

Memorandum



CITY OF DALLAS

DATE September 9, 2024

Honorable Members of the Public Safety Committee
TO Cara Mendelsohn (Chair), Kathy Stewart (Vice Chair), Tennell Atkins, Jesse Moreno
Gay Donnell Willis

SUBJECT **September 25, 2024, City Council Draft Agenda 24-2427 Texas A&M Task Force
Memorandum of Understanding**

The following agenda item is scheduled to go before City Council on September 25, 2024.

DRAFT AGENDA ITEM 24-2427

Authorize Amendment #1 to the Memorandum of Understanding (MOU) effective November 1, 2023, through October 31, 2028, between the City of Dallas and Texas A&M Task Force 1, a division of Texas A&M Engineering Extension Service (TEEX) on Liability and Workers Compensation, and General Provisions - Financing: No Financing.

BACKGROUND

TEEX is the Sponsoring Agency, as that term is defined in 42 USC 5165f(a)(6), for TX-TF1, a Task Force as defined in 42 USC 5165f(a)(9), as a cooperating party under a Memorandum of Agreement dated December 8, 2008, between the Federal Emergency Management Agency (FEMA) and the State of Texas.

The purpose of the MOU is to delineate responsibilities and procedures for Urban Search and Rescue (US&R) activities under the authority of the State of Texas Emergency Management Plan, the Robert T. Stafford Disaster Relief and Emergency Act, Public law 93-288, as amended 42 U.S.C. 5121, et seq., and Title 44 CFR Part 208 – National Urban Search and Rescue Response System.

The current MOU, authorized under Administrative Action # 236500 on October 30, 2023, needs to be revised to provide that DFR personnel will receive the same workers comp benefits while injured during a TEEX deployment that they would receive if injured on duty with DFR and provide that TEEX will fully reimburse the City for those benefits paid out under the City's program. Additionally, the MOU needs to be revised to clarify that pursuant to Texas Govt Code Section 421.062, the City of Dallas is not responsible for any civil liability that arises from the furnishing of a service under the MOU.

In case of disaster, TEEX, the State's designated sponsoring agency may request urban search and rescue assistance from City of Dallas, as a participating agency through Dallas Fire-Rescue Department (DFR). Upon thorough review of the request and first considering the City's staffing level needs are satisfied, DFR may approve endorsed members to deploy as assigned under Texas Task Force 1. After deployment of its

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members for a State requested assistance, DFR completes reimbursement request to ensure that the City of Dallas is timely reimbursed as provided for under the MOU.

FISCAL INFORMATION

No cost consideration

Fund	FY 2024	FY 2025	Future Years
General Fund	\$0.00	\$0.00	\$0.00

Should you have any questions or concerns please contact me at (214) 670-5299.

Service First, Now!



Dominique Artis
Chief of Public Safety (I)

- c: Kimberly Bizer Tolbert, City Manager (I)
Tammy Palomino, City Attorney
Mark Swann, City Auditor
Biliera Johnson, City Secretary
Preston Robinson, Administrative Judge
Dev Rastogi, Assistant City Manager
M. Elizabeth (Liz) Cedillo-Pereira, Assistant City Manager
- Alina Ciocan, Assistant City Manager
Donzell Gipson, Assistant City Manager (I)
Robin Bentley, Assistant City Manager (I)
Jack Ireland, Chief Financial Officer
Elizabeth Saab, Chief of Strategy, Engagement, and Alignment (I)
Directors and Assistant Directors