

CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: AIRPORT

AGENDA DATE: March 27, 2012

CONTACT PERSON NAME AND PHONE NUMBER: Monica Lombraña/780-4724

DISTRICT(S) AFFECTED: 3

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? **OR AUTHORIZE** the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

This is a Resolution to authorize the City Manager to sign Modification No. 34 to Contract No. NAS9-01177 by and between the National Aeronautics and Space Administration (NASA) and the City of El Paso ("Contractor") which will extend the contract performance for the period of April 1, 2012 through June 30, 2012, and that the City Manager be authorized to sign six (6) additional modifications to extend the performance period of the contract for a one-month extension each, if requested by NASA.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns? NASA is exercising its option to extend the period of performance of the lease contract for three (3) months from April 1, 2012, through June 30, 2012, under the same terms and conditions. The extensions are being requested to allow NASA to complete its procurement and negotiation process for a new lease for hangar and office space at the El Paso International Airport (EPIA). Due to the recent change in mission at the end of the Space Shuttle Program and Federal budget cuts recently mandated, NASA continues to work to refine its needs for space at the EPIA and is requesting additional time to complete this process and enter into a long-term lease for space.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

11/29/2011 – Approval of Modification No. 33 to Contract No. NAS9-01177 to extend the period of performance for January 1, 2011, through March 31, 2012.

10/11/2011 – Ratification of Modification No. 32 to Contract No. NAS9-01177 to extend the period of performance for October 1, 2011, through December 31, 2011, plus an additional six (6) one-month option periods.

09/25/2001 – Approval of Contract No. NAS9-01177 by and between NASA and the City of El Paso for office and hangar space at 8101 and 8201 Boeing Drive, El Paso, Texas.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A – Revenue-generating item

BOARD / COMMISSION ACTION: N/A

Enter appropriate comments or N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



Monica Lombraña, A.A.E.
Director of Aviation

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign Modification No. 34 to Contract No. NAS9-01177 by and between the National Aeronautics and Space Administration ("NASA") and the City of El Paso ("Contractor") which will extend the contract performance for the period of April 1, 2012 through June 30, 2012 and that the City Manager be authorized to sign six (6) additional modifications to extend the performance period of the contract for a one-month extension each, if requested by NASA.

Dated this ____ day of _____ 2012.

CITY OF EL PASO

John F. Cook
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Theresa Cullen
Deputy City Attorney

APPROVED AS TO CONTENT:



Monica Lombraña, A.A.E.
Director of Aviation

AMENDMENT OF SOLICITATION/ MODIFICATION OF CONTRACT		1. CONTRACT ID CODE	PAGE OF PAGES 1 5
2. AMENDMENT/MODIFICATION NO. 34	3. EFFECTIVE DATE See Block 16c	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)
6. ISSUED BY NASA JSC White Sands Test Facility Attn: Katherine L Eakle/BH5 P.O. Box 20 Las Cruces, New Mexico 88004	CODE JCI	7. ADMINISTERED BY (If other than Item 6) SEE BLOCK 6	

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State, and ZIP Code)

**El Paso International Airport
City of El Paso
6701 Convair
El Paso, TX 79925**

CODE 1D7H2	FACILITY CODE
<input checked="" type="checkbox"/> 9A. AMENDMENT OF SOLICITATION NO. N/A	9B. DATED (SEE ITEM 11)
<input checked="" type="checkbox"/> 10A. MODIFICATION OF CONTRACT/ORDER NO. NAS9-01177	10B. DATED (SEE ITEM 13) 09/28/01

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers is extended, is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.(x)

<input type="checkbox"/>	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
<input type="checkbox"/>	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
<input type="checkbox"/>	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
<input checked="" type="checkbox"/>	d. OTHER (Specify type of modification and authority) Bilateral, FAR 52.217-8, Extension of Services

E. IMPORTANT: Contractor is not, is required to sign this document and return 1 copies to the issuing office.

14. description of amendment/modification (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

The purpose of this modification is to extend the El Paso International Airport contract performance for a period of three (3) months from April 1, 2012 to June 30, 2012 and increase funding by \$62,817.33 from \$2,609,852.66 to \$2,672,669.99.

See Additional Pages For Details

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) Joyce A. Wilson, City Manager	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Irene M. Garcia
15B. CONTRACTOR/OFFEROR <i>(Signature of person authorized to sign)</i>	16B. UNITED STATES OF AMERICA BY <i>(Signature of Contracting Officer)</i>
5C. DATE SIGNED	16C. DATE SIGNED

APPROVED AS TO FORM:

Theresa Cullen
Deputy City Attorney
City of El Paso

APPROVED AS TO CONTENT:



Monica Lombraña, A.A.E.
Director of Aviation
City of El Paso

RENTAL TERMS FOR EXTENSION

LEASE

The total fixed price of the lease for Hangar #1 at 8101 Boeing and Hangar #2 at 8201 Boeing for the period 04/01/12 through 06/30/12 is \$43,992.33. The Contractor will be paid in three (3) equal month installments of \$14,664.11.

UTILITIES

The total fixed price for utilities for the period 04/01/12 through 6/30/12 is \$18,825.00. This will be paid in three (3) equal monthly installments of \$6,275.00.

PERIOD OF PERFORMANCE

The period of performance of this contract extension shall be for the period of April 01, 2012 through June 30, 2012.

<u>Option No.</u>	<u>Period of Performance</u>
1	10/01/05 to 09/30/07
2	10/01/07 to 09/30/09
3	10/01/09 to 09/30/11
3a(three month extension)	10/01/11 to 12/31/11
3b(three month extension)	01/01/12 to 03/31/12
3c(three month extension)	04/01/12 to 06/30/12

LIMITATION OF FUNDS (FIXED-PRICE CONTRACT) (NFS 1852.232-77)

(a) Of the total price of items in paragraph 2, the sum of **\$2,672,669.99** is presently available for payment and allotted to this contract. It is anticipated that from time to time additional funds will be allocated to the contract in accordance with the following schedule, until the total price of said items is allotted:

SCHEDULE FOR ALLOTMENT OF FUNDS		
Modification	Date	Amounts
1	1-Feb-02	\$104,000.00
2	1-Mar-02	\$181,000.00
3	1-Jan-03	\$50,000.00
4	1-Mar-03	\$50,000.00
5	1-May-03	\$160,000.00
6	1-Dec-03	\$50,000.00
7	1-Feb-03	\$50,000.00
8	16-Apr-04	\$175,000.00
9	7-Jan-05	\$50,000.00
10	29-Mar-05	\$200,000.00
12	21-Nov-05	\$112,000.00
13	22-Sep-06	\$60,000.00
14	12-Jan-06	\$50,000.00
15	31-Mar-07	\$50,000.00
16	28-Sep-07	\$140,000.00
18	30-Sep-09	\$120,000.00
19	30-Sep-09	\$2,718.00
20	30-Sep-09	\$120,000.00
21	30-Sep-09	\$30,000.00
22	28-Feb-09	\$25,000.00
23	31-Jul-09	\$180,000.00
24	1-Sep-09	\$90,000.00
26	4-Mar-10	\$150,000.00
28	17-Aug-10	\$25,000.00
29	10-Nov-10	\$40,000.00
30	18-Jan-11	\$52,000.00
31	17-Feb-11	\$167,500.00
32	29-Sep-11	\$62,817.33
33	29-Dec-11	\$62,817.33
34	30-Mar-12	\$62,817.33
Total		\$2,672,669.99

(c) (1) It is contemplated that funds presently allotted to this contract will cover the work to be performed until June 30, 2012