



## Travis County Commissioners Court Agenda Request

**Meeting Date:** January 7, 2014

**Prepared By/Phone Number:** Shannon Pleasant, CTPM 854-1181;  
Marvin Brice, CPPB 854-9765

**Elected/Appointed Official/Dept. Head:** Cyd Grimes C.P.M. CPPO

**Commissioners Court Sponsor:** Judge Biscoe

**Agenda Language:** Approve Modification No. 2 to Interlocal Agreement No. 4400001009, City of Austin for the Summer Youth Employment Program.

- **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action meets the compliance requirements as outlined by the statutes.

Travis County and the City of Austin have jointly funded the Summer Youth Employment Program (SYEP) since 1997. SYEP provides a variety of work-based learning opportunities for youth throughout the City of Austin and Travis County. Travis County is responsible for administering the program and managing day-to-day operations. There are four full-time staff and approximately seven temporary/seasonal Travis County employees who operate the program. The City of Austin handles all payroll duties for participating youth. Travis County will contribute \$217,554 toward youth stipends in FY'13, with the City of Austin contributing \$345,000. The total combined funding for youth stipends is \$562,554. This will provide summer jobs for 750 youth, including 115 youth with disabilities.

Modification No. 2 will revise Sections 2.01 ("Maximum Funds - County") and 2.02 ("Maximum Funds - City") of the 2013 Renewal; in regards to funding availability with the intention of paying for services provided by the Parties during both the Initial Term and the 2013 Renewal Term, as necessary. The effective date of this Amendment is May 1, 2013, upon execution of this Amendment by both Parties. There is no change to the contract not to exceed amount.

ID# 10063

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted as a pdf to [agenda@co.travis.tx.us](mailto:agenda@co.travis.tx.us) by Tuesdays at 5:00 p.m. for the next week's meeting.

Modification No. 1 renewed the Interlocal Agreement for an additional twelve month period beginning September 1, 2013 through August 31, 2014. The total not to exceed agreement amount was \$217,554.

➤ **Contract Expenditures:** Within the last 12 months \$217,554.00 has been spent against this contract/requirement.

➤ **Contract-Related Information:**

Award Amount: \$217,554

Contract Type: Interlocal

Contract Period: June 1, 2012 through August 31, 2013

➤ **Contract Modification Information:**

Modification Amount: \$0

Modification Type: Bilateral

Modification Period: May 1, 2013 through August 31, 2014

➤ **Solicitation-Related Information:** Not Applicable

Solicitations Sent:

Responses Received:

HUB Information:

% HUB Subcontractor:

➤ **Special Contract Considerations:** Not Applicable

Award has been protested; interested parties have been notified.

Award is not to the lowest bidder; interested parties have been notified.

Comments:

➤ **Funding Information:** Not Applicable

SAP Shopping Cart #:

Funding Account(s):

Comments:

ID# 10063

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**MODIFICATION OF CONTRACT NUMBER: 4400001009 – Summer Youth Employment Program** **Page 1 of 3**

<b>ISSUED BY: PURCHASING OFFICE</b> 700 Lavaca, Suite 800 Austin, Texas 78701	<b>PURCHASING AGENT ASST: Shannon Pleasant</b> TEL. NO: (512) 854-1181 FAX NO: (512) 854-9185	<b>DATE PREPARED:</b>  November 14, 2013
<b>ISSUED TO:</b> City of Austin P. O. Box 1088 Austin, Texas 78767	<b>MODIFICATION NO.:</b>  2	<b>EXECUTED DATE OF ORIGINAL CONTRACT:</b>  June 1, 2012

**ORIGINAL CONTRACT TERM DATES:** June 1, 2012 – August 31, 2013      **CURRENT CONTRACT TERM DATES:** September 1, 2013 – August 31, 2014

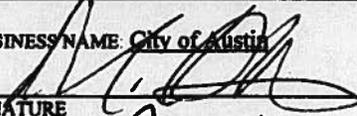
**FOR TRAVIS COUNTY INTERNAL USE ONLY:**  
 Original Contract Amount: \$ 217,554      Current Modified Amount \$ 217,554

**DESCRIPTION OF CHANGES:** The Contract is amended according to the terms of the attachment to this Modification ("Attachment"), all of which is made a part of the Contract and constitutes promised performances by the Contractor in accordance with all terms and conditions of the Contract, as amended.

