

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

AN ORDINANCE

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION IN AN AMOUNT UP TO \$102,604.00 TO THE DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, THROUGH THE ALAMO AREA COUNCIL OF GOVERNMENTS AND THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, FOR THE PURCHASE OF CONTROLLED EQUIPMENT FOR THE SAN ANTONIO POLICE DEPARTMENT SPECIAL WEAPONS AND TACTICS TEAM; AND AUTHORIZING THE ACCEPTANCE OF FUNDS, UPON AWARD.

WHEREAS, the Department of Justice (DOJ), Bureau of Justice Assistance (BJA), has grant funds in an amount up to \$102,604.00 for the purchase of controlled equipment for the San Antonio Police Department (SAPD) Special Weapons and Tactics (SWAT) Team; and

WHEREAS, the grant application for said funds is submitted through the Alamo Area Council of Governments and the Office of the Governor, Criminal Justice Division (CJD); and

WHEREAS, acceptance of the grant funds requires compliance with Executive Order 13688, Federal Support for Local Law Enforcement Equipment Acquisition, obligating the SAPD to adhere to the mandated protocols, training, and rules for collection and retention of the controlled equipment; and

WHEREAS, the SAPD SWAT Team adopts robust and specific written policies and protocols governing the General Policing Standards and Specific Controlled Equipment Standards before the purchase of controlled equipment; and

WHEREAS, the SAPD SWAT Team personnel are fully aware of the expectations, operations, and restrictions with respect to general policing, as well as the use of controlled equipment; and

WHEREAS, no cash or in-kind matching contribution is required; **NOW THEREFORE:**

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

SECTION 1. The City Manager and her designee are hereby authorized to submit a grant application in an amount not to exceed \$102,604.00 to the BJA for funds that will be used to purchase controlled equipment for the SAPD SWAT. The City Manager and her designee are hereby authorized to accept said grant, if awarded under substantially the same terms and conditions as applied for. The City Manager and her designee are further authorized to execute any and all documents necessary to effectuate said application and acceptance.

SECTION 2. Should the aforementioned grant funds be accepted, the City shall comply with Executive Order 13688.

SECTION 3. The City Council finds that it is in the best interest of the citizens of the City of San Antonio to accept said grant. The City Council agrees that in the event of loss or misuse of CJD funds, the City Council assures that the funds will be returned to the CJD in full. The City Council designates the Chief of Police of the SAPD as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter, or terminate the grant on behalf of the applicant agency.

SECTION 4. Fund 26028000 (Department of Justice) is hereby designated for use in the accounting for the fiscal transaction in the acceptance of this grant. Should funding be awarded, the sum of up to \$102,604.00 from the DOJ will be appropriated in said fund. The proposed budget attached hereto as **Exhibit I** is hereby approved.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's 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 the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this _____ day of _____, 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney

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