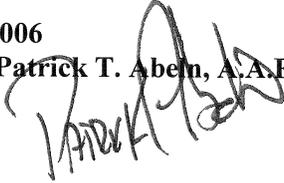


CITY OF EL PASO, TEXAS
DEPARTMENT HEAD'S SUMMARY REQUEST FOR COUNCIL ACTION (RCA)

DEPARTMENT: AIRPORT
AGENDA DATE: November 28, 2006
CONTACT PERSON/PHONE: Patrick T. Abeln, A.A.E. – 780-4724
DISTRICT(S) AFFECTED: 03



SUBJECT:

AUTHORIZE the City Manager to sign a "**Supplemental Lease Agreement No. 2, Revised**", to Lease No. GS-07B-15258 by and between the City of El Paso, ("Lessor") and the United States of America ("Lessee") for clarification of existing terms and conditions regarding the Transportation Security Administration's rental space in the El Paso International Airport terminal building.

BACKGROUND / DISCUSSION:

The original lease, effective November 1, 2002, was signed providing approximately 4,264 Sq Ft of office and related space for TSA use. On November 1, 2004, Supplemental Lease Agreement No. 1 was executed providing 1,192 Sq Ft of additional space, in the terminal building, and the lease was extended to November 1, 2009. Actual lease space and requirements varied from initial exhibits therefore the correcting Supplemental Lease Agreement is required.

PRIOR COUNCIL ACTION:

Original lease approved November 1, 2002
Supplemental Lease Agreement No. 1 approved November 1, 2004

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 Lease

BOARD / COMMISSION ACTION:

N.A.

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

LEGAL: (if required) Raymond Telles **FINANCE:** (if required) _____
Raymond Telles, Asst. City Attorney

OTHER: Patrick T. Abeln, A. A. E., Director of Aviation Patrick T. Abeln
(Example: if RCA is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____

DATE: _____

06 NOV 15 AM 10:01
CITY CLERK DEPT.

RESOLUTION

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

That the City Manager be authorized to sign "Supplemental Lease Agreement No. 2, Revised" to Lease No. GS-07B-15258 by and between the City of El Paso ("Lessor") and the United States of America ("Lessee") for clarification of existing terms and conditions regarding the Transportation Security Administration's rental of space in the El Paso International Airport terminal building.

ADOPTED this ____ day of _____ 2006.

THE CITY OF EL PASO

John. F. Cook
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Raymond L. Telles

Assistant City Attorney

APPROVED AS TO CONTENT:



Patrick T. Abeln, A.A.E.

Director of Aviation

CITY CLERK DEPT.
06 NOV 15 AM 10:01

GENERAL SERVICES ADMINISTRATION PUBLIC BUILDINGS SERVICE SUPPLEMENTAL LEASE AGREEMENT	SUPPLEMENTAL AGREEMENT NO. 2, Revised	DATE
	TO LEASE NO. GS-07B-15258	
ADDRESS OF PREMISES El Paso International Airport 6701 Convair Road, El Paso, TX		
THIS AGREEMENT, made and entered into this date by and between THE CITY OF EL PASO whose address is El Paso International Airport 6701 Convair Road El Paso, TX 79925 hereinafter called the Lessor, and the UNITED STATES OF AMERICA, hereafter called the Government: WHEREAS, the parties hereto desire to amend the above Lease. NOW THEREFORE, these parties for the considerations hereinafter mentioned covenant and agree that the said Lease is amended, effective <u>November 1, 2004</u> , as follows: The purpose of this Supplemental Lease Agreement (SLA) is to clarify the rental rate and the base for operating cost adjustment. Part II, Paragraph C – Rental is deleted and the following substituted therefor: "C. Rental: The rental rate shall be \$166,891.75 determined as follows: 1,810 square feet of space in the lower level ticket lobby at the rate of \$36.36 per square foot including operating expenses of \$3.36 per square foot; 522 square feet of space on the upper level West Concourse at the rate of \$36.36 per square foot including operating expenses of \$3.36 per square foot; 670 square feet of space on the upper level East Concourse at the rate of \$36.36 per square foot including operating expenses of \$3.36 per square foot; 2,452 square feet of space on the lower level West Concourse at the rate of \$23.36 per square foot including operating expenses of \$3.36 per square foot; November 1, 2004, operating expense adjustment of \$460.31 on 4,262 square feet of space leased prior to November 1, 2004. All other terms and conditions of the lease shall remain in force and effect. IN WITNESS WHEREOF, the parties subscribed their names as of the above date. LESSOR BY _____ (Signature) _____ (Title) City of El Paso IN PRESENCE OF _____ (Signature) _____ (Address) USA UNITED STATES OF AMERICA BY _____ (Signature) _____ (Official Title) CONTRACTING OFFICER GENERAL SERVICES ADMINISTRATION 819 TAYLOR ST. FT. WORTH, TX 76102		

GSA Form 276 (Jul. 67)

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 CITY CLERK DEPT.

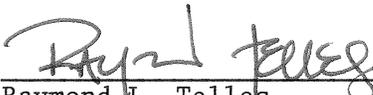
PAGE 2, SUPPLEMENTAL LEASE AGREEMENT NO. 2, REVISED
GS-07B-15258
EL PASO, TEXAS

Rent checks shall be made payable to:
El Paso International Airport
Attn: Accounting Department
PO Box 971278
El Paso, TX 79997-1278

The base for operating cost adjustment, as set out in paragraph 1.8 of Solicitation for Offers 2TX0394 forming part of the lease, is \$3.36 per square foot for 5,454 square feet.

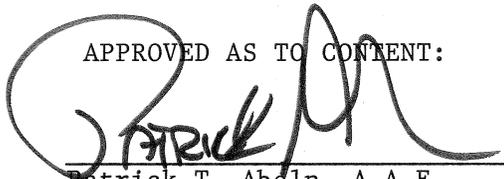
All other terms and conditions of the lease shall remain in force and effect.	
IN WITNESS WHEREOF, the parties subscribed their names as of the above date.	
LESSOR THE CITY OF EL PASO	
BY _____ Joyce A. Wilson	_____ City Manager (Title)
IN PRESENCE OF _____ Secretary (Signature)	_____ #2 Civic Center Plaza, El Paso, Tx (Address)
UNITED STATES OF AMERICA	
BY _____ (Signature)	CONTRACTING OFFICER GENERAL SERVICES ADMINISTRATION 819 TAYLOR ST., FT. WORTH, TX 76102 (Official Title)

APPROVED AS TO FORM:



Raymond L. Telles
Assistant City Attorney

APPROVED AS TO CONTENT:



Patrick T. Abeln, A.A.E.
Director of Aviation

06 NOV 15 AM 10:01
CITY CLERK DEPT.