

AGENDA

PUBLIC SAFETY COMMITTEE

6:00 p.m., Monday, September 12, 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. RESTRICTION OF ANIMAL ACTS IN THE CITY. [*Continued from the August 8, 2016, meeting.*]
- G-2. PRESENTATION RECONIZING THE WINSTON-SALEM POLICE DEPARTMENTS' GANG UNIT FOR BEING SECLECTED AS THE NORTH CAROLINA GANG UNIT OF THE YEAR.

CONSENT AGENDA

- C-1. ORDINANCE AMENDING SECTION 42-122(F) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (NORTHEAST AND NORTHWEST WARDS) - *Neston Drive and Springdale Avenue.*
- C-2. ORDINANCE AMENDING SECTION 42-123(A) OF THE CITY CODE RELATING TO 55 MILES PER HOUR SPEED LIMITS (SOUTH WARD) - *Ebert Road.*
- C-3. RESOLUTION AUTHORIZING THE CITY COUNCIL TO ACCEPT A TRANSFER OF FORENSIC SERVICES EQUIPMENT FROM THE FORSYTH COUNTY SHERIFF'S OFFICE FOR THE CONSOLIDATED CITY-COUNTY FORENSIC SERVICES UNIT.
- C-4. APPROVAL OF PUBLIC SAFETY COMMITTEE SUMMARY OF MINUTES - *August 8, 2016.*

Memorandum



Office of the
City Manager

Gregory M. Turner, P.E.
Assistant City Manager

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TO: Lee D. Garrity, City Manager
FROM: Gregory M. Turner, Assistant City Manager
DATE: July 27, 2016
SUBJECT: Restriction of Animal Acts in the City
CC:

At the May 16, 2016 meeting of the City Council, two of the speakers during the public comment period expressed their desire that the City consider a ban on wild animals performing in circus acts. They talked about some problems they found with how the animals were treated and they indicated safety problems where some circus animals had attacked members of the public in other communities.

Research by City staff indicates counties are the governmental unit that typically deals with animal management issues; however, Asheville, NC has passed an ordinance banning wild animals in circuses in their city. Asheville initially had banned wild animals in circuses that operated in their city-owned arena. In order to avoid a conflict between the rules for city owned and non city-owned facilities, an ordinance was adopted regulating all circuses in the city regardless of venue ownership. Asheville's attorneys did conclude that the city had the statutory authority to pass such an ordinance.

Research into news websites did indicate there have been some instances of circus animals attacking their trainers and/or members of the general public. There were not a great number of these incidents in the United States; however, several countries and states have restricted or banned wild animals in circuses. These include Austria, Croatia, Greece, Mexico and Israel. Many cities in other states also ban wild animals in circuses, but the only North Carolina city to do so thus far is Asheville.

The City of Winston-Salem has several options in considering how to deal with the request from the public comment speakers.

1. The City could implement a citywide ban on **all** animal acts in circuses with exemptions for nature center exhibits.
2. The City could implement a ban on the use of **wild** animals in circuses.
3. The City could adopt rules for the handling and management of animals in circuses while in the city.
4. The City could leave in place the existing City ordinance and allow the County Animal Control and State animal cruelty statutes to address the issues raised.

Staff has no recommendation for the City Council and is bringing forward the above summary of information for possible discussion by one of the Council Committees.

City Council – Action Request Form

Date: September 12, 2016

To: The City Manager

From: Gregory M. Turner, Assistant City Manager

Council Action Requested:

Approval of an Ordinance Amending Section 42-122(f) of the City Code relating to 25 miles per hour speed limits (Northeast and Northwest Wards).

Summary of Information:

The Department of Transportation has received a request to lower the speed limit from 35 miles per hour to 25 miles per hour on Neston Drive (Attachment A) and Springdale Avenue (Attachment B).

The Department of Transportation has conducted the necessary field investigations and traffic engineering studies of the roadways and is recommending the speed limit be reduced to 25 miles per hour.

Committee Action:

Committee	_____	Action	_____
For	_____	Against	_____
Remarks:	_____		

**ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE
RELATING TO 25 MILES PER HOUR SPEED LIMITS ON CITY STREETS**

BE IT ORDAINED, by the City Council of the City of Winston-Salem as follows:

SECTION I. Section 42-122(f) of the City Code relating to 25 miles per hour speed limits is amended by adding the following subsection to the end thereof:

“Neston Drive from Oak Summit Road to Dead End.”

“Springdale Avenue between West First Street and Runnymede Road.”

SECTION II. This Ordinance shall be effective upon adoption by the City Council and upon the erection of appropriate signs giving notice thereof.



Attachment A
Neston Drive from Oak Summit Road to dead end
Proposed 25 MPH speed limits



Attachment B
Springdale Avenue between W. First Street and Runnymede Road
Proposed 25 MPH Speed Limits

City Council – Action Request Form

Date: September 12, 2016

To: The City Manager

From: Gregory M. Turner, Assistant City Manager

Council Action Requested:

Consideration of an Ordinance Amending Section 42-123 (a) of the City Code relating to 55 miles per hour speed limits (South Ward).

Summary of Information:

The North Carolina Department of Transportation requests that the City of Winston-Salem adopt a concurring ordinance adopting SR 2902 (Ebert Road) between 0.05 mile north of SR 2991 (Fraternity Church Road) and SR 2967 (Darwick Road).

This section of Ebert Road is approximately 1400’ in length and is in the City limits of Winston-Salem. Ebert Road north and south of this section is in the county and posted 55 MPH.

The Department of Transportation has reviewed the request and recommends approval.

Committee Action:

Committee	_____	Action	_____
For	_____	Against	_____

Remarks:

**ORDINANCE AMENDING SECTION 42-123 (a) OF THE CITY CODE RELATING TO
55 MILES PER HOUR SPEED LIMITS ON CITY STREETS**

BE IT ORDAINED, by the City Council of the City of Winston-Salem as follows:

SECTION I. Section 42-123(a) of the City Code relating to 55 miles per hour speed limits is amended by adding the following subsection to the end thereof:

“Ebert Road between Fraternity Church Road and Darwick Road.”

SECTION III. This Ordinance shall be effective upon adoption by the City Council upon adoption of a concurring Ordinance by the North Carolina Department of Transportation.



Ebert Road between Fraternity Church Road and Darwick Road
Proposed 55 MPH Speed Limits

**Certification of Municipal Declaration
To Enact Speed Limits and Request for Concurrence**

Concurring State Ordinance Number: 1070888

Division: 9 County: FORSYTH

Municipality: WINSTON-SALEM

Type: Municipal Speed Zones

Road: SR 2902

Car: 55 MPH

Truck: 55 MPH

Description: Ebert Road, between 0.05 mile north of SR 2991 (Fraternity Church Road) and SR 2967 (Darwick Road).

Municipal Certification

I, _____, Clerk of _____, do hereby certify that the municipal governing body, pursuant to the authority granted by G.S. 20-141(f), determined upon the basis of an engineering and traffic investigation and duly declared, on the _____ day of _____, 20_____, the speed limits as set forth above on the designated portion of the State Highway System, which shall become effective when the Department of Transportation has passed a concurring ordinance and signs are erected giving notice of the authorized speed limit.

The said municipal declaration is recorded as follows:

Minute Book: _____ Page: _____ Ordinance/Resolution Number: _____

In witness whereof, I have hereunto set my hand and the municipal seal this _____ day of _____, 20_____.

(signature)

(municipal seal)

