

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

DEPARTMENT: Aviation

AGENDA DATE: August 24, 2010

CONTACT PERSON NAME AND PHONE NUMBER: Monica Lombraña – 780-4793
Bruce D. Collins – 541-4313

DISTRICT(S) AFFECTED: ALL

SUBJECT:

That the City Manager be authorized to sign a Consent to Assignment of the contract by and between the City of El Paso, AKAL Security, Inc. ("Assignor") and Shetler & Associates, LLC dba Shetler Security Services ("Assignee") with respect to City of El Paso Contract No. 2008-236.

BACKGROUND / DISCUSSION:

On or after September 23, 2008, the City entered into Contract No. 2008-236 with AKAL Security, Inc. AKAL Security, Inc. notified the City of El Paso that it intends to sell its security contracts in the El Paso area to Shetler Security Services, including its contract with the City for Airport Security Services. Assignee agrees to assume and perform all duties, obligations and responsibilities under Contract No. 2008-236.

PRIOR COUNCIL ACTION:

Common council action when vendor sells contracts and new vendor agrees to assume and perform all duties, obligations and responsibilities of a contract. Contract originally awarded on September 23, 2008.

AMOUNT AND SOURCE OF FUNDING:

No change to funding.

BOARD / COMMISSION ACTION:

N/A

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

DEPARTMENT HEAD:

(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 Consent to Assignment by and between City of El Paso, AKAL Security, Inc. ("Assignor") and Shetler & Associates, LLC d/b/a Shetler Security Services ("Assignee") approving the assignment of the City of El Paso Contract No. 2008-236, Airport Security Services.

PASSED AND ADOPTED this _____ day of _____, 2010.

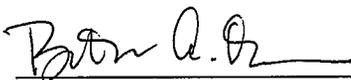
THE CITY OF EL PASO

John F. Cook
Mayor

ATTEST:

Richarda D. Momsen
Municipal Clerk

APPROVED AS TO FORM:



Bertha A. Ontiveros
Assistant City Attorney

APPROVED AS TO CONTENT:



Bruce D. Collins, Purchasing Manager
Financial Services Department

STATE OF TEXAS)
)
COUNTY OF EL PASO)

CONSENT TO ASSIGNMENT

This Consent to Assignment is executed this _____ day of _____, 2010, by and between the City of El Paso (the "City"), AKAL Security, Inc. ("Assignor") and Shetler & Associates, LLC d/b/a Shetler Security Services ("Assignee").

WHEREAS, on or after September 23, 2008, the City entered into Contract No. 2008-236 (the "Contract") with Assignor and fully incorporated herein by reference;

WHEREAS, pursuant to the Contract, the Assignor provides security services at the El Paso International Airport;

WHEREAS, Assignor intends to sell all its security contracts in the El Paso area to Assignee;

WHEREAS, the Contract provides that it is not assignable without the consent of the City;

WHEREAS, Assignor has requested that the City approve an assignment of the Contract to Assignee;

WHEREAS, Assignee has agreed to be responsible for all duties and obligations under the Contract; and

WHEREAS, the City agrees to the assignment of all rights, duties and obligations set forth in the Contract to Assignee.

NOW, THEREFORE, IT IS HEREBY AGREED as follows:

1. The City consents to the assignment of the rights, duties and obligations of Contract No. 2008-236 from Akal Security Inc, as Assignor, to Shetler as Assignee.
2. Assignee agrees to assume and perform all duties, obligations and responsibilities under Contract No. 2008-236.

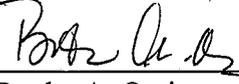
- 3. All terms and conditions of Contract No. 2008-236 shall remain in full force and effect.
- 4. Assignee agrees to indemnify, defend and hold harmless the City from and against any and all claims, demands, causes of action, court costs, expenses, and attorney's fees which are connected with or arise from the assignment of this Contract or the City's acceptance and recognition of the assignment of Contract No. 2008-236.

EXECUTED this the _____ day of _____, 2010.

THE CITY OF EL PASO

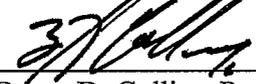
 Joyce A. Wilson
 City Manager

APPROVED AS TO FORM:



 Bertha A. Ontiveros
 Assistant City Attorney

APPROVED AS TO CONTENT:



 Bruce D. Collins, Purchasing Manager
 Financial Services Department

ASSIGNOR:
 AKAL Security

 NAME: _____
 TITLE: _____

ASSIGNEE:
 Shetler & Associates, LLC d/b/a Shetler
 Security Services

 NAME: _____
 TITLE: _____