CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: **Police**

AGENDA DATE: **October 6, 2009**

CONTACT PERSON/PHONE: **Assistant Chief Eric Shelton / 564-7309**
George Acosta, Senior Grant Planner / 564-7119

DISTRICT(S) AFFECTED: ALL

SUBJECT:
To approve a resolution that ratifies the Interlocal Agreement between the El Paso County and the City of El Paso to submit a joint application to the U.S. Department of Homeland Security – Operation Stonegarden FY09, in the amount of $6,032,184.00, which was approved by the El Paso County Commissioners Court on January 26, 2009. Further, that the City Manager be authorized to sign an amendment to such Interlocal Agreement between the County and the City of El Paso to submit a joint applications to the U.S. Department of Homeland Security – Operation Stonegarden FY09, in the amount of $1,781,719.00. The funds received under the Operation Stonegarden FY09 program will be allocated to the COUNTY and to the CITY in an equal percentage proportionate to the original budget. The funding agency requires an Interlocal Agreement to be submitted.

BACKGROUND / DISCUSSION:
The application of this grant is a joint venture between the City and the County and the allocation of funds will be distributed to the COUNTY to the CITY in the same percentage proportionate to the original budget.
The City grant funds will be utilize to enhance the capability of the El Paso Police Department to detect, prevent, and deter terrorists, weapons of mass effect, transnational gangs, smuggling of contraband, and human trafficking. These efforts are expected to reduce crime in the border community to ultimately improve the quality of life for the residents in the City of El Paso. That the City Manager or her designee be authorized to sign any grant related paperwork, including all understandings and assurances contained therein, and accept, reject, alter, or terminate the resulting grant, authorize budget transfers and submit necessary revisions to the operational plan. No cash match required.

PRIOR COUNCIL ACTION:
No.

AMOUNT AND SOURCE OF FUNDING:
Federal grant proceeds will fund this item.

**********REQUIRED AUTHORIZATION**********

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD: _____
(Example: if RCA is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Council hereby ratifies the Interlocal Agreement between the County and City of El Paso submitting a joint application to the U.S. Department of Homeland Security – Operation Stonegarden FY09, in the amount of $6,032,184.00, which was approved by the El Paso County Commissioners Court on January 26, 2009.

Further, that the City Manager be authorized to sign an amendment to such Interlocal Agreement between the County and City of El Paso to submit a joint application to the U.S. Department of Homeland Security – Operation Stonegarden FY09, in the amount of $1,781,719.00. The funds received under the Operation Stonegarden program will be allocated to the COUNTY and to the CITY in the equal percentage proportionate to the original budget. The City grant funds will be utilized to enhance the capability of the El Paso Police Department to detect, prevent, and deter terrorists, weapons of mass effect, transnational gangs, smuggling of contraband, and human trafficking. These efforts are expected to reduce crime in the border community to ultimately improve the quality of life for the residents in the City of El Paso. That the City Manager or her designee be authorized to sign any grant related paperwork, including all understandings and assurances contained therein, and accept, reject, alter, or terminate the resulting grant, authorize budget transfers and submit necessary revisions to the operational plan. No cash match required.

ADOPTED this 6th day of October 2009.

CITY OF EL PASO

_____
John F. Cook
Mayor

ATTEST:

_____
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

_____
John R. Batoon
Assistant City Attorney

APPROVED AS TO CONTENT:

_____
Gregory Allen
Chief of Police

POLICE/Reso/Interlocal Agreement/Operation Stonegarden/FY09
Document #: 51464/JBAT

STATE OF TEXAS)
)
COUNTY OF EL PASO)

AMENDMENT TO INTERLOCAL AGREEMENT
BETWEEN THE COUNTY OF EL PASO, TEXAS
AND THE CITY OF EL PASO, TEXAS

This Amendment is made to that Interlocal Agreement by and between the County of El Paso, Texas, ("County") and the City of El Paso, Texas (hereinafter called "City").entered into on the 26th day of January, 2009, attached hereto and made a part hereof for all purposes.

It is mutually understood and agreed by and between the undersigned contracting parties to amend that Agreement as follows:

Paragraph 1 of the Agreement, is hereby amended to read:

1. The County will prepare and submit two application for funds, as required by the state; one in the amount of $1,138,875; and one in the amount of $642,844.00; for a total amount of $1,781,719, as further described in Attachment A, Grant Applications and Order Operations Report, attached hereto and incorporated herein by reference. The funds received will be allocated between the County and the City in equal shares, 50% each. The County and City agree to use their respective share of the OPSG Grant Award only for eligible costs under the OPSG Grant, and to comply with all grant requirements. The parties agree that they shall not use OPSG funds to supplant inherent routine patrol and law enforcement operation or activities to perform other activities not directly related to providing an enhanced law enforcement presence in the City and County of El Paso, Texas.

All other terms and conditions not amended herein to remain in full force and effect.

IN WITNESS WHEREOF, said County of El Paso and said City of El Paso have caused these presents to be executed in their behalf respectively by their proper officers thereto duly authorized and their corporate seal to be hereto affixed, the day and year as noted below.

