



City of Las Cruces®

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 3 Ordinance/Resolution# 14-010

For Meeting of _____
(Ordinance First Reading Date)

For Meeting of July 15, 2013
(Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

TITLE: A RESOLUTION AUTHORIZING THE CITY OF LAS CRUCES TO FORMALLY ACCEPT VARIOUS PIECES OF EQUIPMENT VALUED AT \$17,300.99, ON BEHALF OF THE LAS CRUCES POLICE DEPARTMENT, FROM THE DONA ANA COUNTY OFFICE OF EMERGENCY MANAGEMENT.

PURPOSE(S) OF ACTION:

Formally accept police equipment.

COUNCIL DISTRICT: N/A		
Drafter/Staff Contact: S. Nicole Williams	Department/Section: Financial Services / Grants Administration	Phone: 541-2716
City Manager Signature: 		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

On April 8, 2013, the Las Cruces Police Department (LCPD) was notified by the Dona Ana County Office of Emergency Management (OEM) of the authorized transfer of the following equipment from OEM to LCPD: twenty (20) Television Equipment Associates (TEA) Headsets™ valued at \$437.87 per unit plus \$75.00 for shipping and one (1) Forward Looking Infrared Systems™ (FLIR) Night Observation Sight valued at \$8,424.59 per unit plus \$24.00 for shipping; for a total equipment value of \$17,300.99. The acquisition of the equipment is funded by the New Mexico Department of Homeland Security Office (DHS) "Homeland Security Grant Program". Equipment will be used in accordance with OEM and DHS objectives.

All pieces of equipment have been received and processed by the Las Cruces Police Department.

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", Agreement Upon Receipt of Equipment.

(Continue on additional sheets as required)

SOURCE OF FUNDING:

Is this action already budgeted? 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.
Does this action create any revenue?		
	Yes	<input type="checkbox"/> Funds will be deposited into this fund: _____ in the amount of _____ for _____.
	No	<input checked="" type="checkbox"/> There is no new revenue generated by this action.

BUDGET NARRATIVE

N/A

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 approve the formal acceptance of equipment from OEM.
2. Vote "No"; this is not an option as LCPD is in possession of the equipment.
3. Vote to "Amend"; this is not an option as equipment transferred from OEM to LCPD is designated by OEM.
4. Vote to "Table"; this is not an option as LCPD is in possession of the equipment.

REFERENCE INFORMATION:

N/A

RESOLUTION NO. 14-010

A RESOLUTION AUTHORIZING THE CITY OF LAS CRUCES TO FORMALLY ACCEPT VARIOUS PIECES OF EQUIPMENT VALUED AT \$17,300.99, ON BEHALF OF THE LAS CRUCES POLICE DEPARTMENT, FROM THE DONA ANA COUNTY OFFICE OF EMERGENCY MANAGEMENT.

The City Council is informed that:

WHEREAS, on April 8, 2013, the Las Cruces Police Department (LCPD) was notified by the Dona Ana County Office of Emergency Management (OEM) of the authorized transfer of equipment from OEM to the LCPD; and

WHEREAS, equipment transferred are twenty (20) Television Equipment Associates (TEA) Headsets™ valued at \$437.00 per unit plus \$75.00 for shipping and one (1) Forward Looking Infrared Systems™ (FLIR) Night Observation Sight valued at \$8,424.59 per unit plus \$25.00 for shipping; for a total equipment value of \$17,300.99; and

WHEREAS, acquisition of the equipment is funded by the New Mexico Department of Homeland Security Office (DHS) "Homeland Security Grant Program"; and

WHEREAS, equipment will be used in accordance with OEM and DHS objectives; and

WHEREAS, all pieces of equipment have been received and processed by the Las Cruces Police Department.

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

(I)

THAT the City of Las Cruces, on behalf of its Police Department, formally accepts equipment valued at \$17,300.99 from the Dona Ana County Office of Emergency Management, as designated in Exhibit "A", attached hereto and made part of this resolution.

(II)

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

DONE AND APPROVED this _____ day of _____, 20_____.

APPROVED:

Mayor

ATTEST:

City Clerk

(SEAL)

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:

Raymond B. Hummel

VOTE:

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

City Attorney

**AGREEMENT UPON RECEIPT OF EQUIPMENT
State Homeland Security Grant Program FY 2012**

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:

**CITY OF LAS CRUCES
ON BEHALF OF ITS POLICE DEPARTMENT,**

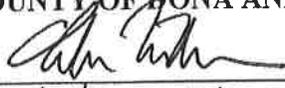


By: Robert L. Garza, P.E.
Its: _____
City Manager

4-8-13
Date

ACKNOWLEDGED:

COUNTY OF DONA ANA,



By: Charles McMahon
Its: Interim Assistant County Manager

6/20/13
Date

APPROVED AS TO FORM:

Attorney

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

**State Homeland Security Grant Program
Dona Ana County Equipment List FY 2012
Attachment A
Las Cruces Police Department**

Vendor: TEA Headsets/Television Equipment Associates, Inc.
Address: 16 Mount Ebo Road South, Ste. 6
Brewster, NY 10509

Item #	Description	Quantity	Unit Cost	Total
1	INV-M3-06-BK-L Invislo M3, standard, black, left ear with Hirose plug	20	438.87	\$ 8,777.40
2	Shipping	1	\$ 75.00	\$ 75.00
	Total			\$ 8,852.40

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

**State Homeland Security Grant Program
Dona Ana County Equipment List FY 2012
Attachment A
Las Cruces Police Department**

Vendor: Southern Precision Armory
Address: 3409 N.W. 9th Ave. Suite 1104
Ft. Lauderdale, FL 33309

Item #	Description	Quantity	Unit Cost	Total
1	FLIR (55883) UNS-AN/PVS-22 Iniversal night Observation Sight w/Mil-Spec Pinnacle Omni-7 Tube & Shock Mitigation System (SMS)	1	8424.59	\$ 8,424.59
3	Shipping & (HI -Value) Insurance	1	\$ 24.00	\$ 24.00
	Total			\$ 8,448.59