

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

DEPARTMENT: Aviation

AGENDA DATE: May 31, 2016

CONTACT PERSON/PHONE: Monica Lombraña, Director of Aviation, 915-212-7301
Bruce D. Collins, Director of Purchasing and Strategic Sourcing, 915-212-1181

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: NO. 1: Create an Environment Conducive to Strong, Sustainable Economic Development

SUBJECT:

This item is a request to authorize the City Manager to sign a Consent to Assignment of Contract from InterVISTAS Consulting, LLC to InterVISTAS Consulting, Inc., with respect to the City of El Paso's Contract 2012-143R Air Service Development Consulting Services for the Department of Aviation (Airport).

BACKGROUND / DISCUSSION:

As of April 1, 2105, InterVISTAS Consulting, LLC merged into its parent company InterVISTAS Consulting, Inc. and there was no change of control or ownership. As a result of this merger, InterVISTAS Consulting, Inc. has assumed all rights, property, and obligations of the LLC, including the obligations under Contract 2012-143R Air Service Development Consulting Services for the Department of Aviation. The members of the team serving the Airport has not changed nor have services been affected. The end date of this contract also remains unchanged, April 10, 2017.

SELECTION SUMMARY:

NOT APPLICABLE

PROTEST

☒ There was no protest received for this requirement.

☐ Protest received.

PRIOR COUNCIL ACTION:

- Second option to extend term of contract approved on February 23, 2016.
- RFP 2012-143R awarded to InterVISTAS on February 28, 2012.
- Exercised Option #1 to extend the agreement for one year on February 24, 2015.
- Exercised Option #2 to extend the agreement for one year on February 23, 2016.

AMOUNT AND SOURCE OF FUNDING:

Not to exceed \$100,000; 62030-521160-3000 Management Consulting Services - Airport Enterprise Funds

BOARD / COMMISSION ACTION:

N/A

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

DEPARTMENT HEAD: _____

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 of Contract No. 2012-143R Air Service Development Consulting Services from InterVISTAS Consulting, LLC, a Delaware limited liability company to InterVISTAS Consulting, Inc.

PASSED AND APPROVED this ____ day of _____ 2016.

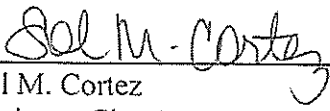
CITY OF EL PASO

Oscar Leaser
Mayor

ATTEST:

Richarda D. Momsen
City Clerk

APPROVED AS TO FORM:



Sol M. Cortez
Assistant City Attorney

APPROVED AS TO CONTENT:

Bruce D. Collins, Director
Purchasing and Strategic Sourcing Dept.

STATE OF TEXAS)
)
COUNTY OF EL PASO)

**CONSENT TO ASSIGNMENT OF
CONTRACT NO. 2012-143R**

This Consent to Assignment is executed this _____ day of _____, 2016, by and between the City of El Paso (the "City"), InterVISTAS Consulting, LLC, a Delaware limited liability company ("Assignor") and InterVISTAS Consulting, Inc. ("Assignee").

WHEREAS, on February 28, 2012, the City entered into Contract No. 2012-143R Air Service Development Consulting Services ("Contract") with Assignor for an initial term of thirty six (36) months which is fully incorporated herein by reference to provide such services to the City; and

WHEREAS, on February 23, 2016, the City exercised the option to extended the contract; and

WHEREAS, after entering into said Contract the assets of Assignor were transferred to Assignee; and

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

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

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 encompassed 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 under Contract No. 2012-143R to Assignee.

2. Assignee agrees to assume and perform all duties, obligations and responsibilities under Contract No. 2012-143R.
3. All terms and conditions of Contract No. 2012-143R 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 the Contract or the City's acceptance and recognition of the assignment of Contract No. 2012-143R.

