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

**DEPARTMENT:** Public Health

**AGENDA DATE:** 12/8/20

CONTACT PERSON NAME AND PHONE NUMBER:

Angela Mora 915-212-6564

DISTRICT(S) AFFECTED: All

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

#### **SUBJECT:**

Be it resolved by the City Council of the City of El Paso that the Mayor be authorized to sign a Second Amendment to Interlocal Agreement for Shared Laboratory Services by and between the City of El Paso ("City"), a home rule municipal corporation and El Paso County Hospital District d/b/a University Medical Center of El Paso ("UMC"), to increase the sum of services amount by an additional \$425,000.00 in order for UMC to provide additional services pursuant to this Interlocal Agreement.

BACKGROUND / DISCUSSION: n/a

<u>PRIOR COUNCIL ACTION:</u> First amendment was approved on August 18, 2020; original agreement was approved September 3, 2019.

<u>AMOUNT AND SOURCE OF FUNDING:</u> \$425,000.00 funded through the Title X Family Planning grant and general fund

**BOARD/COMMISSION ACTION:** 

**DEPARTMENT HEAD:** 

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Information copy to appropriate Deputy City Manager

## RESOLUTION

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

That the Mayor be authorized to sign a Second Amendment to Interlocal Agreement for Shared Laboratory Services by and between the City of El Paso ("City"), a home rule municipal corporation and El Paso County Hospital District d/b/a University Medical Center of El Paso ("UMC"), to increase the sum of services amount by an additional \$425,000.00 in order for UMC to provide additional services pursuant to this Interlocal Agreement.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

CITY OF EL PASO:

ATTEST:

Dee Margo Mayor

Laura D. Prine City Clerk

**APPROVED AS TO FORM:** 

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Roberta Brito Assistant City Attorney **APPROVED AS TO CONTENT:** 

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Angela Mora, Director Department of Public Health

# THE STATE OF TEXAS )SECOND AMENDMENT)INTERLOCAL AGREEMENT FORCOUNTY OF EL PASO )SHARED LABORATORY SERVICES

This Second Amendment to the Interlocal Agreement for Shared Laboratory Services is made by and between the City of El Paso, a Texas municipal corporation (the "*City*"), and El Paso County Hospital District d/b/a University Medical Center of El Paso ("UMC") ("*UMC*").

**WHEREAS**, on September 3, 2019, the City entered into an Interlocal Agreement (the "Agreement") with UMC to share laboratory testing services through the use of request orders; and

WHEREAS, on August 18, 2020, the parties entered into a First Amendment to the Agreement to increase the sum of services amount during the term of the Agreement by \$145,000.00 in order for UMC to provide additional work under the Agreement; and

WHEREAS, the parties desire to enter into a Second Amendment to increase the sum of services amount by an additional \$425,000.00 in order for UMC to provide additional work under this Agreement.

**NOW THEREFORE**, in consideration of the mutual promises set forth in this Amendment and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. Paragraph 3.0 ("Consideration") is here amended to delete subparagraph 3.4 in its entirety and replace as follows:

3.4 The parties agree that upon presentation by the other party of a properly documented proof of performance and invoice, each party shall make full payment to the other party within thirty (30) days of the delivery of the invoice. Invoices will be sent on a monthly basis. Payments not made when due shall be subject to late charges of the lesser of (a) one and one-half percent (1.5%) per month of the overdue amount; or (b) the maximum amount permitted under applicable law. Both parties agree that the sum for the services rendered during the term of this Agreement shall not exceed \$650,000.00.

- 2. All terms and conditions of the Agreement and all subsequent Amendments thereto, except as herein revised, shall remain in full force and effect.
- 3. This Second Amendment becomes effective on the date provided on the City's signature page.

(Signatures on Following Page)

IN WITNESS WHEREOF, this Interlocal Agreement has been executed by the parties reflected on the signatures below.

## THE CITY OF EL PASO

Dee Margo	
Mayor	
Date:	

ATTEST:

Laura D. Prine City Clerk

### **APPROVED AS TO FORM:**

Roberta Brito Assistant City Attorney

### **APPROVED AS TO CONTENT:**

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Angela Mora, Director Public Health Department

### UNIVERSITY MEDICAL CENTER

R. Jacob Cintron President & Chief Executive Officer

**REVIEWED BY LEGAL DEPARTMENT:** 

Omar Villa, Chief Legal Officer