



NEW HANOVER COUNTY

WANDA M. COPLEY
County Attorney

KEMP P. BURPEAU
Deputy County Attorney

SHARON J. HUFFMAN
Assistant County Attorney

January 16, 2014

City of Wilmington
Attn: Ellen McGowan
P. O. Box 1810
Wilmington, NC 28402

RE: New Hanover Contract # 10-0093A

Dear Ms. McGowan:

Enclosed please find your copy of the above referenced contract. Thank you for your assistance in this matter. If you have any questions please give us a call.

Sincerely,

Margaret R. Dunlap

Margaret R. Dunlap
Administrative Support Specialist
Office of the County Attorney

STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

AMENDMENT 1

THIS AMENDMENT made and entered into this 16 day of January ²⁰¹⁴ 2013 by and between NEW HANOVER COUNTY, a political subdivision of the State of North Carolina, hereinafter referred to "County"; and the CITY OF WILMINGTON, a North Carolina municipal corporation, hereinafter referred to as "City."

WITNESSETH:

WHEREAS, on August 25, 2009, the parties entered into an Interlocal Agreement, New Hanover County Contract 10-0093, to set forth the terms for County's financial support of a portion of City's Red Light Camera Program ("Agreement"); and

WHEREAS, the parties hereto have mutually agreed to the terms of this Amendment as hereinafter set out.

NOW, THEREFORE, in consideration of the premises and the promised covenants contained in the terms and conditions heretofore set forth, the parties hereto amend the Agreement as provided below.


1. Section 4, "Duration" is amended to add the follows:

This Agreement shall be renewed on September 1, 2013 for an additional twelve-month period, and unless sooner terminated as provided herein, shall continue through August 31, 2014.

2. Ongoing Effect. Except as specifically above amended, the original Agreement shall remain unaltered and in full force and effect.

IN TESTIMONY WHEREOF, the parties hereto have caused this instrument to be executed in duplicate originals by their duly authorized officials, the day and year first written above.



NEW HANOVER COUNTY

Woody White, Chairman

ATTEST:

Sheila L. Schult
Sheila L. Schult, Clerk



CITY OF WILMINGTON

Bill Saffo
Bill Saffo, Mayor

ATTEST:

Philip Spicer Sidbury
City Clerk

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Lisa W.
County Finance Director

Approved as to form:

[Signature]
County Attorney

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

[Signature]
City Finance Director

Approved as to form:

[Signature]
City Attorney

Project 08TR10
Account No. 021-0000-332.03-02
Amount of Contract \$200,000.00
Federal ID Number 56-6000239

NORTH CAROLINA

NEW HANOVER COUNTY

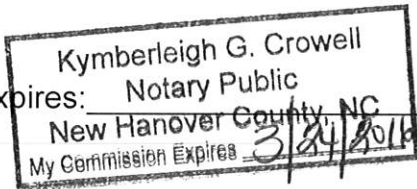
I, Kymberleigh G. Crowell, a Notary Public of the State and County aforesaid, certify that Sheila Schult personally came before me this day and acknowledged that she is Clerk to the Board of Commissioners of New Hanover County, and that by authority duly given and as the act of the Board, the foregoing instrument was signed in its name by its Chairman, Woody White, sealed with its official seal and attested by herself as its Clerk.

2014
~~2013~~.

WITNESS my hand and official seal, this 15th day of January,

Kymberleigh G. Crowell
Notary Public

My commission expires:



STATE OF NORTH CAROLINA

COUNTY OF ~~NEW HANOVER~~ BRUNSWICK

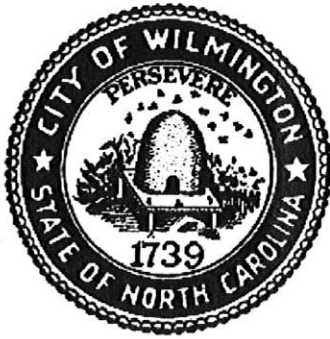
I, Tracy P. Manning, a Notary Public in and for the State and County aforesaid, certify that Penelope Spicer-Sidbury personally came before me this day and acknowledged that she is City Clerk for the City of Wilmington, North Carolina, and that by authority duly given and as the act of the City Council of the City of Wilmington, the foregoing instrument was signed in its name by its Mayor, Bill Saffo, sealed with its corporate seal and attested by herself as its Clerk.

Witness my hand and official seal, this the 2nd day of January,
2013.- 2014.

Tracy P. Manning
Notary Public

My Commission Expires: August 15, 2015





CITY of WILMINGTON North Carolina

P.O. BOX 1810
28402

OFFICE OF THE CITY MANAGER
(910) 341-7810
FAX (910) 341-5839
TDD (910) 341-7873

10/15/2013

City Council
City Hall
Wilmington, North Carolina 28401

Dear Mayor and Councilmembers:

Attached for your consideration is a resolution to amend the interlocal agreement between the City of Wilmington and New Hanover County for joint operational participation in the SafeLight Automated Red Light Enforcement Program (08TR10). This amendment extends the expiration of the existing agreement for one year ending September 1, 2014. The extension of the expiration date coincides with the most recent extension of the vendor contract for the operation of the Safelight cameras. This will allow the City to assess both the operational contract and the interlocal agreement at the same time, in order to ensure the future continuity of both.

This agreement is consistent with the Safe Community and Civic Partnerships strategic Focus Areas. Failure to pass the resolution will result in the expiration of the existing contract and the potential loss of the up to \$200,000 annual contribution to the red light camera enforcement program by New Hanover County. Passage of the resolution allows for the continuation of County support for this program.

Passage of the attached Resolution is recommended.

Respectfully submitted,

Sterling B. Cheatham,
City Manager

Resolution



City Council
City of Wilmington
North Carolina

Introduced By: Sterling B. Cheatham, City Manager

Date: 10/15/2013

Resolution Amending the Interlocal Agreement between the City of Wilmington and New Hanover County Relating to Red Light Cameras (08TR10)

LEGISLATIVE INTENT/PURPOSE:

Pursuant to G.S. 160A-300.1, the City has installed a traffic control photographic system to photograph vehicles running red lights at certain intersections in the City ("Red Light Camera Program").

The City's Red Light Camera Program has been effective in reducing vehicle accidents at intersections with a resulting reduction in property damage and bodily injury.

The Red Light Camera Program has been effective in reducing the demand for law enforcement, public safety and emergency medical resources.

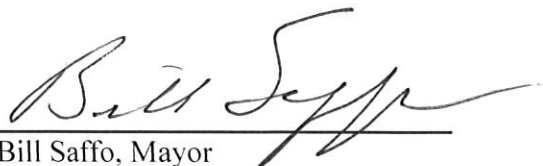
Pursuant to G.S. 115C-437, ninety percent (90%) of the amount of civil penalties collected from citations issued under the Red Light Camera Program is paid to the New Hanover County Board of Education.

The County is authorized by G.S. 153A-212 to cooperate with other local governments in law enforcement matters, and to amend the interlocal agreement with the City related thereto is permitted by G.S. Chapter 160A, Article 20, Part 1.

THEREFORE, BE IT RESOLVED:

THAT, the City is hereby authorized to amend the interlocal agreement with New Hanover County relating to the Red Light Camera Program in accordance with the above terms and conditions.

Adopted at a _____ meeting
on _____ 2013


Bill Saffo, Mayor

ATTEST:

Penelope Spicer-Sidbury, City Clerk