

THE STATE OF NORTH CAROLINA

GUILFORD COUNTY

**INTERLOCAL AGREEMENT FOR INVOLUNTARY COMMITMENT AND
TRANSPORTATION**

**BETWEEN GUILFORD COUNTY, THE CITY OF GREENSBORO,
THE CITY OF HIGH POINT AND THE TOWN OF GIBSONVILLE
NORTH CAROLINA**

W I T N E S S E T H:

This Agreement is made and entered into effective as of the 1st day of October 2019, by and between the COUNTY of GUILFORD, by and through its Board of Commissioners (“COUNTY”), the CITY OF GREENSBORO, by and through its City Council (“GREENSBORO”), the CITY OF HIGH POINT, by and through its City Council (“HIGH POINT”) and the TOWN OF GIBSONVILLE, by and through its Board of Aldermen (“GIBSONVILLE”).

WHEREAS, North Carolina General Statute §122C-251 (Session Law 2018-33) requires that a city or county shall adopt a plan for the transportation of respondents in involuntary commitment proceedings and that private agency personnel may be designated to provide all or parts of the transportation required by said proceedings. Law enforcement, other affected agencies, and the area authority shall participate in the planning, and the plan must assure adequate safety and protections for both the public and the respondent. Private agency personnel when designated to provide transportation shall be trained and follow the applicable procedures set forth in Chapter 122C of the North Carolina General Statutes;

WHEREAS, this Agreement is required and authorized by State law and is adopted for the purpose of improving behavioral health access, providing quicker transportation of persons to health care facilities, and to lower confusion and delays in the administration of these services to the citizens of Guilford County.

WHEREAS, this Agreement will be effectuated by adoption of the attached Agreement between the Guilford County Sheriff’s Department, the Greensboro Police Department, the High Point Police Department and the Town of Gibsonville Police Department;

WHEREAS, Guilford County Board of Commissioners, Greensboro City Council, High Point City Council and the Town of Gibsonville Board of Aldermen have resolved that the following plan for the transportation and custody of respondents in involuntary commitment proceedings under Article 5 of Chapter 122C of the North Carolina General Statutes should be and therefore is hereby adopted:

NOW, THEREFORE, in accordance with the foregoing, which are incorporated hereby, the parties agree as follows:

1. **Agreement**: The attached Agreement for Involuntary Commitment Transportation is hereby adopted pursuant to N.C.G.S. §122C-251.
2. **Liability**: To the fullest extent permitted by law, each party to this Agreement will be responsible for its own acts and omissions under this Agreement and for any liability resulting therefrom. In the event that the alleged acts or omissions of one party, or of its employees or officials, under this Agreement lead to a claim of derivative liability against another party to this Agreement, or against its employees or officials, the former shall indemnify and hold harmless the latter with respect to all such claims, including but not limited to attorney's fees and other costs of defense.
3. **No Agency**: Nothing in this Agreement shall be interpreted or construed as creating or establishing the relationship of principal-agent or master-servant between any party (and/or its officers and employees) and another party (and/or its officers and employees).
4. **Execution**: Separate copies of this Agreement may be executed by the parties and signature pages or copies thereof brought together to form the completed document. This Agreement shall become effective upon execution by all parties and ratification by resolutions of the Guilford County Board of Commissioners, the Greensboro City Council, the High Point City Council, and the Town of Gibsonville in accordance with N.C.G.S. §160A-461.

SIGNATURES ON FOLLOWING PAGES

GUILFORD COUNTY

Marty Lawing
County Manager

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CITY OF GREENSBORO

David Parrish
City Manager

Chuck Watts
City Attorney

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CITY OF HIGH POINT

Greg Demko
City Manager

JoAnne Carlyle
City Attorney

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TOWN OF GIBSONVILLE

Ben Baxley
Town Manager

Douglas Hoy
Town Attorney