

# Mayor and Council Communication

**DATE:** 05/12/26

**M&C FILE NUMBER:** M&C 26-0363

**LOG NAME:** 35TOBACCO ENFORCEMENT PROGRAM TEXAS STATE UNIVERSITY

## **SUBJECT**

(ALL) Ratify Execution of Interlocal Cooperation Contract with Texas State University for Operations to Discourage the Sale of Cigarettes, E-cigarettes, or Tobacco Products to Persons Younger than 21 Years of Age, Ratify Acceptance of Payments in the Amount of \$31,625.00 from Texas State University, Authorize Acceptance of Payments from Texas State University in an Amount Up to \$62,500.00 through August 31, 2026, for the Police Department; Authorize Amendment to City Contract to Increase the Accepted Reimbursement Amount Up to \$100,000.00 through August 31, 2026 as Necessary

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## **RECOMMENDATION:**

It is recommended that City Council:

1. Ratify execution of an Interlocal Cooperation Contract with Texas State University for operations to discourage the sale of cigarettes, e-cigarettes, or tobacco products to persons younger than 21 years of age;
2. Ratify acceptance of payments in the amount of \$31,625.00 from Texas State University for controlled buy/stings;
3. Authorize acceptance of payments from Texas State University in an amount up to \$62,500.00 through August 31, 2026; and
4. Authorize amendment to City Secretary Contract No. 64192 to increase the accepted reimbursement amount up to \$100,000.00 if more than 500 controlled buy/stings are completed before August 31, 2026, for the Police Department.

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## **DISCUSSION:**

This Mayor and Council Communication (M&C) requests ratifying the execution of an Interlocal Cooperation Contract with Texas State for operations to discourage the sale of cigarettes, e-cigarettes, or tobacco products to persons younger than 21 years of age. The executed agreement is recorded as City Secretary Contract No. (CSC) 64192. This M&C also requests ratifying acceptance of payments from Texas State in the amount of \$31,625.00 for controlled tobacco products buy/sting operations conducted by Police following execution of CSC 64192.

The Texas School Safety Center at Texas State University in San Marcos (Texas State) coordinates the Tobacco Enforcement Program (Program). The Program allocates funds to local law enforcement agencies to conduct controlled buy/sting operations and follow-ups at tobacco permitted retail outlets and sales and use tax permitted e-cigarette retail outlets. The controlled buys/sting operations are conducted to discourage retailers from selling tobacco products to persons younger than 21 years of age.

Participation in the Program provides a significant benefit to the community. The Program provides the Police Department (Police) with additional opportunities to enforce laws regarding youth access to tobacco products. The City will receive an amount of \$125.00 per sting operation. The amount received will offset a portion of the overtime and associated fringe benefits for the officers participating in the Program. The City will be responsible for costs associated with vehicle mileage, fuel, buy money and a stipend for minors participating in the Program. The City's expenses will be covered by various funding sources, including but not limited to general funds.

CSC 64192 with Texas State allows for \$125.00 reimbursement to Police for each correct and completed controlled buy/sting and follow-up reported on cigarette, e-cigarettes, or tobacco products to persons younger than 21 years of age, up to 500 controlled buy/stings for a maximum amount of \$62,500.00 through August 31, 2026.

If Texas State offers Police reimbursement for more than 500 controlled buy/stings before August 31, 2026, this M&C requests authorization to amend CSC 64192 to accept funds up to \$100,000.00.

A Form 1295 is not required because: This contract will be with a governmental entity, state agency or public institution of higher education: Texas State University

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## **FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the above recommendation execution of the contract, funds will be deposited into the General Fund. The Police Department (and Financial Management Services) are responsible for the collection and deposit of funds due to the City.

**Submitted for City Manager's Office by:** William Johnson 5806

**Originating Business Unit Head:** Eddie Garcia 4212

**Additional Information Contact:**

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