

RESOLUTION

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

That the Mayor be authorized to sign on behalf of the City County Health & Environmental District (EPCCHED), the following contract amendment and renewal, and related materials, with the Texas Commission on Environmental Quality:

TCEQ PM 2.5 MONITORING
Contract Number 582-5-55865, Amendment 2
Funding Source: Dept. ID 41150012, Fund 05627, Grant G410521 for
FY2005

This amendment allows EPCCHED to request payment for work performed from December 1, 2004 through August 31, 2006 even though the contract was not fully executed until December 6, 2004. The District will continue to operate six PM Samplers. Amendment 2 does not change the work plan, the term of the contract, or the amount of the contract as last amended. Original Contract approved by City Council on November 23, 2004 as item number 4C. Amendment 1 approved by City Council on February 22, 2005 as item number 5G.

ADOPTED THIS 19th DAY OF APRIL 2005.

CITY OF EL PASO:

Joe Wardy, Mayor

ATTEST:

Richarda Duffy Momsen, City Clerk

APPROVED AS TO FORM:



Lisa A. Hayes
Assistant City Attorney

APPROVED AS TO CONTENT:



Jorge C. Magaña, M.D., F.A.A.P.
Director, El Paso City-County
Health and Environmental District

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

AMENDMENT NO. 2
PM 2.5 Monitoring Contract

WHEREAS, the Texas Commission on Environmental Quality (TCEQ) and El Paso City-County Health District (Contractor) entered into Contract No. 582-5-55865 for providing PM 2.5 air monitoring ; and

WHEREAS, the scope of work to Contract No. 582-5-55865, included air monitoring (that is, work done prior to contract's signature); and

WHEREAS, the period of performance specified for Contract No.582-5-55865, as amended, extended from the date of the contract's last signature through August 31, 2006; and

WHEREAS, as a result of TCEQ's requests to Contractor, portions of the work required completion prior to the obtaining of the last signature; and

WHEREAS, the contract provides that it shall begin on the date of the last signature; and

WHEREAS, by specifying a period of performance beginning on the date of the last signature, the parties did not intend that the performance under the contract be delayed until the date of the last signature;

NOW, THEREFORE, this instrument memorializes the agreement between the Texas Commission on Environmental Quality (TCEQ) and El Paso City-County Health District(the PERFORMING PARTY) to begin the contract's performance on December 1, 2004

All other conditions and obligations of the PM2.5 Monitoring Contract (Contract No. 582-5-55865) remain unchanged.

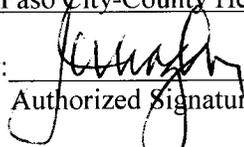
TCEQ:

PERFORMING PARTY:

Texas Commission on Environmental Quality

El Paso City-County Health District

By: _____
Authorized Signature

By:  _____
Authorized Signature

Printed Name

Jorge C. Magana, M.D., F.A.A.P.
Printed Name

Title

Director
Title

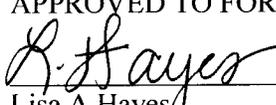
Date: _____

Date: 4-11-05

Joe Wardy, Mayor
Date: _____

Attest:

Richarda D. Momsen, City Clerk
Date: _____

APPROVED TO FORM:


Lisa A Hayes
Assistant City Attorney
Date: 4-7-05

John M. Tune, Chairman,
Board of Health
Date: _____