

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

**DEPARTMENT:** Financial Services  
**AGENDA DATE:** January 29, 2008  
**CONTACT PERSON/PHONE:** Gonzalo Cedillos, P.E., 541-4074  
**DISTRICT(S) AFFECTED:** 8



**SUBJECT:**

That the El Paso City Council consents to the assignment by Mills Acquisition Company LP, n/k/a Mills Plaza Properties LP, of its interest in the sale of a portion of City property within Block 17, Anson Mills Map of the City of El Paso, El Paso County, Texas, commonly known as 319-327 Oregon Street, to Mills Plaza Parking LP.

**BACKGROUND / DISCUSSION:**

Pursuant to the terms and conditions of Solicitation 2008-028, Mills Acquisition Company LP, n/k/a Mills Plaza Properties LP, requests that it be allowed to assign its interest in the proposed bid award for this Property to Mills Plaza Parking LP. Upon the City Council's approval of the assignment and pursuant to the terms and conditions of the proposed assignment, Mills Plaza Parking LP will be bound to comply with the terms and conditions of the City's sale of the land.

**PRIOR COUNCIL ACTION:**

Approval of Contract of Sale ordinance

**AMOUNT AND SOURCE OF FUNDING:**

N/A

**BOARD / COMMISSION ACTION:**

N/A

CITY CLERK DEPT.  
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\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**LEGAL:** (if required) \_\_\_\_\_ **FINANCE:** (if required) \_\_\_\_\_

**DEPARTMENT HEAD:** Carmen Quintana Candelani  
(Example: if RCA is initiated by Purchasing, client department should sign also)  
*Information copy to appropriate Deputy City Manager*

**APPROVED FOR AGENDA:** \_\_\_\_\_

**CITY MANAGER:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**RESOLUTION**

**WHEREAS**, the City of El Paso staff has recommended the sale of 11,057 square feet, more or less, being a portion of Block 17, Anson Mills Map of the City of El Paso, El Paso County, Texas, commonly known as 319-327 Oregon Street; and

**WHEREAS**, in accordance with Section 272.001 of the Texas Local Government Code, the City of El Paso advertised and solicited bids for the purchase of the identified property; and

**WHEREAS**, Mills Acquisition Company LP, n/k/a Mills Plaza Properties LP, is the highest bidder and submitted a bid of \$451,000.00, which amount includes additional fees for an appraisal and a survey incurred by the City to sell the identified property and staff has recommended the sale of the property to the highest bidder; and

**WHEREAS**, a term and condition of the proposed bid award is that the City must give its express written consent of any assignment of the awarded contract of sale, and the Mills Acquisition Company LP, n/k/a Mills Plaza Properties LP has requested that the City give its consent to allow Mills Acquisition Company LP, n/k/a Mills Plaza Properties LP, to assign its interest in the sale identified property; and

**WHEREAS**, Mills Plaza Parking LP agrees to perform all obligations of the bid award as recommended to be awarded to Mills Acquisition Company LP, n/k/a Mills Plaza Properties LP,

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the El Paso City Council consents to the assignment by Mills Acquisition Company LP, n/k/a Mills Plaza Properties LP, of its interest in the sale of a portion of City property within Block 17, Anson Mills Map of the City of El Paso, El Paso County, Texas, commonly known as 319-327 Oregon Street, to Mills Plaza Parking LP.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2008.

THE CITY OF EL PASO

ATTEST:

\_\_\_\_\_  
John F. Cook, Mayor

\_\_\_\_\_  
Richarda Momsen, City Clerk

APPROVED AS TO CONTENT:

*Carmen Arrieta-Candelaria*  
\_\_\_\_\_  
Carmen Arrieta-Candelaria  
Chief Financial Officer

APPROVED AS TO CONTENT:

*Gonzalo Cedillos*  
\_\_\_\_\_  
Gonzalo Cedillos  
Capital Assets Manager

APPROVED AS TO FORM:

*Theresa Cullen-Garney*  
\_\_\_\_\_  
Theresa Cullen-Garney, Deputy City Attorney

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CITY CLERK DEPT.