

# City of Las Cruces<sup>®</sup>

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 3

Ordinance/Resolution# 12-010

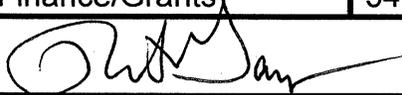
For Meeting of \_\_\_\_\_  
(Ordinance First Reading Date)

For Meeting of July 18, 2011  
(Adoption Date)

**TITLE: A RESOLUTION AUTHORIZING THE CITY OF LAS CRUCES POLICE DEPARTMENT TO ACCEPT VARIOUS EMERGENCY PREPAREDNESS EQUIPMENT VALUED AT \$43,230.66 PURSUANT TO A GRANT FUNDED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY, OFFICE OF STATE AND LOCAL GOVERNMENT COORDINATION AND PREPAREDNESS THROUGH THE NEW MEXICO DEPARTMENT OF PUBLIC SAFETY, OFFICE OF EMERGENCY MANAGEMENT AND THE DONA ANA COUNTY / CITY OF LAS CRUCES OFFICE OF EMERGENCY MANAGEMENT FOR FY 2007 GRANT.**

**PURPOSE(S) OF ACTION:**

To accept emergency preparedness equipment.

<b>COUNCIL DISTRICT: ALL</b>		
<b><u>Drafter/Staff Contact:</u></b> S. Nicole Williams	<b><u>Department/Section:</u></b> Finance/Grants	<b><u>Phone:</u></b> 541-2716
<b><u>City Manager Signature:</u></b>		

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

The United States Department of Homeland Security, Domestic Preparedness Equipment Program provides opportunities for state and tribal governments to apply for grant funding under nine separate initiatives. In order for the New Mexico Department of Homeland Security (NMDHS) to submit an application for the above mentioned program, NMDHS provides Homeland Security Guidance documents and grant application kits to local jurisdictions. NMDHS requires each county to collect and prioritize local jurisdiction NMDHS sub-grant applications requesting funds.

Upon collection and prioritization of the sub-grant applications, a Department of Homeland Security Planning Team reviews the qualified NMDHS prioritized application lists and submits a grant request to the United States Department of Homeland Security for program funding. Upon approval of NMDHS grant application, the United States Department of Homeland Security awards grant funds to NMDHS, who then disburses grant funds to local jurisdictions to purchase emergency preparedness equipment as prioritized in collected and approved local jurisdiction sub-grant applications. Purchased equipment is then awarded to local units of government according to the approved sub-grant application.

(Continue on additional sheets as required)

The New Mexico Department of Homeland Security through the Doña Ana County Office of Emergency Management (OEM) has awarded the City of Las Cruces, on behalf of the Las Cruces Police Department (LCPD), the following equipment through the Domestic Preparedness Equipment Program FY 2007:

- Cellular Phone Jammer (Antenna Systems & Solutions) - \$8,753.97
  - Rangefinders (Botach Tactical) - \$2,279.70
  - Tactical Shields (Striecher's) - \$3,994.99
  - Tactical Scopes (Optic's Planet) - \$1,239.49
  - Handheld Thermal Imaging Cameras (Rock House Products) - \$10,448.00
  - Kenwood Mobile Radios (Southwestern Wireless) - \$8,983.75
  - Tactical Microphones (GST Public Safety Supply) - \$1,535.76
  - Tactical Lights (Kaufman's West) - \$5,995.00
- Equipment Total: \$43,230.66

All equipment, with the exception of the cellular phone jammer, has been received by the LCPD. The LCPD anticipates delivery of the cellular phone jammer in June/July 2011.

**SUPPORT INFORMATION:**

1. Resolution.
2. Exhibit "A", Agreement Upon Receipt of Equipment between Doña Ana County and the City of Las Cruces Police Department.
3. Exhibit "B", Doña Ana County/City of Las Cruces Office of Emergency Management State Homeland Security Grant Program Doña Ana County Equipment List FY 2007.

**SOURCE OF FUNDING:**

<b>Is this action already budgeted?</b>  N/A			
	Yes	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
	<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.	
<b>Does this action create any revenue?</b>			
	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$ _____ for FY ____.
	No	<input checked="" type="checkbox"/>	There is no new revenue generated by this action.

**BUDGET NARRATIVE**

Equipment has been purchased by the Doña Ana County Office of Emergency Management with grant funds provided by the United States Department of Homeland Security.

**FUND EXPENDITURE SUMMARY:**

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will authorize the acceptance of the emergency preparedness equipment through the state "Domestic Preparedness Equipment Program" FY 2007.
2. Vote "No"; this will disallow acceptance of the equipment.
3. Vote to "Amend"; this could allow the police department to modify the terms of the Resolution and/or instruct staff to seek alternative direction.
4. Vote to "Table"; this option could delay the ability to accept, and use the equipment.

