

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

DEPARTMENT: Environmental Services

AGENDA DATE: March 31, 2015

CONTACT PERSON NAME AND PHONE NUMBER: Ellen A. Smyth, Director, (915) 212-6060

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: Goal 8: Nurture and Promote a Healthy, Sustainable Community

SUBJECT:

That the Mayor of the City of El Paso be authorized to sign a lease amendment between the City of El Paso and Dr. Alvaro Medina, DVM, for the period April 8, 2015 to April 7, 2016, for the use of a City vehicle to be used to offer spay and neuter services, subject to existing contract with the City.

BACKGROUND / DISCUSSION:

This lease amendment will allow the City to extend an existing equipment lease amendment, at its sole discretion, for two full one-year terms. This lease allows Dr. Medina the use of a City vehicle ("spay and neuter van") to perform mobile spay and neuter operations in conjunction with a separate City contract (2014-196R) regarding spay and neuter services.

PRIOR COUNCIL ACTION:

Equipment lease agreement was approved by Council on June 10, 2014, and is effective June 10, 2014 to April 7, 2015.

AMOUNT AND SOURCE OF FUNDING:

N/A

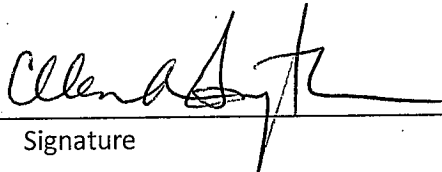
BOARD / COMMISSION ACTION:

N/A

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

DEPARTMENT HEAD:

Ellen Smyth, P.E.



March 10, 2015

Name

Signature

Date

Information copy to appropriate Deputy City Manager

CITY CLERK DEPT.

2015 MAR -9 PM 5:54

RESOLUTION

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

That the City Manager be authorized to sign the First Amendment to the Equipment Lease Agreement by and between the City of El Paso with Dr. Alvaro Medina, DVM, for the City to exercise a one year extension consistent with the language from bid 2014-196R for professional services.

CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM



Josette Flores
Assistant City Attorney

APPROVED AS TO CONTENT

Ellen A. Smyth, P.E., Director
Department of Environmental Services

STATE OF TEXAS)
)
)
COUNTY OF EL PASO)

 FIRST AMENDMENT TO
 EQUIPMENT LEASE AGREEMENT

This First Amendment to the Equipment Lease Agreement (this “Amendment”) is entered into on the _____ day of _____, 2015 by and between the **City of El Paso**, a municipal corporation, (“City”) and the **Dr. Alvaro Medina, DVM** (“Lessee”).

RECITALS

WHEREAS, on June 10, 2014, the City entered into an Equipment Lease Agreement (hereinafter “Lease”), with the Lessee, regarding the use of the City’s vehicle as a spay/neuter van with Lessee having the option to extend the Lease for two full one-year terms; and

WHEREAS, the City separately awarded to Lessee a bid in 2014-196R, with a one-year term to provide professional services to spay/neuter dogs and cats and said bid provided that the City had the discretion to extend that contract for a one-year term; and

WHEREAS, the parties wish to amend the Lease to reflect the one-year extension language from the professional services bid agreement.

NOW THEREFORE, AND IN CONSIDERATION OF THE MUTUAL PROMISES CONTAINED IN THE ORIGINAL AGREEMENT AND THIS FIRST AMENDMENT, THE PARTIES AGREE AS FOLLOWS:

1. That paragraph 10.2 of the Lease is amended to read as follows:

10.2 Term. The original lease term shall be begin on June 10, 2014 and end on April 7, 2015, and may be renewed for one (1) successive period of one (1) full year thereafter to begin on April 8, 2015 and end on April 7, 2016, upon City’s sole discretion, unless or until otherwise cancelled or terminated as provided for herein. The parties agree that if the price of the spay/neuter surgeries increases during the initial period or any renewal period, the number of surgeries required may change as well.
2. The parties acknowledge that the City wishes to extend the Lease for the one-year extension period.
3. Except as expressly modified in this Amendment, all terms and conditions of the Lease shall remain in full force and effect.

(Signatures appear on following page)

STATE OF TEXAS)
)
)
COUNTY OF EL PASO)

**FIRST AMENDMENT TO
EQUIPMENT LEASE AGREEMENT**

Signature Page for the First Amendment to Equipment Lease Agreement between the City of El Paso and Dr. Alvaro Medina

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____, 2015.

CITY OF EL PASO

Tomás González
City Manager

DR. ALVARO MEDINA, DVM

By: _____
Name: _____
Title: _____

APPROVED AS TO FORM:

Josette Flores
Assistant City Attorney

APPROVED AS TO CONTENT:

Ellen A. Smyth, P.E., Director
Environmental Services Department