Department of Transportation Approval

Division: _____ Title: _____ Date: _____

Region: _____ Title: _____ Date: _____

NCDOT TEAAS Ordinance Report

Municipal Speed Zones

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

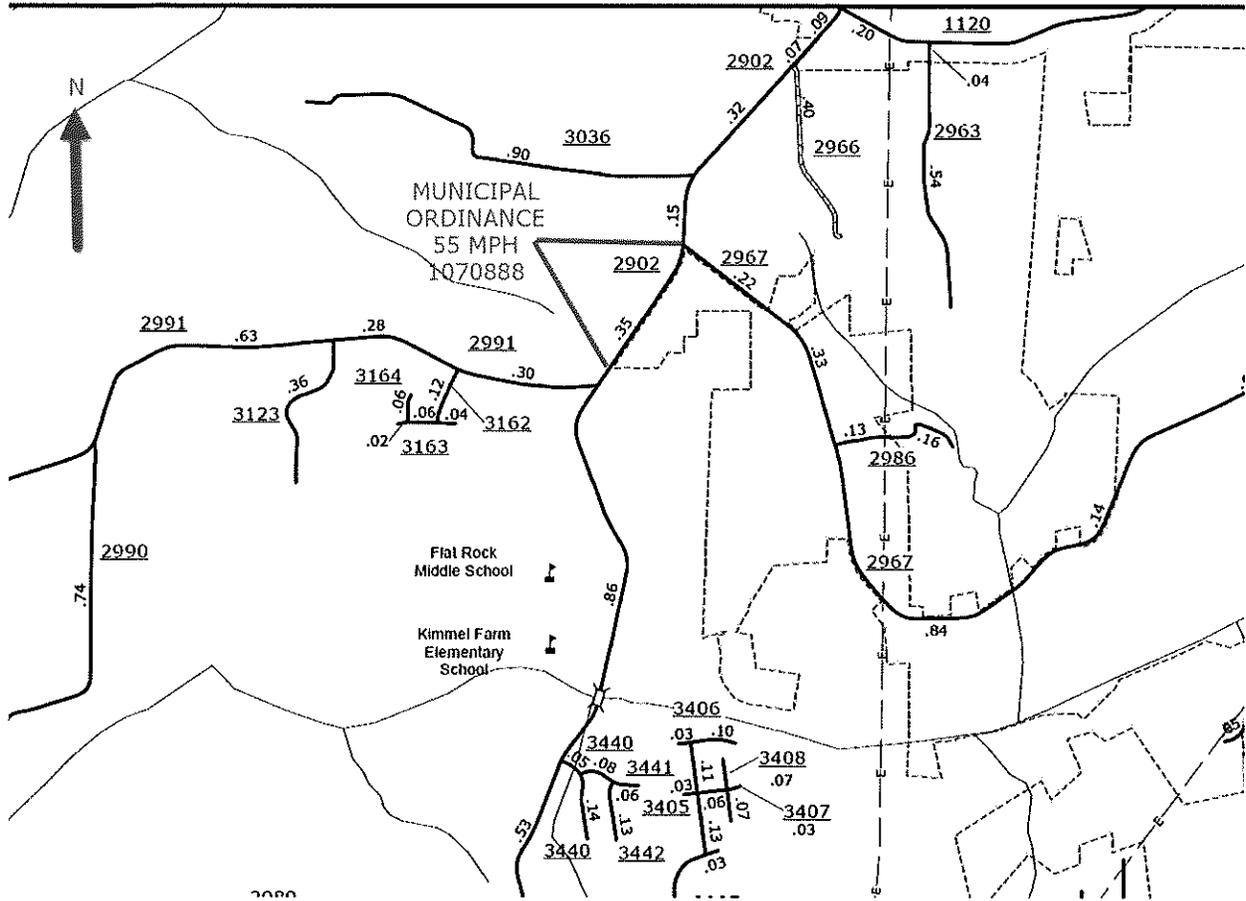
Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141.

COUNTY FORSYTH DIVISION 9

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Effective Date	Route	Car Spd Lmt	Trk Spd Lmt	Description
FORSYTH WINSTON-SALEM	1070888		SR 2902	55	55	Ebert Road, between 0.05 mile north of SR 2991 (Fraternity Church Road) and SR 2967 (Darwick Road).

FORSYTH COUNTY



Please see Finance C-4 for printed material on this item.

SUMMARY OF MINUTES

PUBLIC SAFETY COMMITTEE

6:18 p.m., Monday, August 8, 2016

COMMITTEE ROOM

Room 239, City Hall

MEMBERS PRESENT: Council Member James Taylor, Jr., Chair
Council Member Vivian H. Burke, Vice Chair (out at 7:10 p.m.)
Council Member Molly Leight
Council Member Jeff MacIntosh

OTHERS PRESENT: Council Member Denise D. Adams
Council Member Dan Besse
Council Member Derwin L. Montgomery
Mayor Allen Joines

Chair Taylor called the meeting to order and recognized the Director of Emergency Management, Mr. Mel Sadler; Chief of Police, Mr. Barry Rountree; and Fire Chief, Mr. Trey Mayo, along with City staff and other Committee Members in attendance.

Chair Taylor stated that, without objection, the Committee would first consider the Consent Agenda. Council Member Leight 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. ORDINANCE AMENDING SECTION 42-122(f) OF THE CITY CODE RELATING TO 25 MILES PER HOUR SPEED LIMITS (SOUTH, WEST and SOUTHEAST WARDS) – *Holland Street; Tipperary Lane; Mount Hope Drive; Larck Crest Lane; Neighborhood Limits: Ridgewood Place Drive, Ridgeback Drive North of Ridgewood Place Drive, Ridgeback Drive South of Ridgewood Place Drive, Misty Ridge Drive, Ridge Hollow Drive, and Talladega Court.*
- C-2. CONSIDERATION OF ITEMS PERTAINING TO THE 2016 BYRNE JUSTICE ASSISTANCE GRANT:
 - a. RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM, AND FORSYTH COUNTY, TO SHARE A 2016 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM AWARD.

