

CITY OF EL PASO, TEXAS

CITY CLERK DEPT.
2018 AUG 14 AM9:44

AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: MPO

AGENDA DATE: August 21, 2018

CONTACT PERSON NAME AND PHONE NUMBER: Roger Williams, 212-0258

DISTRICT(S) AFFECTED: All

SUBJECT:

That the City Manager be authorized to sign a First Amendment to the Master Interlocal Cooperation Agreement between the Metropolitan Planning Organization for the El Paso Urban Transportation Study Area ("EPMPO") and the University of Texas at El Paso ("UTEP"). The City Manager is signing for the City of El Paso, Texas acting in its capacity as the fiscal agent for the EPMPO. The amendment extends the term of the original Master Cooperation Agreement until August 31, 2020 and increases the amount of the Master Cooperation Agreement to \$1,180,000.00.

BACKGROUND / DISCUSSION:

The MPO has benefited greatly through the use of its Interlocal Agreements with UTEP. This benefit has been in the area of providing transportation and technical analysis, research, and assistance. The Interlocal Agreement will help the MPO in its mission to develop the International and Regional Transportation Model, the Transportation Improvement Program, Metropolitan Transportation Plan, and Conformity Plan.

PRIOR COUNCIL ACTION:

Previous Agreement was approved by Council on October 18, 2016.

AMOUNT AND SOURCE OF FUNDING:

Account: 502215-6800-G681902020-568-68010, Fund Source Name: FHWA PL-112, No City Match required

BOARD / COMMISSION ACTION:

The Transportation Policy Board the First Amendment on July 27, 2018

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

DEPARTMENT HEAD:

Roger Williams
Name

Signature

Date

Roger Williams 8/14/18

RESOLUTION

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

That the City Manager be authorized to sign a First Amendment to the Master Interlocal Cooperation Agreement between the Metropolitan Planning Organization for the El Paso Urban Transportation Study Area ("EPMPO") and the University of Texas at El Paso ("UTEP"). The City Manager is signing for the City of El Paso, Texas acting in its capacity as the fiscal agent for the EPMPO. The amendment extends the term of the original Master Cooperation Agreement until August 31, 2020 and increases the amount of the Master Cooperation Agreement to \$1,180,000.00.

ADOPTED this ____ day of _____, 201_.

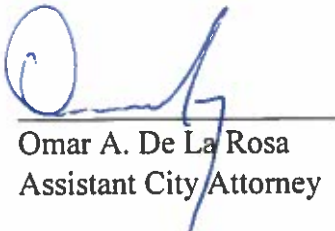
THE CITY OF EL PASO

Dee Margo
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Omar A. De La Rosa
Assistant City Attorney

APPROVED AS TO CONTENT:



Roger Williams
MPO Interim Executive Director

STATE OF TEXAS § **FIRST AMENDMENT TO THE MASTER**
 § **INTERLOCAL COOPERATION AGREEMENT**
COUNTY OF TEXAS §

This First Amendment to the Master Interlocal Cooperation Agreement (the "First Amendment") is entered into this ____ day of _____, 2018, by and between the El Paso Metropolitan Planning Organization ("EPMPO"), and The University of Texas at El Paso ("UTEP"), a Texas Institution of Higher Education, pursuant to the Interlocal Cooperation Act, TEX. GOV. CODE ANN. §791.001, et seq., to-wit:

WHEREAS, the EPMPO is the regional Metropolitan Planning Organization for the City of El Paso Urban Transportation Study Area; and,

WHEREAS, UTEP is an Institution of Higher Education that provides transportation studies, research, evaluation and other services related to transportation; and,

WHEREAS, on October 18, 2016, the EPMPO and UTEP entered into a Master Interlocal Cooperation Agreement (the "Agreement") for the provision of transportation studies, research, evaluations, and other transportation services provided by UTEP to the EPMPO; and

WHEREAS, EPMPO and UTEP now desire to amend the Agreement by extending the term of the Agreement, increasing the total compensation payable to UTEP by \$430,000.00 for tasks ordered to be performed by UTEP.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the undersigned Parties agree to amend the Agreement as follows:

1. That the fourth paragraph in the section titled, "III. PAYMENT FOR SERVICES" be amended to read as follows:

The total compensation for all ordered tasks shall not exceed ONE MILLION ONE HUNDRED EIGHTY THOUSAND AND NO/100 DOLLARS (\$1,180,000.00).

2. That paragraph A (Term and Termination) of Section IV (GENERAL PROVISIONS) be amended to read as follows:

A. Term and Termination. This Agreement shall be effective as of the date written above and shall continue in force and effect until August 31, 2020, unless either party terminates this Agreement. This Agreement may be extended by the written approval of both parties. This Agreement may be terminated upon thirty (30) days written notice by either party.

3. All other terms of the Agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this First Amendment to be effective on the date and year first above written.

(SIGNATURES BEGIN ON FOLLOWING PAGE)

**THE EL PASO METROPOLITAN
PLANNING ORGANIZATION:**

By:




Michael Medina
Executive Director

APPROVED AS TO FORM:




Omar A. De La Rosa
Assistant City Attorney



Scott P. Foster
MPO Legal Counsel

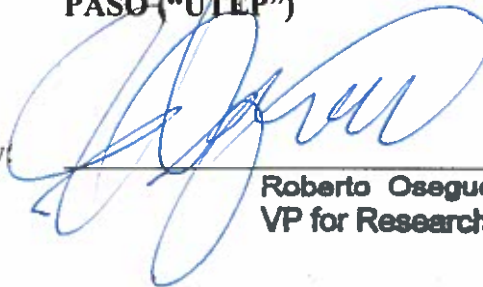
APPROVED AS TO CONTENT:



Tommy Gonzalez
City Manager for the City of El Paso, as
fiscal agent of the EPMPO.

**THE UNIVERSITY OF TEXAS AT EL
PASO ("UTEP")**

By:



Roberto Osegueda
VP for Research

8/2/18