1. The Parties agree that the funds set forth in Sections 2.01 ("Maximum Funds – County") and 2.02 ("Maximum Funds – City") of the 2013 Renewal were intended by the Parties to be available to pay for services provided by the Parties during both the Initial Term and the 2013 Renewal Term, as necessary.
2. The effective date of this Amendment is May 1, 2013, upon execution of this Amendment by both Parties.

Except as provided herein, all terms, conditions, and provisions of the document referenced above as heretofore modified, remain unchanged and in full force and effect.

**Note to Vendor/City:**  
 Complete and execute (sign) your portion of the signature block section below for all copies and return all signed copies to Travis County.  
 DO NOT execute and return to Travis County. Retain for your records.

LEGAL BUSINESS NAME: <u>City of Austin</u> BY:  SIGNATURE BY: <u>Marc A. Ott</u> PRINT NAME TITLE: <u>City Manager</u> ITS DULY AUTHORIZED AGENT	<input type="checkbox"/> DBA <input type="checkbox"/> CORPORATION <input type="checkbox"/> OTHER  DATE:
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TRAVIS COUNTY, TEXAS BY:  CYD V GRIMES, C.P.M., CPPO TRAVIS COUNTY PURCHASING AGENT	DATE:
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TRAVIS COUNTY, TEXAS BY: _____ SAMUEL T. BISCOE, TRAVIS COUNTY JUDGE	DATE:
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**AMENDMENT OF INTERLOCAL COOPERATION AGREEMENT  
BETWEEN TRAVIS COUNTY AND THE CITY OF AUSTIN  
FOR WORK-BASED LEARNING/SUMMER YOUTH EMPLOYMENT PROGRAM**

This Amendment of Interlocal ("Amendment") is entered into by the following parties: Travis County, a political subdivision of Texas ("County"), and the City of Austin, a Texas home-rule municipal corporation and political subdivision of the State of Texas ("City").

**II. RECITALS**

County has the authority to provide for the care of indigents and other qualified recipients (TEX. LOC. GOVT. CODE, Section 81.028, and other statutes), and provision of that care constitutes a public purpose; and County has the authority to provide for public health education and information services (TEX. HEALTH AND SAFETY CODE, CH. 121, CH. 122, and other statutes); and to provide services to youth in need of protection and care (TEX. FAMILY CODE ANN., Section 264.006); and provision of those services constitutes a public purpose.

County and City entered into an Interlocal Cooperation Agreement ("Agreement") pursuant to "The Interlocal Cooperation Act," Chapter 791, TEX. GOVT. CODE, to provide services in the form of summer employment opportunities and related services to certain eligible youth in Travis County, the provision of which constitutes a public purpose, with the Initial Term of the Agreement commencing on June 1, 2012, and expiring on August 31, 2013 ("Initial Term").

The Agreement provided for amendment of the agreement by the written agreement of the parties.

The Agreement was amended ("2013 Renewal") to extend the Agreement for an additional term beginning September 1, 2013, and continuing through August 31, 2014 ("2013 Renewal Term"), and to make certain changes in the Agreement.

County and City agree that the Agreement, as amended by the 2013 Renewal, fails to conform to the understanding between the Parties as a result of a scrivener's error and mutual mistake of the Parties; and County and City desire to amend the Agreement to correct that error in the Agreement and to reflect the actual intent of the Parties.

NOW, THEREFORE, in order to correct the mutual mistake of the Parties and accurately reflect the understanding of the agreement between the Parties, in consideration of the hereinafter set forth agreements, covenants, and payments, the amount and sufficiency of which are acknowledged, the County and City agree to amend the Agreement as follows:

**1.0 AGREEMENT TERM**

1.01 **Term**. The Parties agree that this Amendment reflects changes in the Agreement as to the Initial Term and the 2013 Renewal Term as set forth in this Amendment.

1.02 **Effective Date**. The Parties agree that the effective date of this Amendment is May 1, 2013, upon execution of this Amendment by both Parties.

