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**County of El Paso  
Agenda Item Details**

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**Item Title:** Public Works/Facilities - Downtown Detention Facility HVAC Renovation Change Order 1

**Submitted By:** Robin Sully, Director

**Department:** Facilities Management

**Department Phone Number:** 915-546-2009

**Subject:** Approve and authorize the County Judge to sign the Change Order between the County of El Paso, a political subdivision of the State of Texas (“County” or “Owner”) and Control & Equipment Company of El Paso, Texas. The Change Order is to amend and modify the Supplemental Contract between the County and Contractor relating to Purchase and Install the HVAC Control System Upgrades for the Downtown Detention Facilities, and any applicable addendums. Funds are available in CP-TN23B-DDF-RENOV-HVACCONTROL. (Contract No. 2024-0577)

**Background:** The HVAC system upgrade at the Downtown Detention Facility requires a change order due to significant wear and tear on the variable frequency drives supporting the system, along with outdated materials used on this equipment. The change order is essential to address these conditions and ensure the upgrade meets current standards for safety and efficiency.

Contract Number: 2024-0577  
Contract Term Start: 6/30/2024  
Contract Term End: 2/27/2025  
County Attorney Opinion Number:

**Fiscal Impact:** Fiscal Impact Historical

Fiscal Impact Projected  
\$213,063.06  
CP-TN23B-DDF-RENOV-HVACCONTROL  
COC-3020-23BDDF1-431-30-11160-0253-23B03-703001-

Long Account Number: Amount:

Long Account Number: COCP-3020-23BDDF1-431-30-11160-0253-23B03-703001- Amount: \$213,063.06

**Budget or Unbudgeted Match:**

**Recommendation:**

Approval

**Prior Action:**

4/08/2024, Consent "Y" – Bid Award Approved

9/11/2023, Item #16 – Contract 2023-0620 Approved

6/12/2023, Item #12 – Bid Award Approved

**Strategic Plan:**

Goal:

null

Objective:

**Strategic Plan Information:**

**Estimated Time Needed  
For This Item:**

STATE OF TEXAS )  
 )  
COUNTY OF EL PASO )

**CHANGE ORDER 1 TO SUPPLEMENTAL CONTRACT  
RELATING TO HVAC CONTROL SYSTEM UPGRADE FOR DOWNTOWN  
DETENTION FACILITY**

This Change Order is entered into by and between the County of El Paso, a political subdivision of the State of Texas (“County” or “Owner”) and Control & Equipment Company of El Paso, Texas an entity authorized to conduct business in Texas (“Contractor” or “Vendor”) to amend and modify the Supplemental Contract Between Owner and Contractor (2023-0620) by and between the County and Contractor relating to Purchase and Installation of HVAC Control System Upgrades for the Downtown Detention Facilities, and any applicable addendums, amendments, attachments, exhibits, and any other applicable terms (collectively the “Agreement”). To the extent that any provisions in the main body of the Agreement conflict with the provisions of this Change Order, this Change Order shall control.

The parties wish to modify and supersede the Agreement in the following respects:

1. Exhibit 1 of the original agreement shall be amended to include Quotation Q-24-0265 prepared by Contractor and attached and incorporated into this Agreement as Exhibit 1-A.
2. Section 8.1 shall be amended as follows:

The fixed price will be increased from \$1,668,146.00 to \$1,881,209.06.

3. All other terms and conditions of the Agreement remain the same.

IN WITNESS WHEREOF, the parties execute this agreement on the \_\_ day of \_\_\_\_\_, 2024.

THE COUNTY OF EL PASO, TEXAS

CONTROL & EQUIPMENT CO. OF EL PASO, INC.

By \_\_\_\_\_  
County Judge Ricardo A. Samaniego  
Date: \_\_\_\_\_

By \_\_\_\_\_  
(Name) \_\_\_\_\_  
(Title) \_\_\_\_\_  
(Signor must have legal authority to bind their entity)  
Date: \_\_\_\_\_



# COMMISSIONERS COURT CONTRACT FORM

## CONTRACT SUMMARY

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Approve and authorize the County Judge to sign the Change Order between the County of El Paso, a political subdivision of the State of Texas (“County” or “Owner”) and Control & Equipment Company of El Paso, Texas. The Change Order is to amend and modify the Supplemental Contract between the County and Contractor relating to Purchase and Install the HVAC Control System Upgrades for the Downtown Detention Facilities, and any applicable addendums. Funds available in CP-TN23B-DDF-RENOV-HVACCONTROL. Contract: 2024-0577.

### ADDITIONAL BACKGROUND:

The HVAC system upgrade at the Downtown Detention Facility requires a change order due to significant wear and tear on the variable frequency drives supporting the system, along with outdated materials used on this equipment. The change order is essential to address these conditions and ensure the upgrade meets current standards for safety and efficiency.

### FISCAL IMPACT:

\$213,063.06

CP-TN23B-DDF-RENOV-HVACCONTROL

COCP-3020-23BDDF1-431-30-11160-0253-23B03-703001-

### PRIOR COURT ACTION:

4/08/2024, Consent “Y” – Bid Award Approved

9/11/2023, Item #16 – Contract 2023-0620 Approved

6/12/2023, Item #12 – Bid Award Approved

**RECOMMENDATION:** Approval

## BASIC CONTRACT DETAILS

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CONTRACT NO.: 2024-0577

CONTRACT TITLE: Downtown Detention Facility / HVAC Upgrade Agreement / Change Order 1 - Purchase & Install

SECOND PARTY: Control & Equipment Company (CEC)

CONTRACT TYPE: Contract Modification

## TERM AND BUDGET DETAILS

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TERM:

EXTENSION OPTIONS:

EFFECTIVE DATE:

MOD EFFECTIVE DATE (If Applicable): 07/01/2024

EXPIRATION DATE:

MOD EXPIRATION DATE (If Applicable): 02/28/2025

EXTENSION DEADLINE DATE (If Applicable):

AMOUNT:

MOD AMOUNT (If Applicable): 213063.06

## **APPROVALS**

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### COUNTY ATTORNEY APPROVAL

The attached document has been given legal review by the El Paso County Attorney's Office on behalf of the County of El Paso, its officers, and employees. Said legal review should not be relied upon by any person or entity other than the County of El Paso, its officers, and employees.

COUNTY ATTORNEY: Vivian Arroyo

LEGAL REVIEW: Approved as to Form with Addendum/Modifications/Reservations Noted Below

LEGAL REVIEW NOTES (If Applicable): Change to overall contract price within amounts allowed per Texas law.

DATE: 8/12/2024

### DIRECTOR/DEPARTMENT HEAD APPROVAL

The undersigned hereby certifies that he/she has read the contract, understands and approves the contract terms and conditions and further certifies that the contract conforms to the bid specification, if any, and acknowledges that he/she is responsible for administering all terms and conditions.

DIRECTOR/DEPARTMENT HEAD/DESIGNEE: Norma Rivera Palacios

DEPARTMENT CONTACT: Viviana Hernandez

DEPARTMENT: Facilities

DATE: 08/13/2024

