



AGENDA MEMORANDUM

Action Item for the City Council Meeting of July 16, 2024

DATE: July 16, 2024
TO: Peter Zanoni, City Manager
FROM: Mike Markle, Chief of Police
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Authorizing an auto renewing Interlocal Agreement between the City and San Patricio County for the services of an Intoxilyzer Technical Supervisor

CAPTION:

Resolution authorizing an amendment to the Interlocal Agreement between the City of Corpus Christi and San Patricio County to increase the annual cost from \$18,500.00 to \$28,000.00 for inspection, calibration, technical support, and annual certifications for the Corpus Christi Police Department's intoxilyzer program, with FY 2024 funding in the amount of \$28,000.00 from the Law Enforcement Trust Fund State.

SUMMARY:

This resolution authorizes an amendment to the Interlocal Agreement between the City of Corpus Christi and San Patricio County for calibration of the Corpus Christi Police Department's intoxilyzer machine. By State Law, the Corpus Christi Police Department's intoxilyzer machine must be inspected and serviced by a State certified Intoxilyzer Technical Supervisor to ensure that the findings are accurate and will be upheld in court.

BACKGROUND AND FINDINGS:

In July 2017, the City entered into an interlocal agreement with San Patricio County for the services of an Intoxilyzer Technical Supervisor to be used by the Corpus Christi Police Department (CCPD) for its intoxilyzer program. Although CCPD does have its own certified intoxilyzer operators, the Texas Department of Public Safety (TDPS) requires that intoxilyzer machines be inspected and calibrated at least monthly by a Texas Department of Public Safety certified Intoxilyzer Technical Supervisor. TDPS also requires that an Intoxilyzer Technical Supervisor provide technical support and an annual certification program for intoxilyzer operators. San Patricio County's certified Intoxilyzer Technical Supervisor is the only one in the region, which is why the City entered into the interlocal agreement with San Patricio County for Intoxilyzer Technical Supervisor services.

Since the execution of the current interlocal agreement in 2017, San Patricio County's intoxilyzer program budget has increased from \$95,408.00 to \$137,096.00 for FY 2024. However, the cost of the Intoxilyzer Technical Advisor services through the interlocal agreement between the City and San Patricio County has remained at \$18,500.00 per year. The increased budget is due to salary increases over the last six years, increased costs of equipment repair parts, and increased

costs for general supplies (mouth pieces, paper, and toner intoxilyzer equipment). The increased budget also reflects the additional workload for San Patricio County's Intoxilyzer Technical Supervisor who currently provides 24/7 technical support and the management of annual certifications for 46 operators as compared to 23 operators when the agreement began in 2017. Furthermore, CCPD expects to have 55 certified intoxilyzer operators by the end of 2024, which will further increase the Intoxilyzer Technical Supervisor's workload.

Due to increased costs and workload, the San Patricio County Judge and Commissioners' Court have therefore requested that the City provide an additional \$10,000 per year for the Intoxilyzer Technical Advisor's services. The proposed amendment would make the annual cost of the interlocal agreement increase from \$18,500 per year to \$28,000 per year.

PROCUREMENT DETAIL:

N/A

ALTERNATIVES:

The alternative is not to approve the proposed amendment; however, this would result in the inspection and calibration services for the City's intoxilyzer machine not being completed by a State certified Intoxilyzer Technical Supervisor until another one is found and hired. It would also mean that CCPD's intoxilyzer operators would not be certified on an annual basis and would therefore not be allowed to administer intoxilyzers. This would result in CCPD having to cease their driving while intoxicated (DWI) operations.

FISCAL IMPACT:

The FY 2024 fiscal impact is in the amount of \$28,000.00 from the Law Enforcement Trust Fund State.

FUNDING DETAIL:

Fund: 1074 Law Enforcement Trust Fund State
Organization/Activity: 826000S
Project # (CIP Only): N/A
Account: 530000
Amount: \$28,000.00

RECOMMENDATION:

Staff recommends approving the amendment to the interlocal agreement with San Patricio County, as presented.

LIST OF SUPPORTING DOCUMENTS:

Resolution
Letter from San Patricio County
Interlocal Agreement