**REFERENCE INFORMATION:**

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

N/A

RESOLUTION NO. 12-010

**A RESOLUTION AUTHORIZING THE CITY OF LAS CRUCES POLICE DEPARTMENT TO ACCEPT VARIOUS EMERGENCY PREPAREDNESS EQUIPMENT VALUED AT \$43,230.66 PURSUANT TO A GRANT FUNDED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY, OFFICE OF STATE AND LOCAL GOVERNMENT COORDINATION AND PREPAREDNESS THROUGH THE NEW MEXICO DEPARTMENT OF PUBLIC SAFETY, OFFICE OF EMERGENCY MANAGEMENT AND THE DONA ANA COUNTY / CITY OF LAS CRUCES OFFICE OF EMERGENCY MANAGEMENT FOR FY 2007 GRANT.**

The City Council is informed that:

**WHEREAS**, The New Mexico Department of Homeland Security through the Doña Ana County Office of Emergency Management has awarded various items of emergency preparedness equipment to the City of Las Cruces, on behalf of the Las Cruces Police Department; and

**WHEREAS**, the equipment is valued at \$43,230.66 as listed in Exhibit "B"; and

**WHEREAS**, the equipment has been paid for through the United States Department of Homeland Security and requires no match on the part of the City of Las Cruces.

**NOW, THEREFORE**, Be it resolved by the governing body of the City of Las Cruces:

(I)

**THAT** the Las Cruces Police Department is authorized to accept aforementioned emergency preparedness equipment provided from the Doña Ana County Office of Emergency Management.

(II)

**THAT** the Las Cruces Police Department is bound by agreement with Doña Ana County to terms stated in the "Agreement Upon Receipt Of Equipment" for the Domestic Preparedness Equipment Program FY 2007, Exhibit "A".

(III)

THAT City staff is authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

(SEAL)

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

VOTE:

Mayor Miyagishima:	_____
Councillor Silva:	_____
Councillor Connor:	_____
Councillor Pedroza:	_____
Councillor Small:	_____
Councillor Sorg:	_____
Councillor Thomas:	_____

**AGREEMENT UPON RECEIPT OF EQUIPMENT  
Domestic Preparedness Equipment Program FY 2007**

**WHEREAS**, the City of Las Cruces Police Department ("the City") is in receipt of preparedness equipment, transferred to it by the County of Dona Ana, through its Office of Emergency Management ("the County"), which equipment will be used for the protection of the residents of the City and the County; and,

**WHEREAS**, the acquisition of this preparedness equipment is funded by the New Mexico Department of Homeland Security Office of Emergency Management pursuant to a grant funded by the United States Department of Homeland Security Office "Homeland Security Grant Program" (hereinafter "the Program"); and the equipment is to be used to increase the City's ability to respond to a terrorist incident involving weapons of mass destruction;

**NOW THEREFORE**, The City acknowledges receipt of the equipment and, after inspection of the same, states as follows:

1. The equipment as listed in the lists attached hereto as "Attachment A," is present and in good working order. The equipment will be used to increase the City's ability to respond to a terrorist incident involving weapons of mass destruction.
2. The City will advise the County in writing before transferring any of this equipment to other persons; jurisdictions or entities and the City shall maintain records of the condition and whereabouts of such equipment.
3. The County provides no warranties as regards to the supplied equipment.
4. The City agrees and accepts that the County is not liable for any injuries or damages that arise out of the transfer, ownership or use of the supplied equipment.
5. The City agrees to assume full responsibility for whatever training, upkeep, maintenance, storage costs, etc. are necessitated by its custody and use of the supplied equipment.
6. The City acknowledges that the State retains the right to inspect/inventory all equipment supplies hereunder.
7. This Agreement shall remain in effect throughout the entire period of use and possession by the City of the above referenced equipment.

**RECEIVED AND ACKNOWLEDGED:**

**ACKNOWLEDGED:**

**LAS CRUCES POLICE DEPARTMENT,**

**COUNTY OF DONA ANA,**

  
\_\_\_\_\_

\_\_\_\_\_

**By: Richard Williams**

**By:**

**Its:**

**Its:**

**Chief of Police**  
\_\_\_\_\_

\_\_\_\_\_

6/16/11  
Date

\_\_\_\_\_  
Date

**Dona Ana County/City of Las Cruces  
Office of Emergency Management**

**State Homeland Security Grant Program  
Dona Ana County Equipment List FY 2007**

**Project #4**

Cellular Phone Jammer (Antenna Systems & Solutions)	\$	8,753.97
Rangefinders (Botach Tactical)	\$	2,279.70
Tactical Shields (Streicher's)	\$	3,994.99
Tactical Scopes (Optic's Planet)	\$	1,239.49
Total	\$	16,268.15

**Project #6**

FLIR HS-324-P and HS-324-C (Rock House Products)	\$	10,448.00
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**Project #9**

Kenwood Mobile Radios (Southwestern Wireless)	\$	8,983.75
GST Public Safety Supply (Tactical Microphones)	\$	1,535.76
Kaufman's West (Tactical Lights)	\$	5,995.00
Total	\$	16,514.51