- b. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.
- C-3. CONSIDERATION OF ITEMS RELATED TO THE 2016 GOVERNOR'S HIGHWAY SAFETY PROGRAM GRANT FUNDING:
- a. RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT FROM THE NORTH CAROLINA GOVERNOR'S HIGHWAY SAFETY PROGRAM FOR SEVENTH YEAR FUNDING OF THE FORSYTH COUNTY JOINT DWI TASK FORCE AND AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WINSTON-SALEM, FORSYTH COUNTY, 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.
 - b. ORDINANCE AMENDING THE ANNUAL APPROPRIATION AND TAX LEVY ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.
 - c. ORDINANCE AMENDING THE PROJECT BUDGET ORDINANCE FOR THE CITY OF WINSTON-SALEM, NORTH CAROLINA FOR THE FISCAL YEAR 2016-2017.
- C-4. APPROVAL OF PUBLIC SAFETY COMMITTEE SUMMARY OF MINUTES – *June 13, 2016.*

GENERAL AGENDA

- G-1. RECOGNITION OF FIREFIGHTER CLIFF JONES FOR HEROIC ACTS ON JUNE 26, 2016.

Chief Trey Mayo, Winston-Salem Fire Department, presented a Certificate of Commendation to Firefighter Clifton Jones of the Fire staff for saving the life of a 12-year old.

- G-2. RECOGNITION OF WINSTON-SALEM FIRE STATIONS FOR SAFETY AWARDS.

Mr. Nick Webster, Risk Management Department, gave a brief presentation on this item and thanked the Fire staff for their hard work, protecting citizens from accidents.

Mr. Tad Byrum, Assistant Chief of Safety and Training, recognized the various fire stations for receiving the Multi-Year Gold Awards from the North Carolina Department of Labor Items Related to Safety. He stated 17 of 19 stations were awarded, with 13 gold and four silver plaques. The 17 out of 19 stations won safety awards on reportable injuries based on DART (Days Away Restricted Transferred). Station #20 North Ward won its fifth consecutive year plaque. Station #6 (Ardmore Community) won its seventh consecutive year plaque, and Station #19 (Southeast Ward) won its eighth consecutive year plaque.

G-3. RESOLUTION APPROVING GRANTS FROM SUCCESSFUL OUTCOMES AFTER RELEASE (SOAR) CONTINGENCY FUNDING.

Mr. Ben Rowe, Assistant City Manager, gave a staff report on this item and introduced the seven organizations that provide support at-risk populations. They are Silver Lining Youth Services, My Brother's Second Chance, Southside Rides, How Is Your Heart Project, YWCA-Hawley House, Josh Howard Foundation, and the Hoops 4L.Y.F.E.

Ms. Kristin O'Leary, YWCA Hawley House, 941 West Street, gave a brief presentation on behalf of this organization. She stated this is an organization for at-risk and recently incarcerated women.

Ms. Brittany Ward, founder of Hoops 4L.Y.F.E, 3981 Harwood Street, gave a brief presentation. She stated this is an organization that helps youth and parents to excel and become greater assets for the community. The youth learn leadership skills in through playing basketball at the summer program.

Mr. David Moore, founder of Southside Rides, 2221 Hope Street, gave a brief presentation on behalf of this organization. He stated this program is specifically designed to train men in the automotive field.

Mr. Antonio Stevenson, founder of My Brother's Second Chance, gave a brief presentation on behalf of this organization. He stated this mentoring program is for the youth that get involved in gang- related activities.

Mr. David Villada, founder of Get to Know Your Heart Project, 2505 Old Lexington Road, gave a brief presentation on behalf of this organization. He stated they help at-risk youth off the streets, put them in safe locations, where they are trained in the sport of boxing.

Mr. Monte' Edwards, the Josh Howard Foundation, gave a brief presentation on behalf of this organization. He stated this organization teaches ex-offenders how to become more productive citizens. This foundation helps the youth to learn how to obtain employment.

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

G-4. WINSTON-SALEM POLICE DEPARTMENT REPORT ON 21ST CENTURY POLICING.

Mr. Barry Rountree, Chief of the Winston-Salem Police Department, gave the staff presentation on this item. He noted WSPD is recruiting based on strict guidelines and does not want to lower its standards.

In response to Council Member Besse, Chief Rountree stated the information provided in Pillar Two, referencing changes in procedures to eliminate presenter bias and influence, explains that in a photographic line-up the presenter cannot be influenced to help the individual point out a suspect.

Council Member Besse requested the Police Department provide information to the Committee about their warrant policies for releasing body camera footage.

In response to Council Member Besse, Chief Rountree reported the decline in recruiting started with the present class. In the last eight months, only 21 officers were recruited. The scrutiny and the latest events have had an impact on the number of individuals applying for the public safety positions.

Council Member Adams challenged the Police Department staff to come up with solutions as to a new strategy for recruiting police officers.

G-5. RESTRICTION OF ANIMAL ACTS IN THE CITY.

By consensus, the Committee agreed to bring this item back to its September meeting.

ADJOURNMENT: 7:47 p.m.