



# City of San Antonio

## Agenda Memorandum

**File Number:**

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**Agenda Item Number:** 51

**Agenda Date:** October 31, 2024

**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 \$125,000 for the period of January 2025, through August 2025. Funds collected from this contract will be deposited into the Tobacco Enforcement Fund.

The Public Safety Committee approved this item to move forward to the full City Council at their October 15, 2024 meeting.

**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 and receives reimbursement for each completed buy/sting conducted for the program.

The most recent Interlocal Cooperation Contract between SAPD and Texas State University, covering the period of January 4, 2024, through August 31, 2024, was approved by City Council in November 2023. This agreement allowed a maximum of 900 separate buy/stings at a reimbursement rate of \$125 per sting for a total reimbursement of \$112,500. SAPD conducted 900 separate buy/stings and issued a total of 101 citations as part of the FY 2024 Tobacco Enforcement Program.

#### **ISSUE:**

This Council Action authorizes an Interlocal Cooperation Contract between SAPD and Texas State University for the SAPD 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. The estimated reimbursement amount to the City is \$125,000 for a maximum of 1,000 buy/stings.

#### **ALTERNATIVES:**

None.

#### **FISCAL IMPACT:**

Under the terms of the agreement, Texas State will pay SAPD for the allowed maximum of 1,000 separate buy/stings at a reimbursement rate of \$125 per sting. Total reimbursement collected under this contract is not to exceed \$125,000 for the term of the contract. Funds collected from this contract will be deposited into the Tobacco Enforcement Fund.

#### **RECOMMENDATION:**

Staff recommends approval of this agreement.