



RESOLUTION NO. 2021-09
ADOPTING A POLICY FOR MUTUAL
ASSISTANCE WITH OTHER LAW
ENFORCEMENT AGENCIES

WHEREAS, pursuant to North Carolina General Statutes S 160A-288 and S90-95.2, the governing body of a city or county may adopt appropriate guidelines for the purpose of mutual assistance with other municipal and county law enforcement agencies; and

WHEREAS, pursuant to said laws, 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 to be in the best interest of the citizens of the Town of Pineville to adopt a reasonable policy and guidelines whereby reciprocal law enforcement assistance can be both rendered to and obtained from other governmental jurisdictions; and

WHEREAS, such reciprocal assistance is necessary for effective law enforcement for the protection of the citizens of the Town of Pineville,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PINEVILLE THAT:

1. The Chief of Police is hereby authorized to enter into mutual assistance arrangements with other municipal and county law enforcement agencies, provided that the head of the requesting law enforcement agency makes such a request in writing.
2. The Chief of Police is hereby authorized to permit officers of the Pineville Police Department to work temporarily with officers of the requesting agency, including in an undercover capacity; and, the Chief of Police may lend such equipment and supplies to requesting agencies as he deems advisable.

3. The Chief of Police is hereby authorized to request officers of other law enforcement agencies to work temporarily with the officers of the Pineville Police Department, including in an undercover capacity; and, the Chief of Police may borrow such equipment and supplies from other law enforcement agencies as he deems advisable.
4. All such requests and authorizations shall be in accordance with North Carolina General Statutes S 160A-288 and S90-95.2, as applicable.
5. While working with a requesting agency, an officer shall have the same jurisdiction, powers, rights, privileges and immunities (including those relating to the defense of civil actions and payment of judgements) as the officers of the requesting agency in addition to those he normally possesses.
6. While on duty with the requesting agency, an officer shall be subject to the lawful operational commands of his superior officers in the requesting agency, but he shall for personnel and administrative purposes, remain under the control of his own agency, including for purposes of pay. An officer shall furthermore be entitled to Worker's Compensation and the same benefits to the extent as though he were functioning within the normal scope of his duties.
7. The Chief of Police is hereby authorized to enter into mutual assistance agreements with other law enforcement agencies 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 the _____ day of _____, 2021.

Jack Edwards, Mayor

Attest:

Barbara Monticello, Town Clerk