



City of San Antonio

Agenda Memorandum

File Number:

Agenda Item Number: 39

Agenda Date: December 16, 2021

In Control: City Council A Session

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 participation in the State of Texas' Tobacco Enforcement Program by conducting buy/stings in an effort 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 agreement will reimburse SAPD an estimated amount of \$104,375 during the term of the contract.

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 will conduct on-site controlled buy/stings. The SAPD will record and submit monthly activity reports to Texas State. Texas State reimburses the contracted law enforcement agencies for each completed service conducted for the program.

In December 2020, City Council authorized the execution of the Interlocal Cooperation Contract between SAPD and Texas State University, which funded a maximum of 800 separate buy/stings at a reimbursement rate of \$125 per sting. Total revenue to the department was estimated at \$100,000. The initial term of the prior approved contract was September 1, 2020 through August 31, 2021. In March 2021, Texas State proposed an amendment, with Council approval, to increase the awarded amount to \$25,000, paid to SAPD allowing for another 200 buy/stings at the same reimbursement rate of \$125 per sting; changing the total revenue collected under the prior contract to \$125,000.00 for the additional buy/stings in the remaining term of the contract.

ISSUE:

This Interlocal Cooperation Contract between SAPD and Texas State University will allow a maximum 835 separate buy/stings at a reimbursement rate of \$125 per sting for a total of \$104,375. The term of this contract will be effective upon full execution and will terminate on August 31, 2022.

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:

This contract provides SAPD the opportunity to participate in the State of Texas' Tobacco Enforcement Program.

FISCAL IMPACT:

Under the terms of the agreement, Texas State University will reimburse SAPD for the allowed maximum of 835 separate buy/stings at a reimbursement rate of \$125 per sting. Total revenue collected under this contract is not to exceed \$104,375 for the term of the contract.

RECOMMENDATION:

Staff recommends approval to execute a Interlocal Cooperation Contract between Texas State University and the SAPD.