

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

**DEPARTMENT:** Legal

**AGENDA DATE:** October 2, 2012

**CONTACT PERSON NAME AND PHONE NUMBER:** Sylvia Borunda Firth-915-541-4550

**DISTRICT(S) AFFECTED:** All

**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.**

Discussion and action regarding a Resolution that the City Manager be authorized to sign an Amendment to the Professional Services Agreement by and between the City of El Paso and Focused Advocacy, LLC to extend said Agreement for an additional year for a term ending on October 13, 2013 under the same terms and conditions as the current Agreement. Compensation shall not exceed \$78,000.00 that will be paid out in monthly installments of \$6,500.00 each, plus reasonable pre-approved travel expenses to El Paso. The total amount shall not exceed \$90,000.00 annually.

**BACKGROUND / DISCUSSION:**

The City entered into a Professional Services Agreement with Focused Advocacy for outside counsel in connection with the City of El Paso's state legislative program. The agreement provided for one option to extend the agreement which the City exercised on July 26, 2011. The current agreement will expire on October 14, 2012 and the City desires to extend the current agreement, under the same terms and conditions, for an additional year to expire on October 13, 2013.

**PRIOR COUNCIL ACTION:**

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

Yes. Original agreement approved October 12, 2010 and option to extend was approved September 27, 2011.

**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?**

Item has been budgeted. (Div. 10570, Dept. 103, Fund. 2533, Account 522150)

**BOARD / COMMISSION ACTION:**

**Enter appropriate comments or N/A**

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 an Amendment to the Professional Services Agreement by and between the City of El Paso and Focused Advocacy, LLC to extend said Agreement for an additional year for a term ending on October 13, 2013 under the same terms and conditions as the current Agreement. Compensation shall not exceed \$78,000.00 that will be paid out in monthly installments of \$6,500.00 each, plus reasonable pre-approved travel expenses to El Paso. The total amount shall not exceed \$90,000.00 annually.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

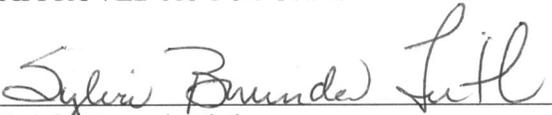
CITY OF EL PASO

\_\_\_\_\_  
John F. Cook  
Mayor

ATTEST:

\_\_\_\_\_  
Richarda Duffy Momsen  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Sylvia Borunda Firth  
City Attorney

STATE OF TEXAS           §  
  §  
COUNTY OF EL PASO       §

**FIRST AMENDMENT TO  
PROFESSIONAL SERVICES AGREEMENT**

This First Amendment to the Professional Services Agreement (“Agreement”) by and between the City of El Paso (“City”) and Focused Advocacy LLC (“Firm”) is entered into this \_\_\_\_ day of October 2012.

**WHEREAS**, on October 12, 2010, the City and the Firm entered into a Professional Services Agreement for state consulting and lobbying services on behalf of the City for the period of October 15, 2010 through October 14, 2011;

**WHEREAS**, the Agreement provided for one (1) option to renew for an additional year, which will expire on October 14, 2012; and

**WHEREAS**, the City desires to extend the term of the Agreement for one (1) additional year and the Firm has agreed to provide said services for an additional year under the same terms.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

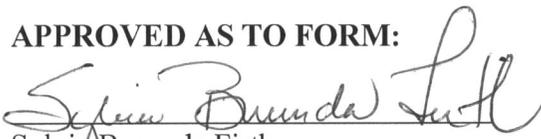
That the Professional Services Agreement dated October 12, 2010 by and between the City of El Paso and Focused Advocacy LLC is hereby extended for one (1) year for a term ending October 13, 2013. Compensation shall not exceed \$78,000.00 that will be paid out in monthly installments of \$6,500.00 each, plus reasonable pre-approved travel expenses to El Paso, Texas. The total amount shall not exceed \$90,000.00 annually.

**APPROVED this \_\_\_\_ day of \_\_\_\_\_ 2012.**

**CITY OF EL PASO**

\_\_\_\_\_  
Joyce A. Wilson  
City Manager

**APPROVED AS TO FORM:**

  
Sylvia Borunda Firth  
City Attorney

**FIRM: FOCUSED ADVOCACY, LLC.**

By: \_\_\_\_\_  
Snapper L. Carr  
Partner & General Counsel