



MEMORANDUM
Austin Police Department
Office of the Chief

TO: Mayor and Council

FROM: Brian Manley, Chief of Staff

DATE: November 2, 2016

SUBJECT: Clarification Memo for Item #29, City Council November 2, 2016 Agenda

The November 3, 2016 City Council agenda includes an item for the Mayor and Council's consideration to authorize the execution of an interlocal agreement with Dallas County, Texas for forensic services. This interlocal agreement is intended to clear the existing backlog of DNA cases for the Austin Police Department (APD).

The agenda, as posted, provides that the proposed interlocal agreement would have a 12-month term, with five 12-month extension options. The estimated contract amount for the initial 12-month term is \$1,600,000. The estimated contract amount for each extension option is \$400,000. The total contract amount is not to exceed \$3,600,000 over the entire potential six-years of the interlocal agreement.

The Austin Police Department would like to change, and clarify for Mayor and Council, the terms of the proposed interlocal agreement. After the initial RCA was posted, Dallas County notified APD that, rather than a 12-month interlocal agreement with five 12-month extension options, it wanted a six-year agreement. APD has agreed to this change for three reasons.

First, it will not affect the total contract amount of \$3,600,000.

Second, it will reduce administrative complication and paperwork between the City and Dallas County in the event the City wishes to continue using Dallas County's forensic services through 2022.

Third, the change will not increase or affect the City's costs or prohibit the City from terminating the interlocal agreement at any time. Under the agreement, the City will pay for forensic services on a piecemeal basis pursuant to Dallas County's cost-of-services schedule. The contract does not require APD to use any minimum amount of forensic services. Therefore, having a six-year contract will not affect APD's costs. Moreover, the contract contains a provision that allows either party to terminate the agreement on 30 days written notice, for any reason. Finally, any funding for services under the interlocal agreement beyond Fiscal Year 2016-2017 is contingent on City Council approval in each future budget year.

In summary, the change explained here does not make any substantive or material change to the interlocal agreement as described in the initial agenda posting.

Respectfully,
Brian Manley
Chief of Staff

Cc: Elaine Hart, Interim City Manager
Rey Arellano, Assistant City Manager