



# City of San Antonio

## Agenda Memorandum

**File Number:**

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**Agenda Item Number:** {{item.number}}

**Agenda Date:** November 30, 2023

**In Control:** City Council A Session

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**DEPARTMENT:** Police Department

**DEPARTMENT HEAD:** William McManus, Chief of Police

**COUNCIL DISTRICTS IMPACTED:** Citywide

**SUBJECT:**

Interlocal Cooperation Contract between Texas State University and the San Antonio Police Department

**SUMMARY:**

This ordinance authorizes the execution and approval of an Interlocal Cooperation Contract between Texas State University and the San Antonio Police Department for the continued participation in the State of Texas' Tobacco Enforcement Program by conducting buy/stings to address and reduce the illegal sale or distribution of cigarettes, e-cigarettes, and tobacco products to persons who are younger than 21 years of age. This ordinance also authorizes the acceptance of a reimbursement amount of up to \$112,500 for the period of January 2024, through August 2024.

**BACKGROUND INFORMATION:**

Since 2011, as part of the State of Texas' Tobacco Enforcement Program ("TEP"), the Texas School Safety Center at Texas State University ("Texas State") contracts with counties and municipalities to enable local law enforcement agencies, like the San Antonio Police Department ("SAPD"), to enforce Subchapter H, Chapter 161, Texas Health and Safety Code in a manner that can reasonably be expected to reduce the extent to which cigarettes, e-cigarettes, and tobacco

products are illegally sold or distributed to persons who are younger than 21 years of age. Texas State relies on the local sheriffs, constables, or police departments to enforce this subchapter. Selected law enforcement agencies providing services under this Interlocal Cooperation contract conduct on-site controlled buy/stings. The SAPD records and submits monthly activity reports to Texas State. Texas State reimburses the contracted law enforcement agencies for each completed buy/sting conducted for the program.

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Most recently in December 2022, City Council authorized the execution of the FY23 Interlocal Cooperation Contract between SAPD and Texas State University, covering the period of January 3, 2023, through August 31, 2023. This agreement funded a maximum of 900 separate buy/stings at a reimbursement rate of \$125 per sting for a total revenue of \$112,500. SAPD conducted 900 separate buy/stings and issued a total of 81 citations as part of the FY 2023 Tobacco Enforcement Program.

#### **ISSUE:**

This Interlocal Cooperation Contract between SAPD and Texas State University will allow a maximum 900 separate buy/stings at a reimbursement rate of \$125 per sting. Total reimbursement is estimated to be \$112,500. The term of this contract will be effective upon full execution and will terminate on August 31, 2024.

Approval of this contract will allow SAPD to participate in the State of Texas' Tobacco Enforcement Program by conducting controlled buy/stings to reduce children's access to tobacco.

#### **ALTERNATIVES:**

None.

#### **FISCAL IMPACT:**

Under the terms of the agreement, Texas State will pay SAPD for the allowed maximum of 900 separate buy/stings at a reimbursement rate of \$125 per sting. Total reimbursement collected under this contract is not to exceed \$112,500 for the term of the contract. Funds collected from this contract will be the Tobacco Enforcement account.

**RECOMMENDATION:**

Staff recommends approval of this agreement.