

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

ORDINANCE

AMENDING AND EXTENDING THE CONTRACT WITH NARDIS, INC., FOR CONCEALABLE BODY ARMOR FOR THE SAN ANTONIO POLICE DEPARTMENT AND OTHER LAW ENFORCEMENT OFFICERS FOR AN AMOUNT UP TO \$500,000.00 ANNUALLY, AND A TOTAL COST OF \$1,000,000.00, FOR THE TERM BEGINNING DECEMBER 5, 2024, THROUGH DECEMBER 4, 2026. FUNDING IS FROM THE GENERAL FUND FY 2025 ADOPTED BUDGET. FUNDING FOR SUBSEQUENT YEARS IS CONTINGENT UPON CITY COUNCIL APPROVAL OF THE ANNUAL BUDGET.

* * * * *

WHEREAS, pursuant to Ordinance No. 2019-12-05-0977, the City entered into an Agreement for Concealable Body Armor for the San Antonio Police Department (SAPD) and Other Law Enforcement Officers with Nardis, Inc., that commenced on December 5, 2019, and as renewed, expires on December 4, 2024 (the “Contract”); and

WHEREAS, this Contract provides concealable body armor utilized by SAPD to protect uniformed police personnel against projectiles in accordance with the National Institute of Justice (NIJ) Standard and extending the term for an additional two-year period will allow SAPD the ability to continue to purchase concealable body armor under this Contract until the certification process for the new NIJ Standard is complete; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(2), which provides for a procurement necessary to protect the public health or safety; and

WHEREAS, approval of this ordinance authorizes an amendment of the Contract extending the term for an additional two-year period, beginning December 5, 2024, and ending December 4, 2026, in an amount up to \$1,000,000.00; and

WHEREAS, all expenditures will be in accordance with the applicable fiscal year’s budget approved by City Council; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. This *First Amendment to Agreement for Concealable Body Armor for SAFD and Other Law Enforcement Officers* between the City and Mark43, Inc. (the “Amendment”) is hereby approved in all things. A copy of the Amendment is attached hereto as **Exhibit I**. The

LC
__/__/24
Item No. __

City Manager or designee is hereby authorized to execute the Amendment on behalf of the City of San Antonio.

SECTION 2. Funding for this ordinance in the amount of \$324,186.00 is available in Fund 11001000, Cost Center 1703020001 and General Ledger 5304005 as part of the Fiscal Year 2025 Adopted Budget approved by City Council.

SECTION 3. Additional funding for year two in the amount up to \$675,814.00 is contingent upon City Council approval of the Fiscal Year 2026.

SECTION 4. Payment in the amount in the amount up to \$1,000,000.00 is authorized to Nardis, Inc., and should be encumbered with purchase orders.

SECTION 5. The financial allocations in this ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

SECTION 6. This ordinance is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED and APPROVED this __ day of _____, 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney