

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

DEPARTMENT: Parks and Recreation Department

AGENDA DATE: Public Hearing January 29, 2013

CONTACT PERSON/PHONE: Liza Ramirez-Tobias (541-4599)

DISTRICT AFFECTED: District 1

SUBJECT:

Approve a resolution for the use of approximately 1.876 acres of Tom Lea Park by El Paso Independent School District for an existing parking lot and school related buildings.

BACKGROUND / DISCUSSION:

The City and El Paso Independent School District (EPISD) entered into a lease for the use of a portion of Tom Lea Park (previously known as Scenic Park) for a parking lot and school related buildings on May 17, 1943, which expired on May 17, 1968. EPISD requested a new lease, which will remediate the current encroachment onto parkland.

A public hearing is required for the use of parkland as contemplated. Council is asked to make a determination that there is no feasible and prudent alternative to the use of approximately 1.876 acres of Tom Lea Park, and the existing use includes all reasonable planning to minimize harm to Tom Lea Park.

The actual lease will be on a future Council agenda.

PRIOR COUNCIL ACTION:

City Council approved lease of Tom Lea Park (Scenic Park) - May 1943

AMOUNT AND SOURCE OF FUNDING:

N/A

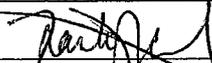
BOARD / COMMISSION ACTION:

City Plan Commission recommended approval January 10, 2013

Parks and Recreation Advisory Board recommended Council approval January 14, 2013

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

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD:  _____

(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, City staff has identified 1.876 acres of land situated within the limits of Tom Lea Park, for a lease including this portion of parkland to the El Paso Independent School District (“EPISD”) for existing parking lot and school related buildings, a description of which is attached hereto as Exhibit “A” and made a part hereof for all purposes; and

WHEREAS, City staff has recommended the use of the 1.876 acres for the lease to EPISD in order to correct an existing encroachment; and

WHEREAS, the City has given notice to the public by publishing a notice once a week for three consecutive weeks in a newspaper of general circulation as required in the Texas Parks & Wildlife Code Section 26.002; and

WHEREAS, City Council determines that the proposed use of Tom Lea Park includes all reasonable planning to minimize harm to the land as a park resulting from the use.

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

1. That the El Paso City Council approves the use of a 1.876 acre portion of Tom Lea Park for the lease to EPISD for the existing parking lot and school related buildings; and
2. That, related to lease and in accordance with Chapter 26 of the Texas Parks and Wildlife Code, the City Council determines there is no feasible and prudent alternative to the use of the Tom Lea Park acreage, and that the proposed includes all reasonable planning to minimize harm to the land as a park resulting from the use.

(signatures follow on next page)

ADOPTED this _____ day of _____ 20_____.

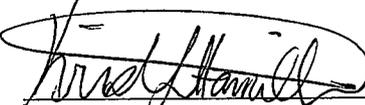
CITY OF EL PASO

John F. Cook, Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Kristen L. Hamilton
Assistant City Attorney

APPROVED AS TO CONTENT:



Nanette L. Smejkal, Director
Parks and Recreation Department

DORADO ENGINEERING, INC.
2717 E. Yandell El Paso, Texas 79903 (915) 562-0002 Fax (915) 562-7743

2011 MAR 25 AM 1:01

**Virginia Street Vacation
(Schuster Boulevard North to Rim Road Vacated)**

Parcel 1

Metes and Bound description of a parcel of land being a portion of Virginia Street, City of El Paso, County of El Paso, Texas and being more particularly described as follows;

From an existing city monument located at the intersection of a monument line on Virginia Street and the centerline of Crosby Street; Thence North 37° 30' 00" West along said monument line of Virginia Street, a distance of three hundred sixty five and no hundredths (365.00) feet to a nail on the intersection of the monument line Virginia Street and the extended Westerly Right-of-Way line of Schuster Boulevard said nail being the Point of Beginning for this description;

Thence South 52° 30' 00" West along the Southerly extended Right-of-Way of Schuster Boulevard, a distance of forty five and no hundredths (45.00) feet for a corner on a rebar on the Southerly Right-of-Way line of Virginia Street;

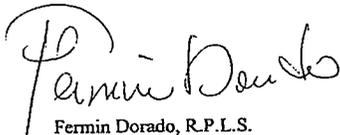
Thence North 37° 30' 00" West along the Southerly Right-of-Way line of Virginia Street, a distance of two hundred sixty and no hundredths (260.00) feet for a corner on a rebar on the Westerly Right-of-Way line of Rim Road, vacated;

Thence North 52° 30' 00" East along the extended Easterly Right-of-Way line Rim Road vacated, a distance of seventy and no hundredths (70.00) feet for a corner on rebar on the Northerly Right-of-Way line of Virginia Street;

Thence South 37° 30' 00" East along the Northerly Right-of-Way line of Virginia Street, a distance of two hundred sixty and no hundredths (260.00) feet to a corner on a rebar on the Westerly Right-of-Way line of Schuster Boulevard;

Thence South 52° 30' 00" West along the extended Westerly Right-of-Way line of Schuster Boulevard, a distance of twenty five and no hundredths (25.00) feet to a nail, said nail being the Point of Beginning for this description;

Said portion of land contains 18,200.00 square feet or 0.418 acres of land more or less.



Fermin Dorado, R.P.L.S.

S:\My Files\CITY -SURVEYING\M&B_Virginia St Vacation.doc
S:\Drawings\City_ELP\Tom_Lca



March 22, 2011

DORADO ENGINEERING, INC.

2717 E. Yandell El Paso, Texas 79903 (915) 562-0002 Fax (915) 562-7743

El Paso High School Parking Lot

Parcel 2

Metes and Bound description of a parcel of land being all of Block 70, Alexander Addition and a portion of St. Vrain, vacated, City of El Paso, County of El Paso, Texas and being more particularly described as follows;

From an existing city monument located at the intersection of a monument lines on Virginia Street and the centerline of Crosby Street; Thence North 37° 30' 00" West along the monument line of Virginia Street, a distance of three hundred sixty five and no hundredths (365.00) feet for a corner on a nail on the intersection of said monument line and the extended Westerly Right-of-Way line of Schuster Boulevard; Thence North 52° 30' 00" East along said extended Westerly Right-of-Way line of Schuster Boulevard, a distance of twenty five and no hundredths (25.00) feet to a corner on a rebar on the intersection of the Westerly Right-of-Way line of Schuster Boulevard and the Northerly Right-of-Way line of Virginia Street, said corner being the Point of Beginning for this description;

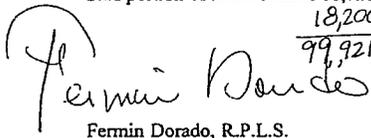
Thence along the Northerly Right-of-Way line of Virginia Street, a distance of two hundred sixty and no hundredths (260.00) feet for a corner on the Northerly Right-of-Way line of Virginia Street and the Easterly Right-of-Way line of Rim Road vacated;

Thence North 52° 30' 00" East along the Easterly Right-of-Way line of Rim Road vacated, a distance of three hundred fourteen and thirty one hundredths (314.31) feet to a rebar on the Northwest corner of the property being described;

Thence South 37° 30' 00" East along the Northerly line of the property being described, a distance of two hundred sixty and no hundredths (260.00) feet to a corner on a rebar on the Northeastly corner of the parcel being described and lying on the Westerly Right-of-Way line of Schuster Boulevard;

Thence South 52° 30' 00" West along said Westerly Right-of-Way line of Schuster Boulevard, a distance of three hundred fourteen and thirty one hundredths (314.31) feet for a corner on a rebar, said corner being the Point of Beginning for this description.

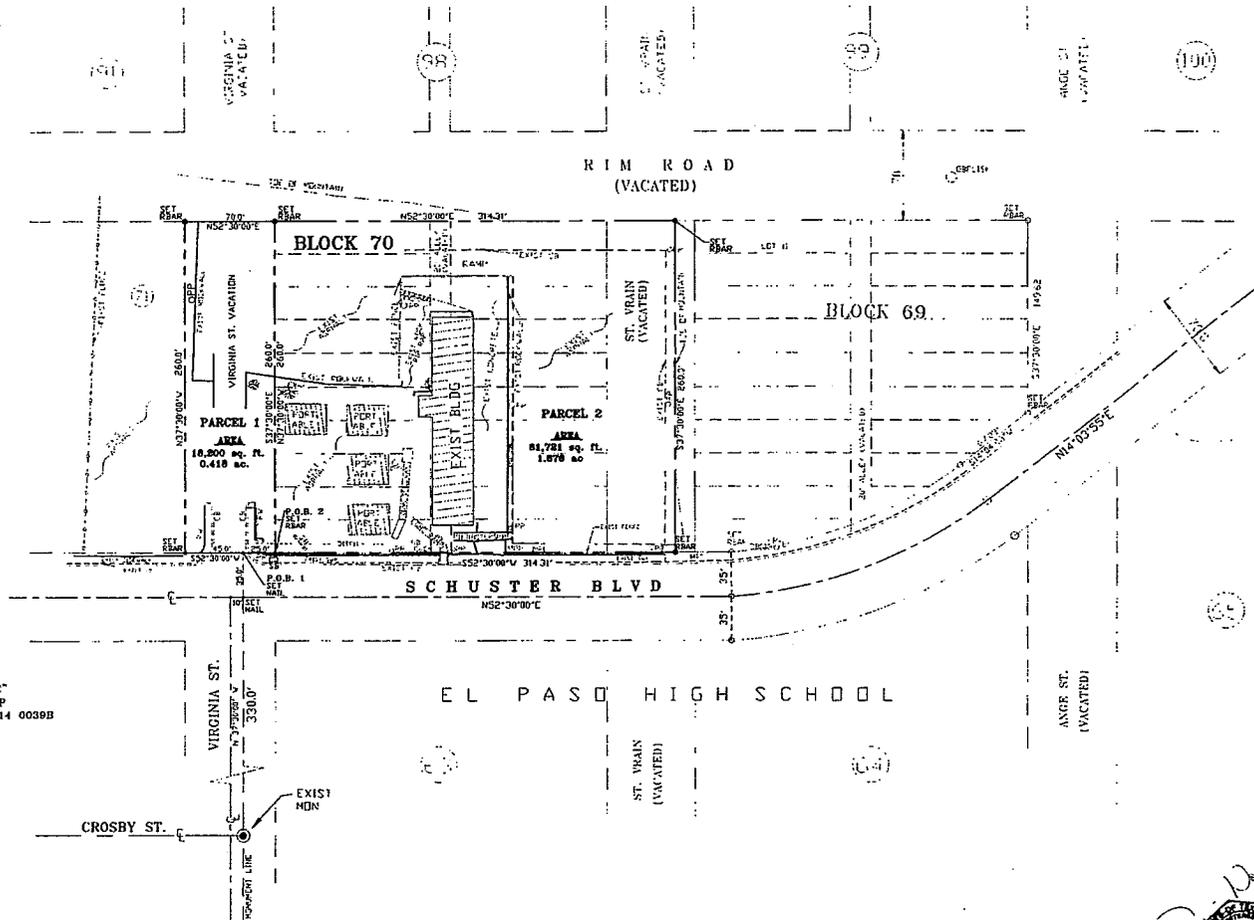
Said portion of land contains 81,721.00 square feet or 1.876 acres of land more or less.


18,200.
99,921
Fermin Dorado, R.P.L.S.



March 22, 2011

SCALE: 1"=40'



ZONING - R3

FLOOD ZONE
 SITE IS LOCATED IN FLOOD ZONE "C"
 AS PER FLOOD INSURANCE RATE MAP
 COMMUNITY - PANEL NUMBER 480214 0039B
 OCTOBER 15, 1982

- LEGEND**
- PP POWER POLE
 - SB SIGNAL BOX
 - SP SIGN POLE
 - UB UTILITY BOX
 - TL TRAFFIC LIGHT
 - GM GAS METER
 - RV ROCKWALL
 - CB CONCRETE CURB

DATE: 03/23/11	SCALE: 1"=40'
DRAWN BY: [blank]	REFERENCES: - BENCHMARKS
CHECKED BY: [blank]	S. BROWN/CITY_ECF/TOW/LEA
DATE: [blank]	DATE: [blank]
PROJECT: [blank]	PROJECT: [blank]
PROJECT NAME: ALEXANDER ADDITION BLOCK 70 AND VIRGINIA STREET EL PASO HIGH SCHOOL PARKING LOT	PROJECT NAME: [blank]
SHEET TITLE: SITE PLAN	SHEET TITLE: [blank]
SHEET: [blank]	SHEET: [blank]
REV. 03-23-11	REV. 03-23-11

For [Signature]

 03-23-11



City Council

USE OF 1.876 ACRES OF TOM LEA PARK BY EPISD FOR EXISTING PARKING LOT AND SCHOOL RELATED BUILDINGS

PARKS AND RECREATION DEPARTMENT

JANUARY 29, 2013



Tom Lea Park

S E



Tom Lea Park- proposed leased area 1.876 acres

S E



SERVICE SOLUTIONS SUCCESS



SERVICE SOLUTIONS SUCCESS





Overview

- **Area under consideration approximately 1.876 acres of Tom Lea Park**
- **No adverse impact to Tom Lea Park**
- **Expired lease (May 1943- 1968)**
- **Approved (with comments) - City Plan Commission on January 16th**
- **Approved (with comments) - Parks and Recreation Advisory Board on January 14th**



S E R V I C E S O L U T I O N S S U C C E S S



QUESTIONS OR COMMENTS