(Signature Page to follow)

STATE OF TEXAS)
)
COUNTY OF EL PASO)

CONSENT TO ASSIGNMENT OF
CONTRACT NO. 2012-143R

(Signature Page)

EXECUTED this the _____ day of _____, 2016

THE CITY OF EL PASO

Tomás González
City Manager

APPROVED AS TO FORM:

Sol M. Cortez
Assistant City Attorney

APPROVED AS TO CONTENT:

Monica Lombraña
El Paso Air Port

ASSIGNOR:
InterVISTAS Consulting, LLC

Name: _____
Title: _____

ASSIGNEE:
InterVISTAS Consulting, Inc.

Name: _____
Title: _____

**COUNCIL PROJECT FORM
(Resolution)**

*******POSTING LANGUAGE BELOW*******

Please place the following item on the **CONSENT** agenda (Resolution) for the Council Meeting of **May 31, 2016**.

STRATEGIC GOAL: No.1: Create an Environment Conducive to Strong Economic Development

That the City Manager be authorized to sign Consent to Assignment of Contract No. 2012-143R Air Service Development Consulting Services form InterVISTAS Consulting, LLC, a Delaware limited liability company to InterVISTAS Consulting, Inc.

Department: El Paso International Airport
District(s): All

*******ADDITIONAL INFO BELOW*******

MOTION
FEBRUARY 23, 2016

Motion made, seconded, and unanimously carried to **APPROVE** that the Director of Purchasing & Strategic Sourcing Department be authorized to exercise the City's option to extend current Contract 2012-143R Air Service Development Consulting Services with InterVISTAS Consulting LLC for one (1) additional year pursuant to the provisions of an award approved by the City Council on February 28, 2012. The extended contract period will be from April 11, 2016 to April 10, 2017.

ABSENT: Representative Romero

Department:	El Paso International Airport
Award to:	InterVISTAS Consulting LLC
	Washington, DC
Option:	2 of 2
Annual Estimated Amount:	\$100,000.00
Total Estimated Amount:	\$100,000.00 (1 year)
Account No.:	562-62030-521160-3000
Funding Source:	Managing Consulting Services – Airport
	Enterprise Fund
District(s):	All

This is a Request for Proposal, service contract.

Richarda Duffy Momsen, City Clerk

17.1.

InterVISTAS

a company of Royal HaskoningDHV

InterVISTAS
Consulting LLC

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Washington, DC 20036
USA

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FAX:
+1-202-688-1225

OFFICES:
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United States
United Kingdom
The Netherlands
Brazil

www.intervistas.com
info@intervistas.com

March 9, 2015

Ms. Monica Vera
City of El Paso
6701 Convair Road
El Paso, TX 79925-1091

Dear Monica:

Re: Contract 2012-143R - Purchase Order CEP01-2015000874 – Consulting Services (the "Agreement")

Effective April 1, 2015, InterVISTAS Consulting LLC, a Delaware limited liability company (the "LLC"), will merge with and into its parent company, InterVISTAS Consulting Inc. (a Delaware corporation). The members of your InterVISTAS team will continue to operate from their current locations as employees of InterVISTAS Consulting Inc. All addresses and telephone numbers will remain unchanged.

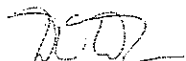
As a result of the merger, effective as of April 1, 2015, all of the rights, property and obligations of the LLC will become vested in InterVISTAS Consulting Inc., including its obligations under the Agreement. There will be no change in ownership or control.

We look forward to continuing to serve your needs under the Agreement under the name InterVISTAS Consulting Inc. Please update your records to reflect our new name and EIN (52-2210769) effective as of April 1, 2015.

For our records, please complete the acknowledgement below and return a signed copy to debbie.homonai@intervistas.com.

If you have any questions or require any additional information, please call or email me on 617-229-6472 or deborah.meehan@intervistas.com.

Best regards,



Deborah T. Meehan
President and Chief Executive Officer

RECEIVED AND ACCEPTED THIS _____ DAY OF MARCH, 2015:

City of El Paso

By: _____ (sign here)

Name: _____ (please print)

Title: _____ (please print)