

RESOLUTION #99-8

**RESOLUTION ADOPTING A POLICY FOR MUTUAL AID ASSISTANCE WITH OTHER MUNICIPAL AND COUNTY LAW ENFORCEMENT AGENCIES**

**THAT WHEREAS**, Pursuant to General Statute 160A-288, as adopted by the General Assembly of North Carolina, the governing body of a town or county may adopt appropriate guidelines for the purpose of lending mutual aid assistance to other municipal and county law enforcement agencies; and

**WHEREAS**, Pursuant to said law, the law enforcement assistance to be rendered authorizes lending officers to work temporarily with officers of the requesting agencies, including in an undercover capacity, and lending equipment and supplies; and

**WHEREAS**, It is deemed in the best interest of the Village to adopt a reasonable policy and guidelines whereby reciprocal law enforcement assistance can be both rendered to and obtained from other local governmental jurisdictions;

**NOW, THEREFORE, BE IT RESOLVED** by the Village Council of the Village of Pinehurst, North Carolina, in regular session assembled this 19<sup>th</sup> day of April, 1999, as follows:

**SECTION 1.** That the Chief of Police with the approval of the Village Manager is hereby authorized and directed to enter into written mutual assistance arrangements with other municipal and county law enforcement agencies provided that the head of the requesting agency requests assistance in writing. The Chief of Police may respond to the request if he determines that the request can be honored without impairing the capacity of the Village to provide police protection to the property and citizens of the Village of Pinehurst.

**SECTION 2.** The Chief of Police is hereby authorized to permit officers of the Village of Pinehurst Police Department to work temporarily with officers of the requesting agencies including in an undercover capacity and, to this extent, may lend equipment and supplies.

**SECTION 3.** While working with the requesting agency, a Village of Pinehurst police officer shall have the same jurisdiction, powers, rights, privileges and immunities as the officers of the requesting agency, including those relating to the defense of civil actions and payment of judgements.

**SECTION 4.** While responding to a request for assistance from another police agency, the Village of Pinehurst will assume all liability and responsibility for the injury or death to any Pinehurst police officer. The Village of Pinehurst will not assume any liability or responsibility for the injury or death to any personnel of the requesting agency.

**SECTION 5.** While on duty with the requesting agency, Village of Pinehurst police officers shall be subject to the lawful operational commands of their superior officer in the requesting agency, but for personnel and administrative purposes (including pay and other compensation), they shall remain under the control and authority of the Village.

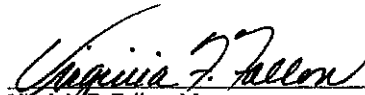
**SECTION 6.** The Chief of Police is hereby further authorized to request mutual aid assistance from other law enforcement agencies in writing in accordance with such reasonable arrangements, terms and conditions as may be agreed upon between the respective heads of the law enforcement agencies.

Adopted this 19th day of April, 1999.

(Municipal Seal)

VILLAGE OF PINEHURST  
VILLAGE COUNCIL

By:

  
Virginia F. Fallon, Mayor

Attest:

  
Mary H. McGraw, Village Clerk

Approved as to form:

  
John B. Clayton, Village Attorney