

ORDINANCE

2021-04-08-0231

APPROVING AN INTERLOCAL COOPERATION CONTRACT BETWEEN THE SAN ANTONIO POLICE DEPARTMENT AND THE TEXAS DEPARTMENT OF PUBLIC SAFETY FOR THE PURPOSE OF CONTINUING TO PROVIDE CERTAIN GOODS AND SERVICES IN SUPPORT OF THE TEXAS ANTI-GANG PROGRAM. THE AGREEMENT WILL COMMENCE UPON FULL EXECUTION AND IS FOR AN AMOUNT NOT TO EXCEED \$750,000, OR \$150,000 PER YEAR, REIMBURSABLE FROM DPS.

* * * * *

WHEREAS, the Office of the Governor, Criminal Justice Division, has assigned the Fiscal Agent responsibilities for the Texas Anti-Gang (TAG) from the San Antonio Police Department (SAPD) to the Texas Department of Public Safety (DPS); and

WHEREAS, the assignment of Fiscal Agent responsibilities to DPS will have no impact on SAPD's continued provision of all current TAG program goods and services, including, Information Technology services and equipment, security access and control; cable media subscription; and contractual and City personnel associated with the TAG.

WHEREAS, SAPD will invoice the DPS on the monthly reimbursable amount for these costs, which will be paid by DPS; and

WHEREAS, such an agreement is authorized by Chapter 791 of the Texas Government Code;
NOW THEREFORE:

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

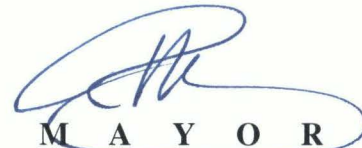
SECTION 1. The City Manager or designee, or the Chief of the San Antonio Police Department or designee, is hereby authorized to execute the interlocal cooperation contract with DPS attached hereto as **Exhibit A**, or a contract that is substantially the same as that attached hereto.

SECTION 2. Funds generated by this ordinance will be deposited into the General Fund No. 29616005 and Internal Order No. 217000000135.

SECTION 3. 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 4. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED and APPROVED this 8th day of April, 2021.



M A Y O R
Ron Nirenberg

ATTEST:



Tina Flores, City Clerk

APPROVED AS TO FORM:



Andrew Segovia, City Attorney
(for)



City of San Antonio

City Council

April 08, 2021

Item: 14

File Number: 21-2474

Enactment Number:

2021-04-08-0231

Ordinance approving an Interlocal Cooperation Contract with the Texas Department of Public Safety reimbursing the San Antonio Police Department \$150,000 annually for five years for a total contract amount of \$750,000 for support services in connection with the Texas Anti-Gang Program. [Maria Villagomez, Deputy City Manager; William McManus, Chief of Police]

Councilmember John Courage made a motion to approve. Councilmember Shirley Gonzales seconded the motion. The motion passed by the following vote:

Exhibit A

INTERLOCAL COOPERATION CONTRACT

I. CONTRACTING PARTIES AND AUTHORITY

The Department of Public Safety (DPS) and the City of San Antonio (COSA) are contracting under the authority of Texas Government Code Chapter 791 (the Interlocal Cooperation Act).

DPS certifies that it has the authority to contract for the services agreed upon by the authority granted in Texas Government Code Chapter 411.

COSA certifies that it has the authority to contract for the services agreed upon by the authority granted in Ordinance No. _____, passed and approved by San Antonio City Council on April 8, 2021.

II. STATEMENT OF SERVICES TO BE PERFORMED

COSA will continue to provide certain Texas Anti-Gang grant (TAG) services and goods. COSA will invoice DPS the monthly reimbursable amount for these costs. These services and goods include the continued employment of the SA TAG administrator, IT and phone connectivity, security access and control, and the cable media subscription for the TAG.

DPS will pay COSA the monthly reimbursable amount based on COSA's costs for the COSA-provided TAG services and goods. During the contract term, DPS may assume additional employment, IT, security, radio, and other services or equipment responsibilities, and other items as coordinated between the parties. For any services or goods that DPS assumes over the contract term, DPS will pay for those directly instead of reimbursing COSA. DPS has now assumed the employment of one employee previously employed by COSA and the lease for the TAG building previously held by COSA.

III. CONTRACT AMOUNT AND BASIS FOR CALCULATING COSTS

The total amount of this contract over its term will not exceed \$750,000, or \$150,000 per year, which should be no more than the relevant line items of the Texas Anti-Gang Program grant award amount awarded to DPS annually, with the addition of any future amounts awarded to DPS under the Texas Anti-Gang Program grant during the term of this contract.

IV. TERM OF CONTRACT AND AMENDMENTS

This contract is effective on the date of the last party to sign and will terminate on 3/31/2026, or upon written request of either party with 30 calendar days' written notice, whichever occurs earlier. This contract may only be amended by mutual written agreement of the parties.

V. NOTICE

The respective party will provide any required notice as noted in this section. Either party may change its information in this section by giving the other party written notice and the date upon which the change will become effective.

If to DPS: CID Major Manuel Espinosa, Manuel.Espinosa@dps.texas.gov, 512-424-2505

If to COSA: Robert Blanton, Robert.Blanton@sanantonio.gov, 210-207-4119

VI. CERTIFICATIONS

The parties certify that (1) the contract is authorized by the governing body of each party; (2) the purpose, terms, rights, and duties of the parties are stated within the contract; and (3) each party will make payments for the performance of governmental functions or services from current revenues available to the paying party.

The undersigned signatories have full authority to enter into this Contract on behalf of the respective Parties.

City of San Antonio

Department of Public Safety

William McManus
Chief, San Antonio Police Department

Steven C. McCraw
Director

Date

Date