

Contract for ABC Law Enforcement

State of North Carolina

ABC Board of Marion, North Carolina

THIS CONTRACT is entered into on this the 17TH day of June, 2014 by and between the City of Marion ABC Board (hereinafter "ABC Board") and the City of Marion (hereinafter "Agency") for the purposes set forth below:

WHEREAS, North Carolina General Statute Chapter 18B requires that the ABC Board either hire an ABC law enforcement officer or contract for ABC law enforcement with a local law enforcement agency; and

WHEREAS, the ABC Board is required by law to expend at least 5% of profits for ABC law enforcement; and

WHEREAS, the ABC Board is of the opinion that contracting with the Agency for ABC law enforcement would constitute the most efficient use of its ABC law enforcement funds; and

WHEREAS, the Agency agrees to provide ABC law enforcement in the City of Marion in return for the agreed funding;

NOW, THEREFORE, IT IS AGREED that:

1. The Agency shall provide ABC law enforcement in the City of Marion in return for the sum of 5% of profits annually, to be paid in quarterly installments. The amount shall be adjusted as need to equal the amount required by North Carolina General Statute 18B-805(c) (2) to be expended on ABC law enforcement.
2. The Agency shall provide ABC law enforcement within the boundaries of the City of Marion, and it shall report at least quarterly to the ABC Board on its ABC law enforcement activities.
3. The Agency shall be solely responsible for hiring, equipping and supervising the officer or officers who are charged with the duty of enforcing the ABC laws, and the Agency agrees to indemnify, and hold harmless, the ABC Board for any liability arising from the activities of said officers.
4. The Agency shall give priority to specific requests from the ABC Board for assistance in such matters as ABC store security, protection of ABC store deposits, and the investigation of internal and external theft.

5. The Agency shall report to the ABC Board by the 5th business day of each month on a form developed by the Commission the following:
 - a. The number of arrests made for ABC law, Controlled Substance Act, or other violations, by category, at ABC permitted outlets.
 - b. The number of arrests made for ABC law, Controlled Substance Act, or other violations, by category, at other locations.
 - c. The number of agencies assisted with ABC law or controlled substance related matters.
 - d. The number of alcohol education and responsible server programs presented.
6. This contract shall continue in effect until such time as either party desires to cancel the contract and gives notice of cancellation as follows:
7. This contract may be cancelled by either party upon 30-day notice to the other party, which notice shall be given in writing.

Effective the 17th day of June, 2014.