time, they will be required to repay the cost of their training.

Council Member Montgomery requested the high and the low end of the starting salaries comparison be included when this item returns.

Council Member Adams requested a report on when the City began to fall below other cities in pay and if staff has benchmarked other cities to monitor pay disparities. She also requested the policy for other cities that use the ladder-increase and step-pay programs.

Council Member MacIntosh requested a report on when officers and firefighters leave the City if they stay in state or go out of state.

In response to Council Member Leight, Ms. Caruth stated the proposal shown was not a step-pay program or a career-ladder program.

Council Member MacIntosh requested a report on the cost to the City if the proposed plan is not implemented, as well as the cost of training employees, and in turn losing them to other organizations. He also requested staff investigate the feasibility of subsidizing housing for police and fire personnel.

Council Member Adams requested a comparison of implementation in two and half years rather than five years including the tax implications.

Council Member Montgomery requested information of the feasibility of setting aside a percentage of taxes from growth to increase salaries for all City employees. He inquired if other cities are utilizing that option, and asked staff to include more information on firefighter paid time off.

Council Member Leight requested staff address pay for all city employees at a later meeting.

Council Member Besse encouraged the Public Safety Committee to support this item in January and noted this proposal is a plan to catch the Public Safety pay up to a competitive level. He stated a step-pay or career-ladder program could be implemented in addition to or at a later date.

In response to Council Member Burke, Mr. Lee Garrity, City Manager, stated this item would return to the Finance Committee in January and an option could be implemented to raise the Public Safety salaries 2% this fiscal year, then provide a 2% supplement in January 2017, and in July the merit increase.

G-2. UPDATE ON WINSTON-SALEM POLICE DEPARTMENT VIOLENT CRIME.

Mr. Barry Rountree, Chief of Police, gave the staff report on this item.

In response to Council Member Montgomery, Chief Rountree agreed mental health issues are a large part of the social issues that increase crime.

In response to Chair Taylor, Chief Rountree stated the homicides that have occurred in the City are generally between people that know each other.

Chair Taylor requested details on the gun buy-back program.

Council Member Adams requested the number of solved and unsolved homicides in the past five years.

Council Member MacIntosh requested a report on how Winston-Salem ranks with similar sized cities on homicides and other crimes.

In response to Council Member Burke, Chief Rountree stated he felt the police have made great efforts in the community, and the rapport with the citizens is good. He replied he felt the officers were able to do their jobs in the community, and pointed out noted the many programs the Winston-Salem Police Department provide for the youth of the city.

Chair Taylor requested staff investigate the feasibility of creating a task force to catch people stealing delivered packages.

In response to Chair Taylor, Chief Rountree explained the Holiday Task Force is concentrated in high shopping areas to maintain a good flow of traffic and to help ensure the safety of shoppers.

Chair Taylor recognized Mr. Dan Dwight, 500 Martha Court, Kernersville. Mr. Dwight stated he was happy with the proposed changes to the police and firefighters compensation and urged Council to move this forward and not to wait two to three years to implement.

ADJOURNMENT: 7:21 p.m.

