

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

**DEPARTMENT:** AIRPORT

**AGENDA DATE:** October 11, 2011

**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 item is a Resolution to ratify the approval of Modification No. 32 to Contract No. NAS9-01177 by and between the National Aeronautics and Space Administration (NASA) and the City of El Paso signed by the City Manager for hangar and office space at 8101 and 8201 Boeing, El Paso, Texas. This modification extends the term for use of the hangar and office space for the period of October 1, 2011 through December 31, 2011, allows for six (6) one (1) month options periods, and identifies the total fixed price for the utilities.

**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?

Since the late 1970s, the El Paso International Airport (EPIA) has been home to one of NASA's key mission support programs, namely the Space Shuttle Program. NASA later expanded its operations to include the T-38 aircraft maintenance facility in the 1980s. The most current lease contract was set to expire on September 30, 2011. Although Airport and NASA staff have been working together since early 2011 to negotiate a new lease contract, or at minimum, an extension, extenuating circumstances related to the end of the Space Shuttle Program earlier this year and the uncertainty this created in respect to NASA's future needs for space at the EPIA, the procurement process was delayed well into September 2011. To ensure that NASA could continue to occupy their current leasehold and continue to operate and support its mission, the Department of Aviation proposed a three-month extension plus six one-month options to extend the term of the lease. This extension will allow NASA the opportunity to complete its procurement process and properly address its future operations and requirements for office and hangar space at the EPIA.

**PRIOR COUNCIL ACTION:**

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

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?

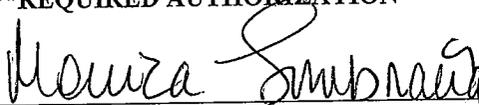
N/A – this is a revenue generating item

**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 Council ratifies the approval of Modification No. 32 to Contract No. NAS9-01177 by and between the National Aeronautics and Space Administration ("NASA") and the City of El Paso signed by the City Manager for hangar and office space at 8101 and 8201 Boeing, El Paso, Texas. This modification extends the term for use of hangar and office space for the period of October 1, 2011 through December 31, 2011, allows for six (6) one (1) month option periods, and identifies the total fixed price for utilities.

Dated this \_\_\_\_ day of \_\_\_\_\_ 2011.

**CITY OF EL PASO**

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

**ATTEST:**

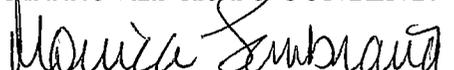
\_\_\_\_\_  
Richarda Duffy Momsen  
City Clerk

**APPROVED AS TO FORM:**



\_\_\_\_\_  
Theresa Cullen  
Deputy City Attorney

**APPROVED AS TO CONTENT:**



\_\_\_\_\_  
Monica Lombrana, A.A.E.  
Director of Aviation

AMENDMENT OF SOLICITATION/ MODIFICATION OF CONTRACT		1. CONTRACT ID CODE	PAGE OF PAGES 1   3
2. AMENDMENT/MODIFICATION NO. <b>32</b>	3. EFFECTIVE DATE <b>See Block 16c</b>	4. REQUISITION/PURCHASE REQ. NO. <b>4200402541</b>	5. PROJECT NO. (If applicable)
6. ISSUED BY NASA JSC White Sands Test Facility Attn: Brandon Sivage/BH5 P.O. Box 20 Las Cruces, New Mexico 88004	CODE JCI	7. ADMINISTERED BY (If other than Item 6) SEE BLOCK 6	CODE

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 <b>1D7H2</b>	FACILITY CODE
(X) 9A. AMENDMENT OF SOLICITATION NO. N/A	9B. DATED (SEE ITEM 11)
X 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:
X	d. OTHER (Specify type of modification and authority) Mutual Agreement Between Parties

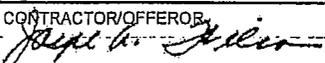
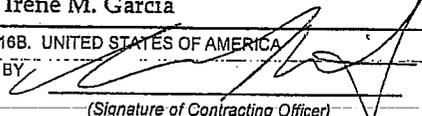
E. IMPORTANT: Contractor  is not,  is required to sign this document and return 1 copies to the issuing office.

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

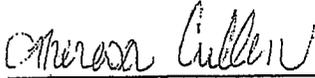
The purpose of this modification is to extend the El Paso International Airport contract performance for the period of October 1, 2011 through December 31, 2011, incorporate FAR clause 52.217-8 - Option to Extend Services, as well as increase funding by \$62,817.33 from \$2,484,218.00 to \$2,547,035.33.

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  (Signature of person authorized to sign)	16B. UNITED STATES OF AMERICA BY  (Signature of Contracting Officer)
5C. DATE SIGNED 9-29-2011	16C. DATE SIGNED 9.29.11

APPROVED AS TO FORM:



Theresa Cullen  
Deputy City Attorney

APPROVED AS TO CONTENT:



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

## 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 10/01/11 through 12/31/11 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 10/01/11 through 3/31/12 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 October 01, 2011 through December 31, 2011.

Option No.	<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

### OPTION TO EXTEND SERVICES (NOV 1999)

The Government may require continued performance of any services within the limits and at the rates specified in the contract. These rates may be adjusted only as a result of revisions to prevailing labor rates provided by the Secretary of Labor. The option provision may be exercised more than once, but the total extension of performance hereunder shall not exceed 6 months. The Contracting Officer may exercise the option by written notice to the Contractor within 30 days.

(End of clause)

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

(a) Of the total price of items in paragraph 2, the sum of \$2,547,035.33 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:

<b>SCHEDULE FOR ALLOTMENT OF FUNDS</b>		
<b>Modification</b>	<b>Date</b>	<b>Amounts</b>
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
		<b>\$2,547,035.33</b>

(c) (1) It is contemplated that funds presently allotted to this contract will cover the work to be performed until **December 31, 2011**.