

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

AGENDA DATE: November 23, 2021

PUBLIC HEARING DATE: Not Applicable

CONTACT PERSON(S) NAME AND PHONE NUMBER:

Sam Rodriguez, Chief Operations and Transportation Officer, Aviation Director and City Engineer, (915) 212-1845

Bruce D. Collins, Director of Purchasing & Strategic Sourcing, (915) 212-1181

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: Strategic Goal No. 1: Cultivate an Environment Conducive To Strong, Sustainable Economic Development

SUBGOAL: 1.4 – Grow the core business of air transportation.

SUBJECT:

That the City Manager be authorized to sign the Consent to Assignment of Contract No. 2015-002R Vehicle Rental Concessionaire by and between the City of El Paso, Budget Rent a Car of El Paso, Inc. D/B/A Budget Rent a Car of El Paso ("Assignor") and Budget Rent a Car System, Inc. ("Assignee").

BACKGROUND / DISCUSSION:

The Department of Aviation and the Purchasing and Strategic Sourcing Department request the approval of this Consent to Assignment to allow the transition of operation of the Budget Rent A Car brand at the El Paso International Airport from the current operator, Budget Rent A Car of El Paso, Inc. to Budget Rent A Car System, Inc., the new operator. The transition will be seamless to the customer.

SELECTION SUMMARY:

N/A

CONTRACT VARIANCE:

N/A

PROTEST

N/A

PRIOR COUNCIL ACTION:

Motion to approve contract 2015-002R awarded on 3/10/2015 for an initial term estimated revenue amount of \$3,010,520.00 for ten (10) years to include up one (1) additional term of five (5) year each for a total of fifteen (15) year revenue amount of \$4,515,780.00.

AMOUNT AND SOURCE OF FUNDING:

N/A – This is a revenue generating contract

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: El Paso International Airport

SECONDARY DEPARTMENT: Purchasing & Strategic Sourcing

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

DEPARTMENT HEAD:



Sam Rodriguez, Chief Operations and Transportation Officer, Aviation Director and City Engineer

**COUNCIL PROJECT FORM
(Resolutions)**

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

Please place the following Item on the **CONSENT** agenda (under **RESOLUTIONS**) for the Council Meeting of **November 23, 2021.**

STRATEGIC GOAL: NO. 1 – Cultivate an Environment Conducive To Strong, Sustainable Economic Development

The linkage to the Strategic Plan is subsection 1.4 – Grow the core business of air transportation.

Award Summary:

That the City Manager be authorized to sign the Consent to Assignment of Contract No. 2015-002R Vehicle Rental Concessionaire by and between the City of El Paso, Budget Rent a Car Of El Paso, Inc. D/B/A Budget Rent a Car of El Paso (“Assignor”) and Budget Rent a Car System, Inc. (“Assignee”).

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

RESOLUTION

THAT the City Manager be authorized to sign the Consent to Assignment of Contract No. 2015-002R Vehicle Rental Concessionaire by and between the City of El Paso, Budget Rent a Car of El Paso, Inc. D/B/A Budget Rent A Car of El Paso (“Assignor”) and Budget Rent a Car System, Inc. (“Assignee”).

APPROVED this ____ day of _____ 2021.

CITY OF EL PASO:

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Evy A. Sotelo
Assistant City Attorney

APPROVED AS TO CONTENT:

Sam Rodriguez, Chief Operations and
Transportation Officer, Aviation Director
and City Engineer

STATE OF TEXAS)
)
COUNTY OF EL PASO)

**CONSENT TO ASSIGNMENT OF
CONTRACT NO. 2015-002R**

This Consent to Assignment is executed this _____ day of _____, 2021, by and between the City of El Paso (the “City”), Budget Rent A Car of El Paso, Inc. D/B/A Budget Rent A Car of El Paso (“Assignor”) and Budget Rent A Car System, Inc. (“Assignee”).

WHEREAS, on March 10, 2015 the City of El Paso (City) entered into Contract No. 2015-002R with Assignor to provide Vehicle Rental Concessionaire for an initial term of Ten (10) years with one (1) 5-year options to extend the Contract which is fully incorporated herein by reference to provide such service to the City;

WHEREAS, after entering into said Contract on November 1, 2021 the Assignor entered into an asset purchase deal with the Assignee;

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

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

WHEREAS, Assignor has agreed to be responsible for all duties and obligations under the Contract preceding November 1st, 2021. Assignee has agreed to be responsible for all duties and obligations under the Contract after November 1st, 2021; 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 the contract to Assignee.
2. Assignee agrees to assume and perform all duties, obligations and responsibilities under the contract.
3. All terms and conditions of the contract shall remain in full force and effect.

(Signature Page to follow)

STATE OF TEXAS)
)
COUNTY OF EL PASO)

**CONSENT TO ASSIGNMENT OF
CONTRACT NO. 2015-002R**

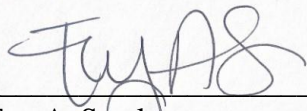
(Signature Page)

EXECUTED this the _____ day of _____, 2021

THE CITY OF EL PASO:

Tomás González
City Manager

APPROVED AS TO FORM:



Evy A. Sotelo
Assistant City Attorney

APPROVED AS TO CONTENT:

Sam Rodriguez, Chief Operations and
Transportation Officer, Aviation Director
and City Engineer

ASSIGNOR:

Budget Rent a Car of El Paso, Inc. D/B/A
Budget Rent A Car of El Paso,
Inc.

Name: _____
Title: _____

ASSIGNEE:

Budget Rent A Car System, Inc.

Name: _____
Title: _____