**2.0 MAXIMUM CONTRACT FUNDS**

2.01 **Maximum Funds – County and City**. The Parties agree that the funds set forth in Sections 2.01 ("Maximum Funds – County") and 2.02 ("Maximum Funds – City") of the 2013 Renewal were intended by the Parties to be available to pay for services provided by the Parties during both the Initial Term and the 2013 Renewal Term, as necessary. Specifically, funding under the 2013 Renewal may be paid for services actually provided during a portion of the Initial Term, but incurred during the time period beginning May 1, 2013, and continuing through September 30, 2013 ("Summer, 2013 Term").

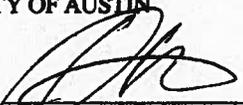
**3.0 PAYMENT**

3.01 Annual. For the Summer, 2013 Term, as specified in this Amendment, County shall pay City the amount set forth in Section 2.01 of this Amendment within thirty (30) days of receipt of a complete and correct invoice related to services provided by City during the Summer, 2013 Term.

**4.0 INCORPORATION**

4.01 County and City hereby incorporate the Agreement into this Amendment. Except for the changes made in this Amendment, County and City hereby ratify all the terms and conditions of the Agreement, as amended. The Agreement, with the changes made in this Amendment, constitutes the entire agreement between the Parties and supersedes any prior undertaking or written or oral agreements or representations between the Parties with respect to the subject matter hereof.

CITY OF AUSTIN

By:   
\_\_\_\_\_  
Marc A. Ott, City Manager  
Its Duly Authorized Representative  
Date: \_\_\_\_\_

TRAVIS COUNTY

By: \_\_\_\_\_  
Samuel T. Biscoe, County Judge  
Its Duly Authorized Representative  
Date: \_\_\_\_\_

**RECEIVED**

NOV 18 2013

TRAVIS COUNTY  
PURCHASING OFFICE



**TRAVIS COUNTY HEALTH and HUMAN SERVICES  
and VETERANS SERVICE  
100 North I.H. 35  
P. O. Box 1748  
Austin, Texas 78767**

**Sherri E. Fleming  
Executive Manager**

**(512) 854-4100  
Fax (512) 854-4115**

**DATE:** November 14, 2013

**TO:** Cyd V. Grimes, C.P.M., CPPO, Travis County Purchasing Agent

**FROM:**

*Sherri E. Fleming*  
\_\_\_\_\_  
Sherri E. Fleming, County Executive

Travis County Health and Human Services and Veterans Service

**SUBJECT:** Amendment to the Interlocal Agreement Renewal between the City of Austin and Travis County for the Summer Youth Employment Program

**Proposed Motion:**

Consider and take appropriate action to approve modification to f the contract term of the Interlocal agreement with the City of Austin for the FY'13 Summer Youth Employment Program.

**Summary and Staff Recommendations:**

The Agreement was amended to extend the Agreement for an additional term beginning September 1, 2013, and continuing through August 31, 2014 ("2013 Renewal Term"), and to make certain changes in the Agreement. The Agreement failed to conform to the understanding between the Parties as a result of a scrivener's error and mutual mistake of the Parties; and County and City desire to amend the Agreement to correct that error in the Agreement and to reflect the actual intent of the Parties. The Parties agree that the effective date of the Amendment is May 1, 2013, upon execution of the Amendment by both Parties.

TCHHSVS staff recommends approving the proposed amendment to the Interlocal agreement.

**Amended Contract Term:**

May 1, 2013 to August 31, 2014

**Budgetary and Fiscal Impact: None**

Cc: Deborah Britton, Division Director, Community Services, TCHHS/VS  
Nicki Riley, Travis County Auditor  
Mary Etta Gerhardt, Assistant County Attorney  
Leslie Browder, County Executive for Planning and Budget Office  
Diana Ramirez, Analyst, Planning and Budget Office  
Cyd Grimes, C.P.M., Travis County Purchasing Agent  
Shannon Pleasant, Purchasing Agent, Travis County Purchasing Office  
Caula McMarion, Accountant, TCHHS/VS  
Kathleen Haas, Financial Manager, TCHHS/VS