[Signatures Follow on Next Page]

COUNTY OF EL PASO

By: _____ DATE: 8/17/09
Anthony Cobos
County Judge

ATTEST: _____
Delia Briones
County Clerk

Approved as to form:

_____
Josefina J. Brostrom
Assistant County Attorney

Approved as to content:

_____
Richard D. Wiles, Sheriff
El Paso County Sheriff's Office
El Paso County, Texas

CITY OF EL PASO

By:_____ Dated_____

Joyce Wilson
City Manager

Approved as to form:

_____

John R. Batoon
Assistant City Attorney

Approved as to content:

_____

Gregory Allen
Chief of Police

ATTACHMENT A

A.1 Cost Estimates/Funding Requests (Year 1):

Administration/Logistics/Budget Request		Narrative Justification (Computation of Items)	Federal Request
Peace Officer Operational Overtime			$-0-
Fringe Benefits for Peace Officers			$-0-
Travel			$-0-
Lodging			$-0-
Reception of Detailed Personnel			$-0-
Uniform and Equipment			$-0-
Special Equipment:			$-0-
Alien Processing			$-0-
Medical			$-0-
Detention/Transportation			$-0-
Vehicles:	Fuel Cost		$-0-
	Fuel Cost		
TOTAL YEAR 1			$-0-

A.2 Cost Estimates/Funding Requests (Year 2):

Administration/Logistics/Budget Request	Narrative Justification (Computation of Items)	Federal Request
Operational Overtime for Peace Officers	***EPCSO:** **Officer/Detective** $43.39 per hr. OT avg. rate x 8 Officers x 8 hrs. x 3 days/operation x 12 operations/yr. = **$99,970.56** **Sergeant** $51.94 per hr. OT avg. rate x 2 Sgt. x 8 hrs. x 3 days/operation x 12 operations/yr. = **$29,971.44** ****EPPD:** **Officer/Detective** $46.00 per hour OT rate x 8 officer/detective x 8 hours x 3 day detail x 30 operations/yr. = **$264,960.00** **Sergeant** $52.00 per hour OT rate x 2 sergeant x 8 hours x 3 day detail x 30 operations per year= **$74,880.00**	**$469,782.00**
Fringe Benefits for Peace Officers	***EPCSO:** $129,942 x [(FICA) + (retirement) + (W/C) + (Unemployment) 28.61%] = **$37,176.00** ****EPPD:** **Officer/Detective** $339,840 x 25%= **$84,960.00**	**$122,136.00**
Travel		$-0-
Lodging		$-0-
Reception of Detailed Personnel		$-0-
Uniform and Equipment		$-0-
Special Equipment:	**EPCSO:** Vehicles (9) @ $56,595.00 (fully equipped) = $509,355.00	**$509,355.00**
Alien Processing		$-0-
Medical		$-0-
Detention/Transportation		$-0-

Vehicles:	Fuel Cost	**EPCSO:** 10 vehicles x 130 miles x 3 days x 12 operations/year x 1 yr. = 46,800 Approx. 46,800 miles per year x 0.505 cents per mile = **$23,634**	**$23,634.00**
	Fuel Cost	**EPPD: Operational Cost** 10 vehicles x 45.4 miles x 3 days x 30 operations/year = 40,860 Approx. 40,860 miles per year x 0.505 cents per mile = **$20,630.00**	**$20,630.00**
TOTAL YEAR 2			**$1,145,537.00**

A.3 Cost Estimates/Funding Requests (Year 3):

Administration/Logistics/Budget Request	Narrative Justification (Computation of Items)	Federal Request
Operational Overtime	***EPCSO:** **Officer/Detective** $43.39 per hr. OT avg. rate x 8 Officers x 8 hrs. x 3 days/operation x 12 operations/yr. = **$99,970.56** **Sergeant** $51.94 per hr. OT avg. rate x 2 Sgt. x 8 hrs. x 3 days/operation x 12 operations/yr. = **$29,971.44** ****EPPD:** **Officer/Detective** $46.00 per hour OT rate x 8 officer/detective x 8 hours x 3 day detail x 30 operations/yr. = **$264,960.00** **Sergeant** $50.00 per hour OT rate x 2 Sgts. x 8 hours x 3 day detail x 30 operations per year = **$74,880.00**	**$469,782.00**
Fringe Benefits for Peace Officers	***EPCSO:** $129,942 x [(FICA) + (retirement) + (W/C) + (unemployment) 28.61%] = **$37,176.00** ****EPPD:** **Officer/Detective** $339,840 x 25%= **$84,960**	**$122,136.00**
Travel		$-0-
Lodging		$-0-
Reception of Detailed Personnel		$-0-
Uniform and Equipment		$-0-
Special Equipment		$-0-
Alien Processing		$-0-
Medical		$-0-
Detention/Transportation		$-0-

Vehicles:	Fuel Cost	**EPCSO:** 10 vehicles x 130 miles x 3 days x 12 operations/year = 46,800 Approx. 25,200 miles per year x 0.505 cents per mile = **$23,634.00**	**$23,634.00**
	Fuel Cost	**EPPD:** 10 vehicles x 45.4 miles x 3 days x 30 operations/year = 26,760 Approx. 26,760 miles per year x 0.505 cents per mile = **$20,630.00**	**$20,630.00**
TOTAL YEAR 3			**$636,182.00**

**** The El Paso Police Department (EPPD) will ask for a waiver for the amount of the OT limit above 50%.**